

HOUSE JOURNAL
OF THE
Forty-Seventh Legislature
OF THE
STATE OF WASHINGTON
AT
Olympia, the State Capitol

Convened January 12, 1981
Adjourned Sine Die April 26, 1981
First Special Session
Convened April 28, 1981
Adjourned Sine Die April 28, 1981



William M. Polk, *Speaker*
Otto Amen, *Speaker Pro Tempore*
Vito T. Chlechi, *Chief Clerk*
Eljo Sutherland, *Minute/Journal Clerk*

INDEX

Regular Session, January 12 through April 26, 1981	pages 1 through 1539
First Special Session, April 28, 1981	pages 1540 through 1556
Roster of Members	pages 1558 through 1569
History of Bills	pages 1570 through 1652
General Index	pages 1652 through 1796

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Vito T. Chiechi, *Chief Clerk*
Eljo Sutherland, *Minute/Journal Clerk*

FIRST DAY

NOON SESSION

House Chamber, Olympia, Wash., Monday, January 12, 1981

The Co-Chief Clerk of the House of Representatives of the Forty-sixth Legislature, Vito T. Chiechi, called the House to order at 12:00 noon.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Sherri King and Jim Deal. Prayer was offered by Pastor Burdette Palmberg of the Mercer Island Covenant Church:

"Our Father, You who have created all things and given to us the responsibility of management of Your creation, we come before You requesting that You give us the wisdom that is necessary to do the job. We come from partisan backgrounds and our loyalties are very well fixed. We would ask, God, that there might be an overwhelming loyalty to truth, to justice and to fairness. Grant Lord, that we might do as the prophets of old have challenged us, 'What doth the Lord require of thee, but to do justice and to love mercy and to walk humbly with your God.' Without Thy guiding hand this body can be in confusion. With Thy guiding hand there can be effective ministry. This we pray for in Christ's name. Amen."

Co-Chief Clerk Chiechi appointed Representatives Ellis and Salatino to escort The Honorable Chief Justice Robert F. Brachtenbach of the Supreme Court of the State of Washington to the rostrum.

MESSAGE FROM THE SECRETARY OF STATE

The Honorable,
Speaker of the House of Representatives
The Legislature of the State of Washington
Olympia, Washington
Mr. Speaker:

I, Bruce K. Chapman, Secretary of State of the State of Washington, do hereby certify that the following is a full, true, and correct list of the persons elected to the office of State Representative at the State General Election held in the State of Washington on the fourth day of November, 1980, as shown by the official returns of said election now on file in the office of the Secretary of State:

DISTRICT	NAME	COUNTIES REPRESENTED
No. 1	Audrey Gruger	King, part and Snohomish, part
No. 1	Rick S. Bender	King, part and Snohomish, part
No. 2	Wayne Ehlers	Pierce, part and Thurston, part
No. 2	Phyllis K. Erickson	Pierce, part, and Thurston, part
No. 3	Lois J. Stratton	Spokane, part
No. 3	Margaret Leonard	Spokane, part
No. 4	Ren Taylor	Spokane, part and Whitman, part
No. 4	Mike Padden	Spokane, part and Whitman, part
No. 5	Geraldine McCormick	Spokane, part
No. 5	Richard H. Barrett	Spokane, part
No. 6	Michael R. McGinnis	Spokane, part
No. 6	R. M. "Dick" Bond	Spokane, part
No. 7	Helen Fancher	Ferry, Lincoln, Pend Oreille, Stevens, and parts of Okanogan and Spokane
No. 7	Scott Barr	Ferry, Lincoln, Pend Oreille, Stevens, and parts of Okanogan and Spokane
No. 8	Ray Isaacson	Benton and Yakima, part
No. 8	Shirley Hankins	Benton and Yakima, part
No. 9	Otto Amen	Adams, Asotin, Garfield, and parts of Columbia, Grant and Whitman

No. 9	Eugene A. Prince	Adams, Asotin, Garfield, and parts of Columbia, Grant and Whitman
No. 10	Jim Wilson	Island and Snohomish, part
No. 10	Joan Houchen	Island and Snohomish, part
No. 11	Avery Garrett	King, part
No. 11	Mike Patrick	King, part
No. 12	Earl F. Tilly	Chelan, Douglas and parts of Grant and Okanogan
No. 12	Rolland Schmittten	Chelan, Douglas and parts of Grant and Okanogan
No. 13	S.E. "Sid" Flanagan	Kittitas and parts of Grant and Yakima
No. 13	Curt Smith	Kittitas and parts of Grant and Yakima
No. 14	Noel Bickham	Yakima, part
No. 14	Jim Lewis	Yakima, part
No. 15	Irving Newhouse	Yakima, part
No. 15	Harold R. Clayton	Yakima, part
No. 16	Gene Struthers	Franklin, Walla Walla, and Columbia, part
No. 16	Richard Hastings	Franklin, Walla Walla, and Columbia, part
No. 17	Dennis L. Heck	Klickitat, Skamania and Clark, part
No. 17	Bob Chamberlain	Klickitat, Skamania and Clark, part
No. 18	Alan Thompson	Cowlitz, part and Clark, part
No. 18	Bob Williams	Cowlitz, part and Clark, part
No. 19	Carol Monohon	Grays Harbor and Pacific, part
No. 19	John Erak	Grays Harbor and Pacific, part
No. 20	Wilma Rosbach	Lewis, Wahkiakum and parts of Cowlitz, Pacific & Thurston
No. 20	J. Vander Stoep	Lewis, Wahkiakum and parts of Cowlitz, Pacific and Thurston
No. 21	Walt Sprague	Snohomish, part
No. 21	Gary Nelson	Snohomish, part
No. 22	Myron Kreidler	Thurston, part
No. 22	W. H. Garson	Thurston, part
No. 23	Harry C. James	Kitsap, part
No. 23	Karen Schmidt	Kitsap, part
No. 24	Brad Owen	Clallam, Jefferson, Mason and Thurston, part
No. 24	Andrew Nisbet	Clallam, Jefferson, Mason and Thurston, part
No. 25	George Walk	King, part and Pierce, part
No. 25	Dan Grimm	King, part and Pierce, part
No. 26	Barbara A. Granlund	Kitsap, part and Pierce, part
No. 26	Dan Dawson	Kitsap, part and Pierce, part
No. 27	Jim Salatino	Pierce, part
No. 27	Art Wang	Pierce, part
No. 28	Shirley Winsley	Pierce, part
No. 28	Stan Johnson	Pierce, part
No. 29	P. J. Gallagher	Pierce, part
No. 29	Wendell Brown	Pierce, part
No. 30	Frank J. Warnke	King, part
No. 30	Bob Eberle	King, part
No. 31	Georgette Valle	King, part
No. 31	Jeanette Berleen	King, part
No. 32	Joanne J. Brekke	King, part
No. 32	Dick Nelson	King, part
No. 33	Lorraine Hine	King, part
No. 33	Richard O. Barnes	King, part
No. 34	Bruce Addison	King, part
No. 34	Paul Pruitt	King, part
No. 35	John L. O'Brien	King, part
No. 35	Eugene V. Lux	King, part
No. 36	Helen Sommers	King, part
No. 36	Joe Taller	King, part
No. 37	John Eng	King, part
No. 37	Peggy Joan Maxie	King, part
No. 38	Dick King	Snohomish, part

No. 38	John Martinis	Snohomish, part
No. 39	Jim Mitchell	King, part, Snohomish, part
No. 39	Gary H. Scott	King, part, Snohomish, part
No. 40	Pat Fiske	San Juan, Skagit and Whatcom, part
No. 40	Homer Lundquist	San Juan, Skagit and Whatcom, part
No. 41	William Polk	King, part
No. 41	Emilio Cantu	King, part
No. 42	Mary Kay Becker	Whatcom, part
No. 42	Roger Van Dyken	Whatcom, part
No. 43	Nita Rinehart	King, part
No. 43	Bill Burns	King, part
No. 44	Nancy Rust	King, part
No. 44	Steve Tupper	King, part
No. 45	Rod Chandler	King, part
No. 45	Delores E. Teutsch	King, part
No. 46	Irv Greengo	King, part
No. 46	William H. Ellis	King, part
No. 47	Marion Kyle Sherman	King, part
No. 47	Frances C. North	King, part
No. 48	Dan McDonald	King, part
No. 48	Paul Sanders	King, part
No. 49	Joe King	Clark, part
No. 49	Shirley A. Galloway	Clark, part

On December 23, 1980, the County Commissioners of Yakima County appointed Lyle Dickie to the position of State Representative, Fifteenth District, to fill the vacancy caused by the resignation of Irving Newhouse.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Seal of the State of Washington at Olympia, this twelfth day of January, A.D., 1981.

(Seal of the State of Washington)

BRUCE K. CHAPMAN
Secretary of State

The roll was called and all members were present.

Chief Justice Brachtenbach issued the oath of office to the members of the House of Representatives.

VISITING DIGNITARIES

The Co-Chief Clerk introduced Mayor Lyle Watson of Olympia, Mayor Mark Brown of Lacey and Mayor Wes Barclift of Tumwater. Each mayor addressed the House briefly, welcoming the members to Olympia.

RESOLUTION

HOUSE RESOLUTION NO. 81-1, by Representative Nelson (G.A.):

BE IT RESOLVED, That the permanent House Rules of the Forty-Seventh Legislature be adopted as follows:

DEFINITIONS

RULE 1. "Absent" means an unexcused failure to attend.

"Assembly" means the two-year term during which the members as a body may act.

"Session" means a constitutional gathering of the assembly in accordance with Article 2 § 12 of the State Constitution.

"Committee" means any standing or select committee of the house as so designated by rule or resolution.

"Measure" means terminology used to describe a bill, joint memorial or joint resolution.

"Majority" means a constitutional majority unless otherwise stated.

CHIEF CLERK TO CALL TO ORDER

RULE 2. It shall be the duty of the chief clerk of the previous assembly to call the assembly to order and to conduct the proceedings generally until a speaker is chosen.

ELECTION OF SPEAKER, CHIEF CLERK AND SERGEANT AT ARMS

RULE 3. The house shall elect the following officers at the commencement of each assembly: Its presiding officer, who shall be styled speaker of the house, a speaker pro tempore, who shall serve in absence or in case of the inability of the speaker, a chief clerk of the house, and a sergeant at arms. Such officers shall hold office during all sessions until the convening of the succeeding assembly: PROVIDED, HOWEVER, That any of these offices may be declared vacant by the vote of a constitutional majority of the house, the members voting viva voce and their vote entered on the journal. If any office is declared vacant the house shall fill such vacant office as hereinafter provided.

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

POWERS AND DUTIES OF THE SPEAKER

RULE 4. The speaker shall have the following powers and duties:

(A) The speaker shall take the chair and call the house to order precisely at the hour appointed for meeting, and, if a quorum be present, shall cause the journal of the preceding day to be read and shall proceed with the order of business.

(B) He shall preserve order and decorum, and in case of any disturbance or disorderly conduct within the chamber, shall order the sergeant at arms to suppress the same, and may order the arrest of any person creating any disturbance within the house chamber.

(C) He may speak to points of order in preference to members, arising from his seat for that purpose, and shall decide all questions of order subject to an appeal to the house by any member, on which appeal no member shall speak more than once without leave of the house.

(D) He shall, in open session, sign all acts, memorials, and resolutions.

(E) He shall sign all writs, warrants and subpoenas issued by order of the house, all of which shall be attested by the chief clerk.

(F) He shall have the right to name any member to perform the duties of the chair, but such substitution shall not extend beyond adjournment, nor authorize the representative so substituted to sign any documents requiring the signature of the speaker.

(G) The speaker shall refer all measures to the appropriate committee or committees and may require joint or concurrent action by the committees.

(H) He shall have charge of and see that all officers, attaches, and clerks perform their respective duties, and he shall have general control of the house chamber and lobby.

COMMITTEE APPOINTMENT

RULE 5. The speaker shall appoint all conference, select, joint and hereinafter named standing committees on the part of the house.

CHIEF CLERK AND SERGEANT AT ARMS

RULE 6. The chief clerk and sergeant at arms shall perform the usual duties pertaining to their offices, and they shall hold office until their successor has been elected.

The chief clerk shall employ, upon the recommendation of the employment committee and subject to the approval of the speaker, all other house employees; and the hours of duty and assignments of all house employees shall be under his directions and instructions, and they may be dismissed by him with the approval of the speaker. The speaker shall sign and the chief clerk shall countersign all payrolls and vouchers for all expenses of the house and transmit the same as is appropriate.

The sergeant at arms shall supervise all employees assigned to his office.

DUTIES OF EMPLOYEES

RULE 7. The staff of the house shall perform such duties as usually pertain to their respective positions in legislative bodies under the direction of the speaker, and such other

duties as the house may impose upon them. Under no circumstances shall the compensation of any employee be increased for past services.

No house employee shall seek to influence the passage or rejection of proposed legislation.

ADMITTANCE TO THE FLOOR

RULE 8. It shall be the general policy of the house to keep the chamber clear as follows:

(A) Except as is provided otherwise in subsection (B) of this rule, the following persons shall be entitled to admittance to the third and fourth floor of the house chamber (excluding the galleries):

1. Senate officers and members of the senate.
2. Persons in the exercise of official duty directly connected with the business of

the house.

3. Reporters who have been designated by the speaker and who have received press cards of admittance, subject to revocation.

4. Former members of the legislature not advocating any pending or proposed legislation, upon presentation of cards of admittance issued by the speaker and subject to revocation.

5. The immediate family of members, upon presentation of cards of admittance issued by the speaker or speaker pro tempore and subject to revocation, may be admitted when the house is not in session.

6. Other persons, upon presentation of cards of admittance issued by the speaker and subject to revocation, may be admitted except for one-half hour prior to the convening of each day's session and for one-half hour immediately following adjournment each day the house is in session.

(B) No lobbyist, Washington state employee or public official shall be admitted to the house chamber either when the house is convened into its daily session or one-half hour immediately prior to and following the convening of its daily session, except with the consent of the speaker.

(C) Lobbying in the house chamber or in any committee room or lounge room is prohibited at all times unless expressly permitted by the house or committee. Anyone violating this rule will forfeit his or her right to be admitted to the house chamber or any of its committee rooms.

ABSENTEES AND COURTESY

RULE 9. No member shall be absent from the service of the house without leave from the speaker. When the house is in session only the speaker shall recognize visitors and former members.

BILLS, MEMORIALS AND RESOLUTIONS — INTRODUCTIONS

RULE 10. Any member, member-elect or committee may introduce a bill, memorial or resolution commencing thirty days before a session to and including the final day of that session: PROVIDED, That a committee introduction shall be governed by the provisions of Rule 11: PROVIDED FURTHER, That if such introduction is within the last ten days of a regular session it cannot be considered without a direct vote of two-thirds of all the members elected to each house with such vote recorded and entered upon the journal (Art. 11 § 36).

Introductions shall be filed with the chief clerk and shall be endorsed with a statement of the title and the name of the member, members, or committee introducing the same. The chief clerk shall attach to all introductions a substantial cover bearing only the title and sponsors and shall number each introduction.

Any measure introduced at any session during the assembly shall be eligible for action at all subsequent sessions during the assembly.

BILLS, MEMORIALS AND RESOLUTIONS — LIMITS

RULE 11. No member shall introduce as a prime sponsor more than ten (10) measures during any legislative term. Members may introduce an unlimited number of ideas as follows:

(A) Members may introduce house concurrent resolutions in the manner provided in house Rule 10.

(B) Members may introduce house floor resolutions in accordance with procedures established by the chief clerk.

(C) Members may introduce an unlimited number of proposed measures to the rules committee, by filing one copy of the same with the chief clerk. The chief clerk shall prepare a simplified form to facilitate such informal introductions. The rules committee may consider proposed measures and may refer such proposal to the appropriate committees for further consideration.

(D) Any committee may by majority vote of its members petition the rules committee to refer a previously filed proposed measure to it for consideration. The rules committee may instruct the chief clerk to have the measure prepared for first reading in the manner set forth in Rule 10: PROVIDED, That the prime sponsor shall be the committee which requested the measure and that at least one elected member shall be a co-sponsor. The chairman of the committee to which a measure is being referred shall designate the co-sponsoring member(s) subject to the approval of the member(s) so designated.

(E) Any committee chairman may petition the rules committee to refer either a previously filed proposed measure or a newly proposed measure to his committee for its consideration. The rules committee may instruct the chief clerk to have the measure prepared for first reading in the manner set forth in Rule 10: PROVIDED, That the prime sponsor shall be the committee whose chairman requested the measure and that at least one elected member shall be a co-sponsor. The chairman of the committee to which a measure is being referred shall designate the co-sponsoring member(s) subject to the approval of the member(s) so designated.

AMENDATORY BILLS — FORM

RULE 12. Bills introduced in the house of representatives intended to amend existing statutes shall have the words which are amendatory to such existing statutes underlined. Any matter to be deleted from the existing statutes shall be indicated by lining out such matter with a broken line and enclosing the lined out material within double parentheses, and no bill shall be printed or acted upon until the provisions of this rule shall have been complied with.

New sections need not be underlined but shall be designated "NEW SECTION." in upper case type and such designation shall be underlined.

READING OF BILLS

RULE 13. Every measure shall be read on three separate days: PROVIDED, That when only five (5) days remain before a session must end by law this rule may be suspended by a majority vote.

(A) **First Reading.** The first reading of a measure shall be by title only, unless a majority of the members present demand a reading in full.

After the first reading the measure shall be referred to an appropriate committee or committees.

Upon being reported back by committee, all measures shall go to the rules committee.

The rules committee may, by majority vote, refer any bill to a committee or committees for further consideration. Such referral shall be reported to the house and entered in the journal under the fifth order of business.

(B) **Second Reading.** Upon second reading, the bill number and short title and the last line of the bill shall be read unless a majority of the members present shall demand its reading in full. The bill shall be subject to amendment section by section. No bills shall be considered on second reading unless a calendar of bills for second reading and copies of any amendment made by a committee have been distributed to each member no later than 8:00 p.m. on the second day preceding such consideration unless otherwise provided by the rules committee. No amendment shall be considered by the house until it shall have been sent to the desk in writing, distributed to the desk of each member and read by the clerk. All amendments adopted on the second reading shall be securely fastened to the original bill. All amendments rejected by the house shall be passed to the minute clerk, and the journal shall show the disposition of such amendments. When no further amendments shall be offered, the speaker shall declare the bill has passed its second reading.

(C) Substitute Bills. When a committee reports a substitute for an original bill, with the recommendation that the substitute pass, it shall be in order to read the substitute the first time and have the same printed.

A motion for the substitution shall not be in order until the second reading of the original bill.

(D) Recommitment of Bill. No amendments to a bill shall be received on its third reading but it may be referred or recommitted for the purpose of amendment.

(E) Third Reading. Only the last line of the bills on third reading shall be read unless a majority of the members present demand its reading in full, and no amendment shall be entertained.

AMENDMENTS

RULE 14. The right of any member to offer amendments to proposed legislation shall not be limited except as follows:

(A) Amendments to be Offered in Proper Form. The chief clerk shall furnish members with an appropriate form for amendments and all amendments offered shall bear the name of the member who offers the same, as well as the number and section of the bill to be amended.

(B) Committee Amendments. An amendment to a bill made by a committee shall be in writing and fastened to the original copy of the committee report.

When a bill is before the house on second reading, amendments adopted by committees and recommended to the house shall be acted upon by the house in the same manner as amendments that may be offered from the floor.

(C) Senate Amendments to House Bills. A house bill, passed by the senate with amendment or amendments which shall change the scope and object of the bill, upon being received in the house, shall be referred to appropriate committee and shall take the same course as for original bills.

(D) Amendments to be Germane. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment; and no bill or resolution shall at any time be amended by annexing thereto or incorporating therein any other bill or resolution pending before the house.

(E) Scope and Object not to be Changed. No amendment to any bill shall be allowed which shall change the scope and object of the bill.

(F) No Amendment by Reference. No act shall ever be revised or amended without being set forth at full length.

BUDGET AMENDMENTS

RULE 15. Bills appropriating money may be considered in committee of the whole house, and no change in the amount appropriated shall be made outside of the committee of the whole: PROVIDED, That the report of the committee of the whole with amendments incorporated thereto may be adopted by a majority vote of the members present on the 2nd reading. No amendment to the general appropriation bill, commonly known as the budget, adding any new item, or items, thereto not incorporated in the bill as reported by the ways and means committee, shall be adopted except by the affirmative vote of two-thirds of the representatives elected. No amendments may be offered to change the budget other than in the committee of the whole and no division of the question shall be in order after leaving the committee of the whole.

THE COMMITTEE OF THE WHOLE

RULE 16. The house may from time to time decide to debate an issue as a committee of the whole at such times the procedures in effect shall be as follows:

(A) Rules in the Committee of the Whole. The rules of the house shall apply to proceedings in committee of the whole, except that at no time shall votes be recorded for the journal and neither the previous question, the motion to lay on the table or the call for the yeas and nays shall be in order. The committee may limit the number of times that any member may speak at any stage of the proceedings during the sitting.

(B) Suspend Rules for Committee of the Whole. The house may at any time, by the vote of the majority of the members present, suspend the rules and orders of the house for the purpose of going into the committee of the whole for the consideration of any bill, memorial or resolution before the house.

(C) Formation of the Committee of the Whole. In forming the committee of the whole, the speaker shall preside, and all bills considered shall be read and the speaker shall call for amendments and debates thereon at the conclusion of the reading. The body of the bill shall not be defaced or interlined, but all amendments (noting the page and line) shall be duly entered by the chief clerk on a separate paper as the same shall be agreed to by the committee, and so reported to the house for action.

(D) Report of Committee of the Whole. A motion that the committee of the whole rise shall always be in order, and shall be decided without debate.

(E) Message Received While Committee of the Whole Sits. Messages may be received by the speaker while the committee of the whole is sitting.

FINAL PASSAGE

RULE 17. Rules relating to bills on final passage are as follows:

(A) Recommitment before Final Passage. A measure may be recommitted at any time before its final passage.

(B) Final Passage. No bill shall become a law unless on its final passage the vote be taken by yeas and nays, the names of the members voting for and against the same be entered on the journal of each house, and a majority of the members elected to each house be recorded as voting in its favor. (See also Constitution, Art. 2, Sec. 22.)

(C) Bills Passed—Certification. When a bill shall pass, it shall be certified to by the chief clerk, said certification to show the date of its passage together with the vote thereon.

HOOR OF MEETING, ROLL CALL AND QUORUM

RULE 18. The house shall begin business as soon as a quorum appears. The rules relating to the acquisition of a quorum appear below:

(A) Hour of Meeting. The speaker shall call the house to order each day of sitting at 10:00 a.m., unless the house shall have adjourned to some other hour.

(B) Roll Call and Quorum. Before proceeding to business, the roll of the members shall be called and the names of those absent shall be entered on the journal. A majority of all the members elected must be present to constitute a quorum for the transaction of business: PROVIDED, That less than a quorum may adjourn from day to day until a quorum can be had: PROVIDED FURTHER, That if 49 members are present they may compel the attendance of absent members in the manner provided in Rule 26 (B). For the purpose of determining whether a quorum be present, the speaker shall count all members present, whether voting or not. (Art. II, Sec. 8.)

(C) Interruption of Roll Call. When once begun, the roll call may not be interrupted.

DAILY CALENDAR AND ORDER OF BUSINESS

RULE 19. The rules relating to the daily calendar and order business are as follows:

(A) Daily Calendar. The rules committee shall have charge of the daily calendar of the house and direct the chief clerk the order in which the business of the house shall be transacted: PROVIDED, That:

(1) A bill in the rules committee may be placed on the calendar by the affirmative vote of three-fifths (3/5) of all members of the house.

(2) Messages from the governor or senate or any communication from any state officer may be read at any time.

(B) Order of Business. Business shall be disposed of in the following order:

First: Roll call, presentation of colors, prayer and approval of the journal of the preceding day.

Second: Introduction of visiting dignitaries.

Third: Messages from the senate, governor and other state officials.

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

Fifth: Committee reports.

Sixth: Second reading of bills.

Seventh: Third reading of bills.

Eighth: Floor resolutions and motions.

Ninth: Presentation of petitions, memorials and remonstrances addressed to the Legislature.

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

Eleventh: Announcements.

(C) Unfinished Business. The unfinished business at which the house was engaged preceding adjournment shall not be taken up until reached in regular order, unless the previous question on such unfinished business has been ordered prior to said adjournment.

MOTIONS

RULE 20. Rules relating to motions are as follows:

(A) Motions to be Entertained or Debated. No motion shall be entertained or debated until announced by the speaker and every motion shall be deemed to have been seconded. It shall be reduced to writing and read by the clerk, if desired by the speaker or any member, before it shall be debated, and by the consent of the house may be withdrawn before amendment or action.

(B) Motions in Order During Debate. When a motion has been made and seconded and stated by the chair the following motions are in order, in the rank named:

- (1) Privileged motions:
 - Adjourn
 - Adjourn to a time certain
 - Recess to a time certain
 - Reconsider
 - Demand for division
 - Question of privilege
 - Orders of the day
- (2) Subsidiary motions:
 - First rank: Question of consideration
 - Second rank: To lay on the table
 - Third rank: For the previous question
 - Fourth rank: To postpone to a day certain
 - To commit or recommit
 - To postpone indefinitely
 - Fifth rank: To amend
- (3) Incidental motions:
 - Points of order and appeal
 - Method of consideration
 - Suspend the rules
 - Reading papers
 - Withdraw a motion
 - Division of a question

(C) The Effect of Postponement. No motion to postpone to a day certain, to commit, to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings, and when a question has been postponed indefinitely it shall not again be introduced during the session. The motion to postpone indefinitely may be made at any stage of the bill except when on first reading.

(D) Without Debate. A motion to adjourn, to take a recess, to lay on the table and a call for the previous question shall be decided without debate.

All incidental questions of order arising after a motion is made for any of the questions named in this rule and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

A motion for suspension of the rules shall not be debatable, except, however, the mover of the motion may briefly explain the purpose of the motion, and one member may briefly state the opposition to the motion.

(E) Question of Consideration. The question of consideration may be raised as to any measure, motion or amendment. The question shall not be put until the measure, motion or amendment has been read. The question shall be carried by a majority vote of the members present and should the question fail as to a motion or amendment the underlying measure shall stand before the body as if the motion or amendment had never been offered.

(F) Table an Amendment. A motion to lay an amendment on the table shall not carry the main question with it unless so specified in the motion to table.

MEMBERS RIGHT TO DEBATE

RULE 21. The methods by which a member may exercise his or her right to debate are as follows:

(A) Recognition of Speaker. When any member is about to speak in debate or deliver any matter to the house the member shall rise and respectfully address the speaker, pause until recognized, shall confine all remarks to the question under debate, and avoid personalities; and no member shall impugn the motive of any member's vote or argument.

(B) Order of Speaking. When two or more member arise at once, the speaker shall name the one who is to speak.

(C) Right of Member to Speak. No member shall speak longer than ten minutes without consent of the house: PROVIDED, That when only five (5) days remain before a session must end by law no member shall speak more than three minutes without the consent of the house. No member shall speak more than twice on the same question without leave of the house: PROVIDED, That the chairman/chairwoman of the committee or the mover of the question may close debate so long as the act is consistent with Rule 23 (B) (Previous Question).

RULES OF DEBATE

RULE 22. The rules for debate in the house are as follows:

(A) Question of Privilege. Any member may rise to a question of privilege and explain a personal matter, by leave of the speaker, but the member shall not discuss any pending question in such explanations.

(B) Withdrawal of Motion, Bill, Etc. After a motion is stated by the speaker, or a bill, memorial, resolution, petition or remonstrance is read by the clerk, it shall be deemed to be in possession of the house, but may be withdrawn by consent of the house at any time before decision or amendment.

(C) Reading of a Paper. When the reading of any paper is called for, and is objected to by any member, it shall be determined by a vote of the house.

(D) Order of Questions. All questions, whether in committee or in the house, shall be propounded in the order in which they are named, except that in filling blanks the largest sum and the longest time shall be put first.

(E) Division of Points of Debate. Any member may call for a division of a question, other than to the general appropriation bill except as provided in Rule 15, which shall be divided if it embraces subjects so distinct that one being taken away a substantive proposition shall remain for the decision of the house; but a motion to strike out and to insert shall not be divided. The rejection of a motion to strike out and to insert one proposition shall not prevent a motion to strike out and to insert a different proposition: PROVIDED, That if blanks are being filled the largest sum and longest time must be put first.

(F) Decorum of Members. While the speaker is putting the question, no member shall walk across or out of the house; nor when a member is speaking shall any member entertain private discourse or pass between the speaking member and the rostrum.

(G) Exception to Words Spoken in Debate. If any member be called to order for words spoken in debate the person calling the member to order shall repeat the words excepted to and they shall be taken down in writing at the clerk's table. No member shall be

held in answer or be subject to the censure of the house for words spoken in debate if any other member has spoken before exception to them shall have been taken.

(H) Transgression of Rules—Appeal. If any member, in speaking or otherwise, transgresses the rules of the house the speaker shall, or any member may, call the member to order, in which case the member so called to order shall immediately sit down unless permitted to explain; and the house shall, if appealed to decide the case without debate; if there be no appeal, the decision of the chair shall be submitted to.

If the decision be in favor of the member called to order, the member shall be at liberty to proceed; if otherwise, and the case shall require it, the member shall be liable to the censure of the house.

ENDING OF DEBATE

RULE 23. The rules for ending debate are as follows:

(A) Putting of Question. Question shall be put in this form, to-wit: "As many as are in favor of (as the question shall be) say 'Aye';" and after the affirmative vote is expressed, "as many as are opposed say 'No'."

(B) Previous Question. The previous question upon all recognized motions or amendments which are debatable may be ordered by two-thirds (2/3) of the members present, and shall have the effect of cutting off all debate and bringing the house to a direct vote upon the motion or amendment on which it has been ordered: PROVIDED, HOWEVER, That one of the sponsors of a bill, memorial, or resolution, or the chairman/chairwoman of the committee, when the measure is on final passage or when the motion to postpone indefinitely is pending, may have the privilege of closing debate after the previous question has been ordered.

(C) Putting the Motion Ending Debate. The previous question is not debatable and cannot be amended. The previous question shall be put in this form: "Representative demands the previous question. As many as are in favor of ordering the previous question will say 'Aye'; as many as are opposed will say 'No'."

The results of the motion are as follows: If determined in the negative, the consideration goes on as if the motion had never been made; if decided in the affirmative, the presiding officer, without debate, proceeds to put the question.

If an adjournment is had after the previous question is ordered, the motion or proposition on which the previous question was ordered shall be put to the house immediately following the approval of the journal on the next working day, thus making the main question privileged over all other business, whether new or unfinished.

(D) Motion to Adjourn. A motion to adjourn shall always be in order, except when the house is voting or is working under the call of the house; but this rule shall not authorize any member to move an adjournment when another member has the floor.

VOTING

RULE 24. Every member who was in the house when the question was put shall vote unless, for special reasons, excused by the house.

All motions to excuse a member shall be made before the house divides or before the call for yeas and nays is commenced; and any member requesting to be excused from voting may make a brief and verbal statement of the reasons for making such request, and the question shall then be taken without further debate.

(A) Voting within Bar Only. Upon a division and count of the house on the question, only members at their desk within the bar of the house shall be counted.

(B) Change of Vote—Private Interest. When the electric roll call machine is used, no member shall be allowed to vote or change a vote after the speaker has locked the roll call machine. When the oral roll call is used, no member shall be allowed to change a vote after the result has been announced. No member shall vote on any question in the event of which that member is immediately or particularly interested,* or in any case when that member is not within the bar of the house before the last name was called, unless by unanimous consent; and when any member shall ask leave to vote, the speaker shall propound the question, "Were you within the bar of the house when the last name was called?"

*A member who has a private interest in any bill or measure proposed or pending before the legislature shall disclose the fact to the house of which he is a member, and shall not vote thereon." (See also Constitution, Art. 2, Sec. 30.)

METHOD OF VOTING

RULE 25. A method of voting shall be as follows:

(A) Clerk's Desk During Voting. No member or other person shall visit or remain by the clerk's desk while the yeas and nays are being called.

(B) Yeas and Nays. Upon the final passage of any measure, the vote shall be taken by yeas and nays and shall be recorded by the electric voting system: PROVIDED, HOWEVER, That an oral roll call shall be ordered when the house is sitting as the house and the same shall be demanded by one-sixth (1/6) of the members present. (Art. II, Sec. 21.)

The speaker may vote last when the yeas and nays are called.

When the vote is by electric voting machine or by oral roll call on any question it shall be entered upon the journal of the house, except when the house is in the committee of the whole.

(C) Tie Vote, Question Loses. In case of an equal division, the question shall be lost.

If the speaker is in doubt, or if division is called for and is supported by at least seventeen members, the house shall divide and a recorded vote shall be taken.

(D) Reconsideration. Notice of a motion for reconsideration of any vote may be made only on the day the vote to be reconsidered was made. The motion must be made by a member who voted on the prevailing side and may be acted upon on a succeeding day: PROVIDED, That the reconsideration of the vote by which a bill passed or failed must be taken on the next working day after such vote was taken: PROVIDED FURTHER, That when only five days remain before a session must end by law then reconsideration of votes on the final passage of measures must be taken on the same day as the original date. A motion to reconsider can be decided only once when decided in the negative.

(E) Veto Bills—No Reconsideration. The veto message of the governor accompanying any bill passed by the legislature, together with the bill vetoed, shall be read in the house. It shall then be in order to proceed to the reconsideration of the bill, refer it, lay it on the table, or postpone its consideration to a day certain.

The merits of the bill may be debated before the vote is taken, but the vote on a vetoed bill cannot be reconsidered.

In case of a bill containing several sections or items, one or more of which has been objected to by the governor, each section or item so objected to shall be voted upon separately by the house.

Action by the house upon all vetoed bills shall be endorsed upon the bill and certified by the speaker.

Vetoed bills originating in the house which have not been passed notwithstanding the veto of the governor shall remain in the custody of the officers of the house until the close of the session, after which they shall be filed with the secretary of state.

CALL OF THE HOUSE

RULE 26. A majority of the members may demand a call of the house at any time before the house has divided or the voting has commenced by yeas and nays.

(A) Doors to be Closed. A call of the house being ordered, the sergeant at arms shall close and lock the doors, and no member shall be allowed to leave the chamber: PROVIDED, That the rules committee shall be allowed to meet, upon request of the speaker, while the house stands at ease: AND PROVIDED FURTHER, That the speaker may permit members to use such portions of the fourth floor as may be properly secured.

(B) Sergeant at Arms to Bring in the Absentees. The clerk shall call a roll of the members immediately and note the absentees, whose names shall be read and entered upon the journal in such manner as to show who are absent with leave and who are absent without leave.

The clerk shall furnish the sergeant at arms with a list of those who are absent without leave, and the sergeant at arms shall proceed to bring in such absentees; but arrests of members for absence shall not be made unless ordered by a majority of the members present.

(C) House Under Call: Raising Call. While the house is under a call, no business shall be transacted except to receive and act on the report of the sergeant at arms; and no other motion shall be in order except a motion to proceed with business under the call of the house, a motion to suspend further proceedings under the call of the house, or a motion to

excuse absentees, any of which motions shall be determined by viva voce vote unless a roll call is demanded by one-sixth of the members present. The motion to suspend further proceedings under the call or to excuse absent members shall not be adopted unless a majority of the members present vote in favor thereof.

(D) Call of House Raised when Absentees Return. When the sergeant at arms shall make a report showing that all who were absent without leave are present the call of the house may be dispensed with; or the house may proceed under the call, on a majority vote of the members elected, with its regular business.

APPEAL FROM DECISION OF CHAIR

RULE 27. The decision of the chair may be appealed from by any member, on which appeal no member shall speak more than once unless by leave of the house. In all cases of appeal the question shall be: "Shall the decision of the chair stand as the judgment of the house?"

COMMITTEES AND MEMBERSHIP

RULE 28. The standing committees of the house and the number of members that shall serve on each committee shall be as follows:

1. Agriculture	14
2. Labor and Economic Development	16
3. Education	18
4. Energy and Utilities	17
5. Financial Institutions and Insurance	14
6. Higher Education	10
7. Institutions	10
8. Ethics, Law and Justice	14
9. Local Government	18
10. Natural Resources and Environmental Affairs	21
11. Human Services	17
12. Rules Committee	19
13. State Government	16
14. Transportation	23
15. Ways and Means	10
Human Services Appropriations	12
Education Appropriations	12
General Government Appropriations	12
Revenue	12

DUTIES OF COMMITTEES

RULE 29. House committee shall operate as follows:

(A) Notice of Committee Meeting. The chief clerk shall make public the time, place and subjects to be discussed at committee meetings. All public hearings held by committees shall be scheduled at least five (5) days in advance and shall be given adequate publicity: **PROVIDED**, That this rule shall not apply when only fifteen (15) days remain before a session must end by law.

(B) Committee Quorum. A majority of any committee shall constitute a quorum for the transaction of business.

(C) Session Meetings. No committee shall sit while the house is in session without special leave of the speaker.

(D) Duties of Standing Committees.

(1) Standing committees shall act upon all referred bills, memorials and resolutions. Only such bills as are included on the written notice of a committee meeting may be considered at that meeting except upon the vote of a majority of the entire membership of the committee to consider another bill.

(2) A majority recommendation of a committee must be signed by a majority of the entire membership of the committee in a regularly called meeting before a bill, memorial or resolution may be reported out: **PROVIDED**, That three-fifths (3/5) of the members elected to the house may require a committee to report a bill back to the house during the order of business at which it may be considered. Majority recommendations of a committee

can only be "do pass", "do pass as amended", or that "the attached substitute be substituted therefor and that the substitute bill do pass."

(3) Minority reports, "do not pass" or "without recommendation", may be submitted with the majority report. Members of the committee not concurring in the majority report may prepare a written minority report containing a different recommendation, which shall be signed by those members of the committee subscribing thereto.

(4) All committee reports shall be spread upon the journal. The journal of the house shall contain an exact copy of all committee reports, together with the names of the members signing such reports.

(5) Every vote to report a measure out of committee shall be taken by the yeas and nays, and the names of the members voting for and against as well as the names of members absent shall be recorded on the committee report and spread upon the journal. The chairman may call for a recorded vote, including the names of absent members, on any substantive question before the committee. A copy of all recorded committee votes shall be kept by the chief clerk and shall be available for public inspection.

(6) All bills including a direct appropriation of or having a fiscal impact of fifty thousand dollars (\$50,000) or more shall be referred to the ways and means committee before their final passage. The chairman of the ways and means committee shall be a defacto voting member on all appropriation and revenue committees.

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

(8) During its consideration of or vote on any bill, resolution or memorial, the deliberations of any standing committee of the house of representatives shall be open to the public.

FREE CONFERENCE COMMITTEE REPORT

RULE 30. No floor vote may be taken on any free conference report within twenty-four hours of its placement on each member's desk, unless the free conference committee made no changes in the bill as it was last acted upon by the house.

STANDING RULES AMENDMENT

RULE 31. Any standing rule or order of the house may be rescinded or changed by a majority vote of the members elected: **PROVIDED**, That the proposed change or changes be submitted in writing to the members together with notice of the consideration thereof at least one day in advance.

Any standing rule of order or business may be suspended temporarily by a two-thirds vote of the members present: **PROVIDED**, That when only five days remain before a session must end by law, bill reading may be advanced by majority vote. (Rule 13)

SMOKING

RULE 32. Smoking of cigarettes, pipes, or cigars shall not be permitted at any public meeting of any committee of the house of representatives.

No smoking signs shall be posted in all committee rooms of the house of representatives.

PARLIAMENTARY RULES

RULE 33. The rules of parliamentary practice comprised in Reed's Parliamentary Rules shall govern all cases in which they are not inconsistent with the standing rules and orders of the house.

RULES TO APPLY FOR ASSEMBLY

RULE 34. The permanent house rules adopted at the beginning of the assembly are to govern all acts of the house during the course of the assembly unless amended or repealed.

Mr. Nelson (G) moved adoption of the resolution.

POINT OF PARLIAMENTARY INQUIRY

Mr. Hastings: "Under what rules are we considering this motion?"

Mr. Chicchi: "With the fall of the gavel which opened this 47th Session, the rules which governed the previous assembly ended, and we are currently operating without rules of procedure. For that reason, the Chair would entertain a motion for the method of considering the main motion by Representative Nelson."

MOTION

Mr. Hastings moved that the debate be limited to three members in support, including the maker of the motion; that three members be allowed to speak in opposition; that the time period for the debate be limited to five minutes for each speaker, including questions between the members, providing that the maker of the motion should be allowed one minute to close debate.

POINT OF ORDER

Mr. O'Brien: "If we are not operating under any rules, it appears to me the first order of business is for the adoption of temporary rules. In that case, this motion setting forth procedural steps is entirely out of order. The function you have at the present time is to adopt some rules to govern this opening session of the Legislature and not to go into details about a number of speakers, limitations or things of that nature. You have to adopt a broad outline of rules and procedures, and until that comes I believe this motion is entirely out of order."

CHIEF CLERK'S RULING

Mr. Chiechi: "Representative O'Brien, it appears to me that we have operated under Reed's Rules on many occasions in this body. This is one of Reed's Rules and I believe that we are now ready for the debate. Your point is not well taken.

"Since the motion for a method of consideration is incidental to the main question, general rules of parliamentary practice hold that it should be decided without debate."

POINT OF INFORMATION

Ms. Sommers: "Would you please clarify the motion? As I understood it, the proposed motion would apply to debate on the adoption of the rules, but not the amendments to the rules?"

Mr. Chiechi: "That is correct."

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

POINT OF ORDER

Mr. King: "Mr. Speaker, my point of order is that I do not believe that any general rules of parliamentary procedure allow for the adoption of a rule that would limit debate—actually abolish all debate and consideration—without debate on that rule."

Mr. Chiechi: "Representative Nelson?"

Mr. Nelson (G): "I believe that my colleague from the 38th District will find the rule is very clear—Reed's Rule 194. This is not unprecedented. The method of consideration is often times used in order to get this body organized in an orderly fashion so that we don't waste a lot of time during the beginning of this session. I think it is important to get things started off and I believe we can also adjust the rules. I'll be speaking to that as a formality of what we agreed upon between both teams represented on this floor. I believe we should proceed with the orderly conduct of adopting them now and going on with the matters we are concerned with today."

Mr. Chiechi: "As Representative Nelson has stated, Rule 194 is a 'Motion as to Methods of Consideration.' If you will read that rule you will see how we are ruling."

ROLL CALL

The Clerk called the roll on the motion by Representative Hastings to limit debate on House Resolution No. 81-1, and the motion was carried by the following vote: Yeas, 56; nays, 42; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Polk, Prince, Rosbach, Sanders, Schmidt, Schmitten, Smith, Sprague, Struthers, Tally, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hinc, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

POINT OF PARLIAMENTARY INQUIRY

Mr. Hastings: "The intent of the motion, as I understand it, is to limit the debate on the motion and it is my understanding that would include all subsequent debate on the question. Is that right?"

Mr. Chiechi: "As the motion said, we are going to allow five minutes for three members each in support of and in opposition to."

Mr. O'Brien demanded a Call of the House.

CHIEF CLERK'S RULING

Mr. Chiechi: "Because we have no rules that we are operating under, we will not have a Call of the House."

Mr. Nelson (G) spoke in favor of the rules.

POINT OF ORDER

Mr. King (R): Mr. Speaker, I believe there is an amendment on the desk to the rules which should be considered prior to a speech on the adoption of the major motion."

CHIEF CLERK'S RULING

Mr. Chiechi: "There is nothing before the body except the main question right now. Representative Nelson is now going to take his five-minute speech on the rules. The one thing that I think you will want to recognize is that you will be allowed to make your amendments, but your amendments will be limited to the number of minutes that are going to be allowed for each speaker as the motion was passed previously."

POINT OF ORDER

Ms. Sommers: "That was precisely the question I put to you earlier. Clarifying the motion as it was made, that the motion by Representative Hastings, which so seriously limits the debate does cover only the motion, yes or no, to adopt or not to adopt the rules. You clarified to us, which I appreciated very much, that it did not cover amendments to the rules. I refer you to your remarks made just a few minutes ago."

Mr. Chiechi called on Mr. Nelson (G) to reply.

Mr. Nelson (G): "I believe Representative Hastings then put the parliamentary inquiry again to the Chief Clerk to clarify, so it was a common understanding that we want to try to get these rules adopted, if for no other reason in a temporary fashion, today. I believe the Chief Clerk's ruling on that was that we wanted to limit the number of times that each individual gets up. We have three proponents and three opponents to these rules and limited to five minutes each. That has now been declared."

POINT OF INFORMATION

Mr. Heck: "Mr. Chief Clerk, would you be so kind as to read back from the House Journal for the members of the House of Representatives, the exact wording of Representative Sommers' question, and your response to it?"

Mr. Chiechi: "I think, Representative Heck, we will ask that it be printed. We don't have the facilities to do that immediately. We will continue with the debate."

POINT OF ORDER

Ms. Sommers: "Is it your intention, in conflict with your previous ruling, to limit debate on all amendments? To not allow individual amendments and to not allow the makers of those amendments to speak to them? We clearly are concerned about many areas of the rules, many sections of the rules, and your motion, which you've stated will apply to the main question of 'yes or no' on the total rules, will then totally eliminate the debate of the many areas in those rules which we feel limits public input and public information. Are you intending then to suppress, to eliminate, the possibility to discuss those areas?"

The Co-Chief Clerk called on Mr. Nelson (G) to reply.

Mr. Nelson (G): "If I could finish my remarks, Representative Sommers, I would be happy to expand on the opportunity for all amendments by the members of this body. I think it's important, Representative Sommers, that we at least allow the maker of the motion to continue and give you the remarks necessary to keep firmly in mind what we would like to see

this body accomplish. These rules, that you see in front of you, for the most part, remain exactly the same as those that we allowed in the 46th Legislative Session; the ones we have operated under in the past. There are only three new provisions within these rules that I think I should bring to your attention. Rule No. 11 is a new rule that has been introduced to this body to limit the number of prime-sponsored bills to ten, but at the same time, providing an unlimited number of proposals that may be introduced to this body through the Rules Committee on what will be termed the Blue Sheet. Secondly, Rule 16 in these proposed amendments, reintroduces the concept of what is called Committee of the Whole, an option that can be used within this body but not necessarily be geared for any specific time or issue. It has been an option used in the budget and other pieces of legislation that have a specific emotional impact on the members of the body, as well as those who are covering the legislative scene. Lastly, Rule 28 simply revises the standing committees of the House to a lesser number than has existed in the prior session. I do want to point out that there are a lot of rules that have not been cast in concrete—"

POINT OF PARLIAMENTARY INQUIRY

Mr. Ehlers: "It has been customary in this House that when there has been a point of order the Chief Clerk or the presiding officer responds to that point of order. Are we now under a different set of understandings which are outside the rules which in the past have governed this body since the conception of the Legislature?"

Mr. Chiechi: "At some point in time, Representative Ehlers, if it appears to the presiding officer that the points of order are to create disturbance, the presiding officer can ask that they not be made. At this point I think we are in the process of debate and I would hope that is what we can continue with."

Mr. Ehlers: "I guess the confusion is to know when that is taking place. When the presiding officer does not, in fact, respond, how does one know when we are out of order or not being appropriate? Could you explain to us when you have reached that point, because of the fact that you don't respond it's difficult for us to understand whether or not you have forgotten, or your eyesight is bad. We don't know."

Mr. Nelson (G) continued his remarks in favor of the resolution.

POINT OF PARLIAMENTARY INQUIRY

Mr. Warnke: "I am still confused by your response to the question raised by Representative Sommers and I refer to the motion made by Representative Hastings. As I read it closely, the limitation shall include the main motion and questions that arise from the floor, but it does not mention the amendments that are laid on the desk for distribution. I would like to know how you would have construed this motion made by Representative Hastings to include amendments?"

Mr. Chiechi: "As the motion states, the debate will be limited to three members each in support of and opposition to the motion, including the maker of the motion. If you have amendments and wish to place them on the desk, those amendments will be taken into consideration in your limit of fifteen minutes."

POINT OF INFORMATION

Mr. Salatino: "I'm still confused if we are talking about the separation between the amendment and the overall motion and whether we're going to accept or reject these rules. If I read the point that's been raised, the motion by Representative Hastings does not clarify the point of whether or not we're going to get into a long-range debate on individual amendments. So far a number of people have asked for inquiries, or points of information, to have you clarify this. I think it's somewhat confusing. Possibly we could take a short break and have either Representative Hastings redraft his particular motion so it would clarify that, because certainly it does not, within the motion that is before us right now, speak to the body of the debate. It simply speaks to the opening and closing of the debate and limits individual members. It just stifles, basically, our attempt to respond and allow ourselves to be part of this process. I wish you would point that out because I think there are many members on your side, probably, who are somewhat confused by Representative Hastings' motion because it simply does not clarify that we—and the new members—should be involved, too—be able to debate and be able to analyze various rules and individual amendments that will be proposed by the Democratic party. I think that one point that Representative Sommers has tried to mention, and Representative Heck and Representative Ehlers, should be clarified before we continue to go on. I

agree with Representative Nelson, and want to establish some rules so we can operate, but I also want to make sure I have an opportunity to discuss the amendments I propose to the rules and if they are not cut off or stifled or limited, because, really, this is probably the most important part, the most important day of this session, and how we're going to operate. As a member of the minority party, am I going to have the opportunity to talk and discuss various issues that deal with the critical issues of this state? I think that's a point that definitely should be clarified. I don't think, Mr. Chief Clerk, you've done an adequate job so far. Many of our members are confused and I know I am, and I'm sure your members are also—"

POINT OF ORDER

Mr. Nelson (G): "There has been understanding in this body, I think, that we would not charge any member personally or in fact defame the activity of any person on the rostrum or who is on the floor speaking. I would take exception to Representative Salatino's remarks. At the same time, I would like to clarify things that they have recalled with respect to how we're going to handle amendments and I've been unable to get to that point because I've been continually interrupted by points of order. I would ask the Chair to permit me to continue so that we can clarify what we are all trying to accomplish."

Mr. Chiechi: "I'm sure my good friend, Mr. Salatino, didn't mean those remarks. Would you continue, Representative Nelson."

Mr. Nelson (G) continued his remarks in favor of the resolution.

POINT OF PARLIAMENTARY INQUIRY

Mr. Heck: "At what point in this process are you going to allow us to debate the amendments which we submitted almost an hour ago?"

Mr. Chiechi: "Representative Heck, as I have stated before, you will be allowed to debate your amendments under the motion by Representative Hastings. You will be allowed fifteen minutes for both the proponents and opponents of this resolution. Under that rule, we will allow you to make your amendments."

POINT OF ORDER

Mr. O'Brien: "Why are you allowing your majority leader to discuss the merits of this resolution before the amendments are acted upon? That's completely arbitrary. I know that you're a fair man and I'd just like to cite Reed's Rule No. 33. It states, 'The presiding officer, especially if any complicated business is to be transacted, should be a man of good presence, good voice, of much firmness, and good temper. He should have knowledge of parliamentary law, and sufficient good sense to enable him to know when to press a rule and when to let common consent have its way...' All I'm doing, in citing this rule, Mr. Chief Clerk, is to allow us to act on our amendments and then if the majority leader wants to expound the merits and the demerits (mostly the demerits) of this proposition—you have 56 members, we have 42—and now you want to do something for us. Everytime your party comes into power you come in with this gag rule, obnoxious changes to our rules that we've been functioning on for many years, and I think it's high time you took a real deep look at your sense of responsibility—"

POINT OF ORDER

Mr. Nelson (G): "Mr. Chief Clerk, I think those comments are really uncalled for. We're giving every opportunity for anybody to have input and I don't feel that the process should be degraded by casting disparaging remarks that we're trying to gag anybody. That's not the case."

Mr. Chiechi: "I'm sure my good friend, Representative O'Brien, didn't mean those remarks."

POINT OF ORDER

Ms. Sommers: "I want to confirm the statements of Representative O'Brien. I know that you are a fair and charitable man and I would ask two questions. The first one is: I have been timing Representative Nelson's speeches and know that he has exceeded his five minutes and I believe he is coming close to exceeding your fifteen minutes. I would ask you to rule on that. In addition, I have a great concern, and I would like to know if the several amendments will be passed out so that the press may read them prior to the fifteen-minute limit?"

Mr. Chiechi: "Representative Sommers, I think that probably you have exceeded your fifteen minutes also in delaying the proceedings. We are having copies made of the amendments, so we will be at ease for a few minutes."

The Co-Chief Clerk declared the House to be at ease.

The Co-Chief Clerk called the House to order.

Mr. Chiechi: "The Chair would like to establish now our fifteen-minute rule for the pros and fifteen minutes for the cons. You may make your amendment, you may address yourself to the amendment, but the clock starts when you start talking. If you are in a point of order situation or attempting to disrupt the body, we will count that in your fifteen minutes. Our clerk will be taking the time and will let me know when your five minutes have concluded."

POINT OF INQUIRY

Mr. King (R): "I'm still in doubt in my own mind. Does that mean that we have—that this rule by Representative Hastings will apply to each amendment as it is brought up so that the limitations apply to the debate relative to those amendments?"

Mr. Chiechi: "I'll state it again, Representative King. It is the total of fifteen minutes for the pros and fifteen minutes for the cons which includes the amendments."

Mr. King (R): "In the event that we are only able to discuss a few of the amendments, how will the remainder of the amendments be considered? Without debate?"

Mr. Chiechi: "Representative King, when your debate time has concluded we will take a vote on final passage."

POINT OF PARLIAMENTARY INQUIRY

Mr. Grimm: "Does that mean that individuals who have sponsored substantive amendments to the proposed rules will not even have the opportunity to have them introduced before the members of the House, and before members of the public?"

Mr. Chiechi: "I believe, Representative Grimm, that Representative Nelson stated earlier that the process of amendment of these rules will be allowed in subsequent sessions. There is no attempt to stop amendments to the rules. The only thing we're trying to do here is to get organized in order to run with a set of rules."

Mr. Grimm: "Is it your attempt, under my reading of some of these rules—for instance, one of the proposed rules would make it so that if anyone were to make a motion on a question of consideration under the temporary rules, that if they were to be adopted, it's possible—for simply, even without consideration of amendment—it would simply be tabled. Would those rules be in effect temporarily so you would, in essence be precluding the opportunity for full debate of the amendments you're talking about? Or would you be waiving or somehow excluding those amendments, or even, as I read it, a tabling motion? It could be tabled once it's been introduced? Those are certainly questions of fairness and whether or not we're going to be merely perfunctory today or actually adopting rules that are going to preclude the opportunity for full hearing on how people in this state are going to view the operations of this Legislature and whether or not there's full disclosure of debate."

Mr. Chiechi: "Representative Grimm, I think that certainly is in the rules, but Speaker-elect Polk is an honest and fair man, as Representative O'Brien so aptly quoted, and I believe that he will allow for all the debate that's necessary."

Mr. Grimm: "If, as you say, he is willing to be fully fair and not take advantage of the temporary rules that are being proposed, what would be his objection, or yours as the presiding officer, to have those stricken voluntarily, so that the minority would have a guarantee of making sure we do have that opportunity which you have so ardently and cogently advocated?"

Mr. Chiechi: "As I have stated, Representative Grimm, I think Speaker-designate William Polk will be fair and judicious in his rulings."

Mr. Nelson (G) concluded his remarks in favor of House Resolution No. 81-1.

POINT OF INFORMATION

Mr. King (R): "Do I have an opportunity to introduce any amendments?"

Mr. Chiechi: "Certainly, they will come under your fifteen minutes."

Mr. King (R) moved adoption of the following amendment:

On page 1, line 2 after "follows:" insert the following and renumber the remaining rules consecutively:

"Rule 1. The following rules are hereby adopted as temporary rules of the House of Representatives of the 47th Legislature: PROVIDED, That the rules of the House of Representatives of the 46th Legislature shall apply for the purposes of debate, amendment and other matters relating to the adoption of permanent rules of the 47th Legislature. These temporary rules shall expire at 10:00 A.M. on Friday, January 16, 1981 and the Rules of the House of Representatives of the 46th Legislature shall at that time become the temporary rules of the 47th Legislature. Notwithstanding the provisions of Rule 31, this rule (Rule 1) shall not be amended except upon a two-thirds vote of the members elected."

Mr. King (R) spoke in favor of the amendment, and Mr. Nelson (G) spoke against it.

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

ROLL CALL

The Clerk called the roll on the amendment by Representative King (R) to House Resolution No. 81-1, and the amendment was not adopted by the following vote: Yeas, 42; nays, 56; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Polk, Prince, Rosbach, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taller, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley.

Ms. Becker moved adoption of the following amendment:

On page 2, line 20 strike all of Rule 4, subsection (G) and renumber the remaining subsections consecutively.

Ms. Becker spoke in favor of the amendment.

The amendment was not adopted.

Mr. King (R) moved adoption of the following amendment:

On page 7, line 4, strike all of Rule 16 and renumber the remaining rules consecutively.

Mr. King (R) spoke in favor of the amendment, and Mr. Nelson (G) spoke against it.

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

ROLL CALL

The Clerk called the roll on the amendment by Representative King (R) to page 7 of House Resolution No. 81-1, and the amendment was not adopted by the following vote: Yeas, 42; nays, 55; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Polk, Prince, Rosbach, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley.

Not voting: Representative Taller.

Mr. King (R) moved adoption of the following amendment:

On page 10, line 21, Rule 20, subsection (F), strike all of subsection (F)

Representatives King (R) and O'Brien spoke in favor of the amendment, and Mr. Nelson (G) spoke against it.

Mr. Heck demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on the amendment by Representative King to Rule 20 of House Resolution No. 81-1, and the amendment was not adopted by the following vote: Yeas, 42; nays, 54; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley.

Not voting: Representatives Polk, Taller.

Representative Nelson (G) spoke in favor of House Resolution No. 81-1 and Representative Sommers spoke against it.

Mr. Heck demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of House Resolution No. 81-1, and the resolution was adopted by the following vote: Yeas, 55; nays, 42; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Polk, Prince, Rosbach, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representative Taller.

ELECTION OF SPEAKER

The Co-Chief Clerk declared nominations for Speaker of the House were in order.

Mr. Nelson (G): "The election of the Speaker of the House of Representatives is not just a mere formality, it is perhaps one of the most important decisions this House can make during this 47th Legislative term. The individual who is elected to be our Speaker is not only the presiding officer of this body and its Chief Executive, but he is also a key to our success in addressing the important issues that face the people of this state.

"Recognizing the significance of the office and the need to place this office in the hands of someone with exceptional qualifications, I am pleased and honored today to nominate William M. Polk of Mercer Island as our Speaker of the House of Representatives. Most of us here know Bill Polk, but I believe it's worthwhile to take a moment to list some of his qualifications. He's an experienced legislator. He's beginning his eleventh year as a member of this body. He has served on many committees, both standing and select—he was a member of the Appropriations Committee, and a member of the Legislative Budget Committee. His leadership has been proven in a wide range of endeavors both inside and outside the legislative process. He has served our country as an officer in the U.S. Army as well as the Washington National Guard and has been deeply involved in civic, business and professional affairs. He's been active in political leadership roles at the local, state and national levels. He has served as the Chairman of the Republican Caucus the past four years. He has the unified support of his colleagues.

"I've known Bill Polk personally now for eight years, not only as a legislative colleague, but as a friend. His personal qualities are impressive as are his professional leadership qualifications. He's articulate and I find him to be patient and decisive. He's also fair and, above all, he is a man of integrity. I feel today that it's fitting that someone who, by professional training as an architect, be nominated to be our Speaker of the House. An architect utilizes his skills to turn a vision into reality. I have every confidence that Representative Bill Polk can and will work toward the realization of the vision that we, as Washington citizens, have for the future of our state."

Ms. Fancher: "It is a privilege for me to rise to second the nomination of Representative William Polk of Mercer Island for the position of Speaker of the House. I fully endorse the comments made by the Representative from the 21st District, particularly as to the outstanding leadership qualifications of Representative Polk for this very important office. I'm certain

that every member here is keenly aware of the challenges that we face this session. The efficient and effective operation of the House is essential over the next three months if we are to address the major issues facing our state with the constitutionally allotted time. It is critical, therefore, that we have someone at the helm to provide that leadership and who has the knowledge and wisdom to guide us toward the successful completion of our work. There is no doubt in my mind that the leader we need for the 47th Legislature is Representative William Polk."

Co-Chief Clerk Dean Foster assumed the Chair.

Mr. Heck: "It is indeed a pleasure for me to place in nomination for the office of Speaker of the House of Representatives the name of Richard King from the 38th Legislative District. Representative King's distinguished legislative career spans a period of sixteen years. He, incidentally, entered the Legislature with an overwhelming mandate of a 126-vote margin out of 62,000 cast. His margin of victory has, however, increased dramatically in every subsequent election.

"If there are two things that distinguish Representative King's career in the Legislature, they are his regard for those who are traditionally underrepresented, who have a disproportionately smaller share of economic power through which they speak in the Legislature and his constant vigilance of the principles of open government. His regard for those traditionally underrepresented is indicated by his long history of involvement with issues relating to working men and women in this state; his chairmanship of the Labor Committee; his current chairmanship on a select committee on industrial insurance. His leadership in the areas relating to open government is well-established. He was a mover and a shaker in the effort to adopt the public disclosure law in this state. He has been the chief spokesman for a stronger ethics bill with which elected officials should govern themselves. His career has been recognized by Representative King's colleagues and consequently he has served in a variety of roles in leadership, both as Chairman of the Committee on Labor, on Constitutions and Elections, and various select committees, but most recently, over the past four years, as the floor leader for the Democratic Party here in the House of Representatives.

"Representative King has also been recognized nationally by being selected as President of the National Democratic Legislature's Organization, an organization which has over 5,000 members.

"Dick King is truly a leader for the eighties. His record establishes that. It's a forward-looking approach to government of openness in regard to those underrepresented. Representative King would serve you well, would serve us well, would serve our constituency well, as Speaker of the House of Representatives. I urge you to cast your vote for Representative King."

Mr. Grimm: "I rise to second the nomination of Representative King as Speaker of the Washington State House of Representatives. Probably the most highly valued quality in Representative King that I have observed over the last several years now, both on the staff of the Legislature and as a member, he does have very high ideals. Ideals which he is willing to pursue aggressively but even more highly it has become apparent under his leadership that his own ideals are ideals that everyone has a right to participate, that the means are more important than the ends; that the democratic process is more important to the people in the state than any other factor that we have before us in the Legislature.

"We tend to think of minority rights as being one of Democrat or Republican and that's just not the case. Each time each one of us has an idea that's unpopular that's a minority idea. Representative King has constantly demonstrated a willingness to make sure that those ideas, however popular or unpopular, and those individuals, however popular or unpopular, have an opportunity to be heard in the marketplace of ideas. Under his leadership stumbling blocks have consistently become stepping stones to a better state. He leads not by autocratic rule but by one of helping people see the right direction in which they and we, as a state, should be going.

"And what are those directions? Last night many of you heard Father Axer from Seattle University say: (I'm not going to read it; I'm going to paraphrase) 'Care of our senior citizens in rest homes'—so it's his and I hope it's ours, and it certainly is Representative King's very high goal. Justice and compassion, making laws which effect the feeding of hungry, the housing of homeless and the care of the needy. And most important, to stand for what is right and not for what is politically expedient.

I urge you to support Representative King, because as Representative Nelson mentioned, this is probably the most important vote you are going to take in the next two years. I hope you will join me in supporting not only an excellent legislator, but also a very fine man."

Co-Chief Clerk Vito T. Chiechi resumed the Chair.

On motion of Mr. Nelson (G), nominations for Speaker of the House of Representatives were closed.

ROLL CALL

The Clerk called the roll and Mr. Polk was elected Speaker of the House by the following vote: Mr. Polk, 55; Mr. King (R), 41; not voting, 2.

Those voting for Mr. Polk were: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King (R), Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson, G.A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley.

Those voting for Mr. King (R) were: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King, J., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson, D., North, O'Brien, Owen, Polk, Pruitt, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not Voting: Representatives Rinehart, Taller.

The Co-Chief Clerk appointed Representatives Amen, Flanagan, O'Brien and Gallagher to escort Representative Polk to the rostrum. The oath of office was administered to Representative Polk by Chief Justice Brachtenbach.

The Co-Chief Clerk presented the gavel to the Speaker.

The Speaker: "Thank you. I appreciate the confidence you have placed in me, and, of course, the great responsibility that goes with the office. I am looking forward to serving you with great enthusiasm.

"Allow me a few personal moments. I would like to introduce to you my family whose support and understanding through the past ten years has been so important to me.

"My mother who lives in New Jersey has never been here before when our Legislature has been in session, so it pleases me on this occasion to present my mother, Mrs. W. Merrill Polk of Haddonfield, New Jersey. Mother, would you please stand to be acknowledged by the House.

"Karla's parents now reside at Panorama City in Lacey so don't have far to come. Karla's mother, Mrs. Werner Leopold, is able to be with us today.

"As I was walking in today I saw numerous small children—sons and daughters of our members. Our three children have virtually grown up around these chambers, watching, paging and waiting for caucus to end. Lucy, now a freshman at the University of Washington; Beth, a junior at Mercer Island High School; Andy a 9th grader at South Mercer Junior High and finally, my marvelous wife, Karla.

"During recent weeks my family has certainly been aware that public attention is once more focused on the Legislature as I'm sure you and your families have felt that as well.

"Our Lord observed that a city set on a hill cannot hide its light. What kind of a light will we, the 47th Legislature, provide? A beacon of assurance or a confused glow?

"Let me suggest a few characteristics which I pray will mark this 47th Session of the Washington State Legislature.

"We can be an efficient and effective institution. I don't believe you can manage creative people—whether they be architects, as I am, or legislators—but you can provide an opportunity through a disciplined framework within which creative people may concentrate on the task at hand. I want you to have that opportunity. To that end, the majority has already instituted numerous organizational changes.

"Speaking of opportunity, we have a magnificent opportunity before us now to reexamine, reaffirm or redirect every program or policy currently employed in the State of Washington. That is an opportunity few legislators have ever had, but this is an opportunity we must also have the courage to seize.

"The people of this nation and this state are crying for credible leadership of which they be confident and proud. It is our obligation to conduct our affairs in such a way as to earn the confidence and respect of our citizens. We have an opportunity, if we will take it, to provide for our state a Legislature which is a beacon of hope.

"This is a year of opportunity—an opportunity which is no less than a renaissance in public affairs. I'm excited by that—I hope you are, too.

"As your Speaker, my first obligation is to each of you. My door will always be open to you. Please accept this as my continuing invitation to each of you, to work together to fulfill the highest ideals of public service. Thank you for this opportunity."

Mr. Nelson (G): "It's a real privilege to be the first to address you, Mr. Speaker. I wish to extend to you the congratulations of this body, I am sure, and the public of the State of Washington. We look forward to working with you in your new capacity for a very productive and, hopefully, a very short session."

Mr. King (R): "Mr. Speaker, I'd like to add the congratulations of our caucus for your election and we wish you well in terms of the goals you are going to attempt to achieve. We want you to know that our efforts will not be to slow up that process, but really to make sure that we understand what is happening before we vote on the things that occur. So we pledge to you cooperation for a speedy session to deal with the many problems facing the state."

COMMITTEE FROM THE SENATE

Senators Charnley, Craswell and Hughes appeared at the bar of the House and reported that the Senate was organized and ready for business.

ELECTION OF SPEAKER PRO TEMPORE

The Speaker announced that nominations for Speaker Pro Tem were in order.

Mr. Chandler: "It is a distinct honor and a great pleasure for me today to place in nomination as Speaker Pro Tem of the House of Representatives the name of Otto Amen. One of the first instructions that Otto gave me was: Don't make it sound so good that people won't know it's me you are talking about. That's the humility of a man we all know and that's to say a lot right there.

"Of course, you expect me to say the usual things. The fact that he graduated from Washington State University in Pharmacy; that he was a pharmacist for six years until he returned to the family farm where he has been working every since. He was the President of the Washington Wheat Growers and he was President of Western Wheat and Chairman of the Washington Wheat Commission. He had done all that, was looking around for something to do and in 1966 ran for the Legislature, was elected and began his service in 1967. He has served in the minority as well as the majority. At one time he was Agriculture Chairman and shared with Representative O'Brien the Chair of Speaker Pro Tem in the last session. He is married to Doris, having known her and dated her ever since their college days together in Pullman. They have two very nice sons. That's to tell you something about Otto Amen, the citizen, and that's saying a lot, but what about Otto Amen, the man.

"Ever since I've known Otto I cannot remember him ever saying anything disparaging about another person and I wish I could say that about myself. An old friend of Otto's from his district told me: 'If everyone in the world were like Otto Amen, we wouldn't need any laws.' Others that I talked to said he's just a good solid citizen; he's a good person. When I talked to Doris to see what she thought, she said, 'Well, he picks up his socks.' Although that's all she said, the twinkle in her eye gave away how she feels about her husband. What those two people have is what a marriage ought to be.

"If you'll bear with me just a moment I want to recall something for you. St. Francis of Assisi was praying and this prayer was recorded. You'll recall he said: 'Make me a channel of peace. Where there is hatred that I may bring love; where there is wrong, I may bring forgiveness; where there is discord, harmony; where there is error, bring truth; where there's doubt, faith; where there is despair, hope.' He asked for guidance that he could bring comfort rather than be comforted himself, that he could understand even though he might not be understood, that he could love rather than be loved. Great ideals are like stars. We use them as humans to guide our course even though we never truly reach them. Otto Amen would be the first person here to admit he falls short of those ideals expressed so very well by St. Francis. Of all the people in the House of Representatives that I know, Otto Amen comes closest to those ideals, that's why it's such a great honor for me to place his name in nomination today."

Mr. Schmitt: "It's truly an honor and a privilege to second the nomination of Representative Otto Amen for the position as Speaker Pro Tem for the House of Representatives.

"After those fine words by Representative Chandler, he leaves very little else to be said. I would only emphasize that, above all else, Representative Amen has a reputation of having an absolute integrity about him and for being very impartial in deliberations before this body. I

think those are very fine important qualities in the absence of the Speaker when he ascends to the Speaker's podium.

"Otto, I'm proud to make this secondary nomination and place your name as the Speaker Pro Tem of the 47th Legislative Session."

Mr. Martinis: "I'd like to nominate Representative John O'Brien as Speaker Pro Tem of the House. John is the most senior member of this great body and has served in just about every capacity except page, I understand. I'm not going to say too much about John. He's probably the most famous individual as far as parliamentary procedure, integrity, service to his community and to his legislative district and to the state. John knows more about the rules and the use of the rules, the operation of this House, on handling this body, as unruly as it can get at times, and has served for our speakers in their absence. Therefore, I think John is the most qualified to be Speaker Pro Tem in this House."

Ms. North: "I am privileged to add my second to the nomination of John O'Brien for Speaker Pro Tem of the House of Representatives. He is imminently qualified. I was just checking with him because I had to check back—although I've been here going on my fifth term, John is beginning his twentieth term. He has served as Speaker of the House for eight terms and Speaker Pro Tem for eight terms. He certainly has a knowledge of rules. I was first impressed with John as a freshman. He offered to share his expertise in classes, rule classes, for any who would come and I think this is so commendable and I was well-impressed. I do think that we need John O'Brien as Speaker Pro Tem."

On motion of Mr. Nelson (G), nominations for Speaker Pro Tem were closed.

ROLL CALL

The Clerk called the roll on the election of Speaker Pro Tempore and Otto Amen was elected by the following vote: Mr. Amen, 55; Mr. O'Brien, 42; not voting, 1.

Those voting for Otto Amen were: Representatives Addison, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G.A., Nisbet, O'Brien, Padden, Patrick, Prince, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, Mr. Speaker.

Those voting for John O'Brien were: Representatives Amen, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, Owen, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representative Taller.

The Speaker appointed Representatives Fancher, McCormick, Prince and Martinis to escort Representative Amen to the rostrum.

Chief Justice Brachtenbach administered the oath of office to Speaker Pro Tem Amen.

Mr. Amen: "I want to thank you for the honor and the privilege of having elected me as Speaker Pro Tem and for being able to serve in this manner. I'm certainly looking forward to the challenge.

"I would like the privilege of introducing my best supporter, my partner, and best of all, my wife for a wonderful 41 years, Doris. Representative Chandler mentioned that we have two sons that we are both very proud of. They couldn't be here. One of them is in California, president of an electronics firm, and the other one is back in Washington, D.C., working for the Department of Agriculture. They were home for Christmas so they couldn't be here today.

"Representative Polk made some very wonderful remarks here and I would just like to add, that what I am saying to you, is that I will do the best I can to fulfill this office and be as fair as possible. We've been told that we have tremendous problems facing us and I believe they are not insurmountable if we work together to do the best we can. My hope and prayer for this session is that we leave here at the end of the session being able to hold our heads high, to be proud of the accomplishments we have made, and above all, that the people of the state will be the winners of what we do. Again, my sincerest thanks to you."

ELECTION OF CHIEF CLERK

The Speaker announced that nominations for Chief Clerk were in order.

Mr. Tilly: "I'm very proud on this historic occasion to nominate Vito T. Chiechi of Beverly Beach, which is out on Cooper Point near Olympia, to this very important position. I believe that we should know a little about the position when we elect the person to fill those

many duties. The Chief Clerk is really the chief administrative officer of the House of Representatives. He will be responsible for the payroll, for supervising the staff, the Journal and all the record-keeping, so we need a person who has this experience to take this important task. Vito, as you know, has been Co-Chief Clerk with Dean Foster the past session, so he certainly does have the experience. He has also worked in the Legislature as the Executive Assistant to Speaker of the House in the early seventies, and has over thirty years experience in both private and public service. I won't go into the family because this would almost involve a 'This Is Your Life' type of operation with talking about Vito's children and his wife, Delores. He does have a degree in finance from Seattle University and I'm confident that Vito's background will enable him to serve this legislative body well. I encourage all of you to vote for Vito Chiechi for Chief Clerk."

On motion of Mr. Nelson (G), nominations for Chief Clerk were closed and a unanimous ballot was cast for Vito T. Chiechi as Chief Clerk of the House of Representatives.

The Speaker appointed Representatives Eberle and Warnke to escort Mr. Chiechi to the rostrum, and Chief Justice Brachtenbach administered the oath of office to him.

ELECTION OF SERGEANT AT ARMS

The Speaker announced that nominations were in order for Sergeant at Arms of the House.

Mr. Hastings: "It is my pleasure today to nominate for Sergeant at Arms of the 47th Legislature, George Temir of Edmonds. The Sergeant at Arms is a very important position because he is in charge of the facilities here in the House. With the massive changeover that we are all aware of, putting this thing together so we could get started today, was a big job. George did not come on just today; as a matter of fact, he's been on board since the middle of December. The fact is that we are ready to go, ready to start business right now.

"I've known George for a number of years; we were very active in a civic organization ten years or so ago, and I've known him for the type of individual he is—a very strong individual and we need a strong individual to run as our Sergeant at Arms and to keep this place in order. George and his wife, Anna, have four children and have been married for twenty-four years. When I informed George that I was going to nominate him he said, 'The last time you did this, didn't I lose?' I informed him that wasn't the case at all; we were just preparing for this time and we trust the outcome will be much different. It's my pleasure to nominate George Temir for Sergeant at Arms."

On motion of Mr. Nelson (G), nominations for Sergeant at Arms were closed, and a unanimous ballot was cast for George Temir for Sergeant at Arms of the House.

The Speaker appointed Sergeants at Arms Harry Lapham and Ross Young to escort Mr. Temir to the rostrum. Chief Justice Brachtenbach administered the oath of office to him.

The House advanced to the eighth order of business.

RESOLUTIONS

HOUSE RESOLUTION NO. 81-2, by Representatives Nelson (G) and King (R):

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

On motion of Mr. Nelson (G), the resolution was adopted.

Under the provisions of House Resolution No. 81-2, the Speaker appointed Representatives Taylor, Schmitten, Hine and Wang to notify the Senate that the House was organized and ready for business.

STANDING COMMITTEE ASSIGNMENTS

The Speaker announced the following standing committee assignments:

AGRICULTURE: Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Amen, Fancher, Fiske, Gallagher, Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

EDUCATION: Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Ehlers, Ellis, Eng, Galloway, Hine, James, Lewis, Maxie, McDonald, Schmitten, Taller, Vander Stoep, Warnke.

ENERGY AND UTILITIES: Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Bender, Bond, Dickie, Eberle, Hine, Isaacson, McCormick, Schmidt, Scott, Sherman, Sprague, Tupper, Vander Stoep, Wang.

ETHICS, LAW AND JUSTICE: Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

FINANCIAL INSTITUTIONS & INSURANCE: Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Monohon, Nisbet, Rosbach, Salatino, Sanders, Schmitt, Scott.

HIGHER EDUCATION: Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Sherman, Tupper.

HUMAN SERVICES: Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Leonard, North, Padden, Pruitt, Stratton, Taller, Teutsch, Vander Stoep, Wang, Williams, Winsley.

INSTITUTIONS: Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Van Dyken, Walk.

LABOR AND ECONOMIC DEVELOPMENT: Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

LOCAL GOVERNMENT: Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Leonard, Monohon, North, Stratton, Taller, Van Dyken, Wilson.

NATURAL RESOURCES AND ENVIRONMENTAL AFFAIRS: Schmitt, Chairman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Dawson, Erak, Garson, Lundquist, Martinis, McDonald, Mitchell, Owen, Rinehart, Rosbach, Stratton, Thompson, Valle, Williams, Wilson.

RULES: Polk, Chairman; Amen, Vice Chairman; King (R), Ranking Minority Member; Barr, Bond, Clayton, Fancher, Flanagan, Gallagher, Grimm, Hastings, Heck, Maxie, McCormick, Nelson (G), O'Brien, Struthers, Tilly, Winsley.

STATE GOVERNMENT: Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Dickie, Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), O'Brien, Rinehart, Rust, Sprague.

TRANSPORTATION: Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Eberle, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

WAYS AND MEANS: Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Thompson, Warnke, Williams.

EDUCATION - APPROPRIATIONS: McDonald, Chairman; James, Vice Chairman; Warnke, Ranking Minority Member; Barrett, Eng, Fancher, Grimm, Heck, Nelson (G), Salatino, Taylor, Teutsch.

GENERAL GOVERNMENT - APPROPRIATIONS: Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Gruger, King (J), Maxie, McGinnis, Rosbach, Schmitt.

HUMAN SERVICES - APPROPRIATIONS: Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Dawson, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Tilly, Valle.

REVENUE: Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

RESOLUTION

HOUSE RESOLUTION NO. 81-3, by Representatives Nelson (G) and King (R):

BE IT RESOLVED, By the House of Representatives, That the State Treasurer and Director of Financial Management shall draw their warrants for payment of the salaries of the employees of the House of Representatives and members' subsistence allowance every fourteenth day of the session, and they are hereby authorized and directed to deliver the warrants to the Chief Clerk of the House.

BE IT FURTHER RESOLVED, That the Chief Clerk of the House, by and with the approval of the Speaker of the House, shall provide to each member the necessary supplies and materials required to operate the House.

On motion of Mr. Nelson (G), the resolution was adopted.

Hearing no objection, the Speaker announced the House would revert to the fourth order of business.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 1, by Representatives Nelson (G) and King (R):

Notifying the Governor that the 1981 Regular Session of the 47th Legislature is organized, and inviting the Senate to Joint Sessions.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended and House Concurrent Resolution No. 1 was advanced to second reading and read the second time in full.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 1 was placed on final passage and adopted.

APPOINTMENT OF SPECIAL COMMITTEE

In accordance with House Concurrent Resolution No. 1, the Speaker appointed Representatives Amen, O'Brien, Flanagan and McCormick to notify the Governor that the Legislature was organized and ready for business.

MOTION

On motion of Mr. Nelson (G), House Concurrent Resolution No. 1 was ordered immediately transmitted to the Senate.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1, by Representatives Rosbach, Owen, Wilson, Fiske and Mitchell:

AN ACT Relating to forest land taxation; amending section 10, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.100; and amending section 13, chapter 294, Laws of 1971 ex. sess. as amended by section 6, chapter 187, Laws of 1974 ex. sess. and RCW 84.33.130.

To Committee on Revenue

HOUSE BILL NO. 2, by Representatives Rosbach, Fiske, Ellis, Prince, Hastings, Taylor and Sanders:

AN ACT Relating to gift taxes; and amending section 3, chapter 210, Laws of 1979 ex. sess. and RCW 83.58.030.

To Committee on Revenue

HOUSE BILL NO. 3, by Representatives Rosbach, Fiske, Berleen and Vander Stoep:

AN ACT Relating to property taxation; amending section 84.40.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 69, Laws of 1973 and RCW 84.40.020; amending section 84.40.040, chapter 15, Laws of 1961 as last amended by section 97, chapter 195, Laws of 1973 1st ex. sess. and RCW 84.40.040; and adding a new section to chapter 84.40 RCW.

To Committee on Revenue

HOUSE BILL NO. 4, by Representative Sanders:

AN ACT Relating to the naming of a state animal; and adding a new section to chapter 1.20 RCW.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 5, by Representative Teutsch:

AN ACT Relating to manufacturers' premium coupons; and amending section 3, chapter 221, Laws of 1957 as amended by section 1, chapter 104, Laws of 1972 ex. sess. and RCW 19.83.040.

To Committee on Labor and Economic Development

HOUSE BILL NO. 6, by Representatives Winsley, Erickson, Mitchell, Patrick, Rinehart, Schmitten, Van Dyken, Nelson (D), Eng, Lux, Rosbach, Galloway, Brekke, Teutsch, Wang, Granlund, Berleen, Lewis, Fancher, Walk, Sanders and Hine:

AN ACT Relating to property tax delinquencies; amending section 35, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.100; amending section 84.56.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 196, Laws of 1974 ex. sess. and RCW 84.56.020; amending section 84.64.050,

chapter 15, Laws of 1961 as amended by section 2, chapter 84, Laws of 1972 ex. sess. and RCW 84.64.050; amending section 84.64.200, chapter 15, Laws of 1961 and RCW 84.64.200; and amending section 84.64.270, chapter 15, Laws of 1961 as amended by section 5, chapter 23, Laws of 1965 ex. sess. and RCW 84.64.270.

To Committee on Revenue

HOUSE BILL NO. 7, by Representatives Erickson and Walk:

AN ACT Relating to excise taxes; amending section 1, chapter 266, Laws of 1979 ex. sess. and RCW 28A-45.032; amending section 3, chapter 266, Laws of 1979 ex. sess. and RCW 82.08.033; amending section 4, chapter 266, Laws of 1979 ex. sess. and RCW 82.12.033; amending section 14, chapter 154, Laws of 1980 (uncodified); and providing an effective date.

To Committee on Revenue

HOUSE BILL NO. 8, by Representatives Erickson, Burns, Bender, Brown, Pruitt, Wang, Hine and Sherman:

AN ACT Relating to fair political practices and legislative ethics; amending section 1, chapter 150, Laws of 1967 ex. sess. as amended by section 1, chapter 218, Laws of 1977 ex. sess. and RCW 44.60.010; adding new sections to chapter 44.60 RCW; and adding new sections to chapter 42.17 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 9, by Representatives Sanders, Bond, Clayton, Eberle and Isaacson:

AN ACT Relating to controlled directional drilling from land surfaces for oil and gas under the waters of Puget Sound; and amending section 16, chapter 286, Laws of 1971 ex. sess. and RCW 90.58.160.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 10, by Representatives Teutsch, Winsley, Pruitt, Rosbach and Fancher:

AN ACT Relating to vital statistics; and adding a new section to chapter 70.58 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 11, by Representatives Flanagan, Greengo, Smith and Teutsch:

AN ACT Relating to the voters' pamphlet; and amending section 29.81.020, chapter 9, Laws of 1965 as amended by section 2, chapter 143, Laws of 1973 1st ex. sess. and RCW 29.81.020.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 12, by Representatives Isaacson, Valle, Wilson, Hankins and Maxie:

AN ACT Relating to vehicle licenses; and amending section 1, chapter 118, Laws of 1975 1st ex. sess. and RCW 46.16.006.

To Committee on Labor and Economic Development

HOUSE BILL NO. 13, by Representatives Ehlers, Taller, Burns, Greengo, Walk, McGinnis, Pruitt, Prince, Winsley, Galloway, Grimm, Ellis, Wang and Barr:

AN ACT Relating to state government; amending section 1, chapter 234, Laws of 1959 as amended by section 1, chapter 237, Laws of 1967 and RCW 34.04.010; amending section 3, chapter 237, Laws of 1967 as last amended by section 7, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.025; amending section 3, chapter 234, Laws of 1959 as amended by section 8, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.030; amending section 2, chapter 57, Laws of 1971 ex. sess. as amended by section 42, chapter 169, Laws of 1977 ex. sess. and RCW 28B.19.020; amending section 3, chapter 57, Laws of 1971 ex. sess. as amended by section 10, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.030; amending section 4, chapter 57, Laws of 1971 ex. sess. as last amended by section 11, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.040; adding new sections to chapter 28B.19 RCW; and adding new sections to chapter 34.04 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL No. 14, by Representatives Barr, Stratton and Berleen:

AN ACT Relating to juvenile custody; and amending section 20, chapter 155, Laws of 1979 and RCW 13.32A.060.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 15, by Representatives Tilly and Patrick:

AN ACT Relating to controlled substances; and amending section 69.50.505, chapter 308, Laws of 1971 ex. sess. as amended by section 1, chapter 77, Laws of 1977 ex. sess. and RCW 69.50.505.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 16, by Representatives Tilly, Fancher, Isaacson, Schmitt, Barr and Ellis:

AN ACT Relating to the real estate excise tax; amending section 28A.45.120, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 134, Laws of 1980 and RCW 28A.45.120; amending section 14, chapter 154, Laws of 1980 (uncodified); and providing an effective date.

To Committee on Revenue

HOUSE BILL NO. 17, by Representative Sprague:

AN ACT Relating to revenue and taxation; amending section 20, chapter 288, Laws of 1971 ex. sess. as last amended by section 2, chapter 218, Laws of 1979 ex. sess. and RCW 84.55.010; amending section 21, chapter 288, Laws of 1971 ex. sess. and RCW 84.55.020; and repealing section 4, chapter 218, Laws of 1979 ex. sess. and RCW 84.55.015.

To Committee on Revenue

HOUSE BILL NO. 18, by Representatives Sprague, Nisbet, Schmitt, Schmidt, Fiske, Warnke, Taylor, Hastings, Sanders, North, Barr, Isaacson, Lewis and Berleen:

AN ACT Relating to inheritance taxation; amending section 83.08.010, chapter 15, Laws of 1961 and RCW 83.08.010; and amending section 19, chapter 292, Laws of 1961 as amended by section 41, chapter 209, Laws of 1979 ex. sess. and RCW 83.40.010.

To Committee on Revenue

HOUSE BILL NO. 19, by Representatives Sprague, Clayton, Martinis, Wilson, Garrett, Dawson, Bond and Sanders:

AN ACT Relating to aeronautics; and adding a new section to chapter 47.68 RCW.

To Committee on Transportation

HOUSE BILL NO. 20, by Representatives Sprague, Warnke, Brown and North:

AN ACT Relating to multipurpose senior centers; adding a new section to chapter 82.08 RCW; and providing a termination date.

To Committee on Revenue

HOUSE BILL NO. 21, by Representatives Sprague, Nisbet, Patrick and Van Dyken:

AN ACT Relating to excise tax exemptions; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; adding a new section to chapter 82.44 RCW; and providing an expiration date.

To Committee on Revenue

HOUSE BILL NO. 22, by Representative Sprague:

AN ACT Relating to explosives; and amending section 2, chapter 111, Laws of 1931 as last amended by section 6, chapter 88, Laws of 1972 ex. sess. and RCW 70.74.020.

To Committee on Labor and Economic Development

HOUSE BILL NO. 23, by Representatives Flanagan and Smith:

AN ACT Relating to regular property tax levies by junior taxing districts; and amending section 134, chapter 195, Laws of 1973 1st ex. sess. and RCW 84.52.043.

To Committee on Revenue

HOUSE BILL NO. 24, by Representatives Bond, Eberle and Berleen:

AN ACT Relating to motor vehicle emission control; repealing section 11, chapter 163, Laws of 1979 ex. sess., section 1, chapter 176, Laws of 1980 and RCW 46.16.015; repealing section 15, chapter 163, Laws of 1979 ex. sess. and RCW 46.16.016; repealing section 1, chapter 163, Laws of 1979 ex. sess. and RCW 70.120.010; repealing section 2, chapter 163, Laws of 1979 ex. sess. and RCW 70.120.020; repealing section 3, chapter 163, Laws of 1979 ex. sess. and RCW 70.120.030; repealing section 4, chapter 163, Laws of 1979 ex. sess., section 2, chapter 176, Laws of 1980 and RCW 70.120.040; repealing section 5, chapter 163, Laws of 1979 ex. sess. and RCW 70.120.050; repealing section 6, chapter 163, Laws of 1979 ex. sess., section 3, chapter 176, Laws of 1980 and RCW 70.120.060;

repealing section 7, chapter 163, Laws of 1979 ex. sess., section 4, chapter 176, Laws of 1980 and RCW 70.120.070; repealing section 8, chapter 163, Laws of 1979 ex. sess. and RCW 70.120.080; repealing section 9, chapter 163, Laws of 1979 ex. sess. and RCW 70.120.090; repealing section 10, chapter 163, Laws of 1979 ex. sess. and RCW 70.120.100 repealing section 12, chapter 163, Laws of 1979 ex. sess. and RCW 70.120.110; repealing section 13, chapter 163, Laws of 1979 ex. sess. and RCW 70.120.120; repealing section 14, chapter 163, Laws of 1979 ex. sess. and RCW 70.120.130; repealing section 5, chapter 176, Laws of 1980 and RCW 70.120.140; repealing section 16, chapter 163, Laws of 1979 ex. sess. (uncodified); repealing section 17, chapter 163, Laws of 1979 ex. sess. (uncodified); repealing section 18, chapter 163, Laws of 1979 ex. sess. (uncodified); repealing section 19, chapter 163, Laws of 1979 ex. sess. (uncodified); and declaring an emergency.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 25, by Representative Bond:

AN ACT Relating to the maintenance and operation of educational institutions; amending section 28A.58-.102, chapter 223, Laws of 1969 ex. sess. and RCW 28A.58.102; creating new sections; adding a new section to chapter 36, Laws of 1969 ex. sess. and to chapter 28B.16 RCW; and declaring an emergency.

To Committee on Education

HOUSE BILL NO. 26, by Representatives Bond, Padden and Sanders:

AN ACT Relating to certain contracting by governmental entities; amending section 3, chapter 32, Laws of 1969 as last amended by section 1, chapter 103, Laws of 1980 and RCW 43.19.190; creating new sections; adding a new section to chapter 36.32 RCW; and adding a new section to chapter 41.06 RCW.

To Committee on Local Government

HOUSE BILL NO. 27, by Representatives Bond and Sanders:

AN ACT Relating to sales and use taxation; amending section 82.08.100, chapter 15, Laws of 1961 as amended by section 50, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.08.100; amending section 82.12.070, chapter 15, Laws of 1961 as amended by section 55, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.12.070; adding new sections to chapter 82.08 RCW; adding new sections to chapter 82.12 RCW; and providing an effective date.

To committee on Revenue

HOUSE BILL No. 28, by Representatives North and Teutsch:

AN ACT Relating to hospital districts; and amending section 6, chapter 264, Laws of 1945 as last amended by section 1, chapter 155, Laws of 1979 ex. sess. and RCW 70.44.060.

To Committee on Human Services

HOUSE BILL NO. 29, by Representatives Barr and Fancher:

AN ACT Relating to game; and adding a new chapter to Title 77 RCW.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 30, by Representative Monohon:

AN ACT Relating to county transportation authorities; and amending section 1, chapter 167, Laws of 1974 ex. sess. as amended by section 39, chapter 151, Laws of 1979 and RCW 36.57.010.

To Committee on Local Government

HOUSE BILL NO. 31, by Representatives Amen, Tilly, Clayton, Owen, McCormick, Barr, Bickham, Fancher, Struthers and Smith:

AN ACT Relating to industrial insurance; amending section 43.22.030, chapter 8, Laws of 1965 and RCW 43.22.030; amending section 2, chapter 265, Laws of 1971 ex. sess. as amended by section 2, chapter 109, Laws of 1975-'76 2nd ex. sess. and RCW 48.32.020; amending section 51.04.090, chapter 23, Laws of 1961 as amended by section 5, chapter 350, Laws of 1977 ex. sess. and RCW 51.04.090; amending section 51.12.020, chapter 23, Laws of 1961 as last amended by section 1, chapter 128, Laws of 1979 and RCW 51.12.020; amending section 51.12.070, chapter 23, Laws of 1961 as last amended by section 81, chapter 289, Laws of 1971 ex. sess. and RCW 51.12.070; amending section 26, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.010; amending section 30, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.050; amending section 34, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.100; amending section 35, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.110; amending section 16, chapter 289, Laws of 1971 ex. sess. as last amended by section 4, chapter 129, Laws of 1980 and RCW 51.16.035; amending and reenacting section 51.16.060, chapter 23, Laws of 1961 as last amended by section 11, chapter 323, Laws of 1977 ex. sess. and by section 26, chapter 350, Laws of 1977 ex. sess. and RCW 51.16.060; amending section 51.16.105, chapter 23, Laws of 1961 as last amended by section 27, chapter 350, Laws of 1977 ex. sess. and RCW 51.16.105; amending section

51.16.140, chapter 23, Laws of 1961 as last amended by section 29, chapter 350, Laws of 1977 ex. sess. and RCW 51.16.140; amending section 1, chapter 85, Laws of 1977 ex. sess. and RCW 51.24.030; amending section 51.28.020, chapter 23, Laws of 1961 as last amended by section 33, chapter 350, Laws of 1977 ex. sess. and RCW 51.28.020; amending section 39, chapter 289, Laws of 1971 ex. sess. as amended by section 5, chapter 224, Laws of 1975 1st ex. sess. and RCW 51.28.025; amending section 51.28.030, chapter 23, Laws of 1961 as last amended by section 17, chapter 43, Laws of 1972 ex. sess. and RCW 51.28.030; amending section 51.32.050, chapter 23, Laws of 1961 as last amended by section 42, chapter 350, Laws of 1977 ex. sess. and RCW 51.32.050; amending section 46, chapter 289, Laws of 1971 ex. sess. as amended by section 43, chapter 350, Laws of 1977 ex. sess. and RCW 51.32.055; amending section 51.32.060, chapter 23, Laws of 1961 as last amended by section 44, chapter 350, Laws of 1977 ex. sess. and RCW 51.32.060; amending section 51.32.080, chapter 23, Laws of 1961 as last amended by section 1, chapter 104, Laws of 1979 and RCW 51.32.080; amending section 51.32.090, chapter 23, Laws of 1961 as last amended by section 1, chapter 129, Laws of 1980 and RCW 51.32.090; amending section 11, chapter 14, Laws of 1980 and RCW 51.32.110; amending section 51.32.130, chapter 23, Laws of 1961 and RCW 51.32.130; amending section 47, chapter 289, Laws of 1971 ex. sess. as last amended by section 54, chapter 350, Laws of 1977 ex. sess. and RCW 51.32.190; amending section 48, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.200; amending section 51.36.020, chapter 23, Laws of 1961 as last amended by section 57, chapter 350, Laws of 1977 ex. sess. and RCW 51.36.020; amending section 52, chapter 289, Laws of 1971 ex. sess. as amended by section 1, chapter 42, Laws of 1979 ex. sess. and RCW 51.36.050; amending section 53, chapter 289, Laws of 1971 ex. sess. as amended by section 15, chapter 224, Laws of 1975 1st ex. sess. and RCW 51.36.060; amending section 54, chapter 289, Laws of 1971 ex. sess. as amended by section 60, chapter 350, Laws of 1977 ex. sess. and RCW 51.36.070; amending section 55, chapter 289, Laws of 1971 ex. sess. and RCW 51.36.080; amending section 51.44.010, chapter 23, Laws of 1961 and RCW 51.44.010; amending section 51.44.070, chapter 23, Laws of 1961 as last amended by section 56, chapter 289, Laws of 1971 ex. sess. and RCW 51.44.070; amending section 51.48.010, chapter 23, Laws of 1961 as last amended by section 69, chapter 350, Laws of 1977 ex. sess. and RCW 51.48.010; amending section 62, chapter 289, Laws of 1971 ex. sess. and RCW 51.48.015; amending section 66, chapter 289, Laws of 1971 ex. sess. and RCW 51.48.017; amending section 51.48.020, chapter 23, Laws of 1961 as last amended by section 22, chapter 323, Laws of 1977 ex. sess. and RCW 51.48.020; amending section 51.48.040, chapter 23, Laws of 1961 and RCW 51.48.040; amending section 13, chapter 14, Laws of 1980 and RCW 51.48.050; amending section 51.48.090, chapter 23, Laws of 1961 and RCW 51.48.090; amending section 65, chapter 289, Laws of 1971 ex. sess. and RCW 51.48.110; adding a new section to chapter 48.19 RCW; adding new sections to chapter 51.08 RCW; adding a new section to chapter 51.14 RCW; adding new sections to chapter 51.16 RCW; adding new sections to chapter 51.32 RCW; adding new sections to chapter 51.44 RCW; creating a new chapter in Title 51 RCW; repealing section 88, chapter 289, Laws of 1971 ex. sess., section 5, chapter 43, Laws of 1972 ex. sess., section 5, chapter 323, Laws of 1977 ex. sess. and RCW 51.08.175; repealing section 36, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.070; repealing section 51.16.100, chapter 23, Laws of 1961 and RCW 51.16.100; repealing section 51.16.110, chapter 23, Laws of 1961, section 4, chapter 289, Laws of 1971 ex. sess., section 12, chapter 323, Laws of 1977 ex. sess. and RCW 51.16.110; repealing section 51.16.130, chapter 23, Laws of 1961, section 14, chapter 43, Laws of 1972 ex. sess. and RCW 51.16.130; repealing section 10, chapter 14, Laws of 1980 and RCW 51.32.095; repealing section 26, chapter 43, Laws of 1972 ex. sess., section 55, chapter 350, Laws of 1977 ex. sess. and RCW 51.32.210; repealing section 51.44.020, chapter 23, Laws of 1961 and RCW 51.44.020; repealing section 51.44.030, chapter 23, Laws of 1961 and RCW 51.44.030; repealing section 51.44.060, chapter 23, Laws of 1961, section 28, chapter 43, Laws of 1972 ex. sess. and RCW 51.44.060; repealing section 51.44.080, chapter 23, Laws of 1961, section 57, chapter 289, Laws of 1971 ex. sess., section 29, chapter 43, Laws of 1972 ex. sess. and RCW 51.44.080; repealing section 51.44.090, chapter 23, Laws of 1961, section 31, chapter 43, Laws of 1972 ex. sess. and RCW 51.44.090; repealing section 51.44.100, chapter 23, Laws of 1961, section 10, chapter 281, Laws of 1961, section 1, chapter 41, Laws of 1965 ex. sess., section 2, chapter 92, Laws of 1972 ex. sess., section 6, chapter 103, Laws of 1973 1st ex. sess. and RCW 51.44.100; repealing section 51.44.110, chapter 23, Laws of 1961, section 30, chapter 106, Laws of 1973, section 68, chapter 350, Laws of 1977 ex. sess. and RCW 51.44.110; repealing section 58, chapter 289, Laws of 1971 ex. sess., section 30, chapter 43, Laws of 1972 ex. sess. and RCW 51.44.140; repealing section 59, chapter 289, Laws of 1971 ex. sess. and RCW 51.44.150; repealing section 60, chapter 289, Laws of 1971 ex. sess., section 17, chapter 224, Laws of 1975 1st ex. sess. and RCW 51.44.160; declaring an emergency; providing an effective date; and prescribing punishments.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 32, by Representatives Barr, Maxie and Fancher:

AN ACT Relating to property taxation; amending section 84.41.030, chapter 15, Laws of 1961 as amended by section 6, chapter 288, Laws of 1971 ex. sess. and RCW 84.41.030; amending section 2, chapter 131, Laws of 1974 ex. sess. as amended by section 9, chapter 214, Laws of 1979 ex. sess. and RCW 84.41.041; repealing section 84.41.010, chapter 15, Laws of 1961 and RCW 84.41.010; and providing an effective date.

To Committee on Revenue

HOUSE BILL No. 33, by Representative Bond:

AN ACT Relating to collective bargaining; amending section 2, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.020; amending section 3, chapter 108, Laws of 1967 ex. sess. as last amended by section 15, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.030; amending section 10, chapter 108, Laws of 1967 ex. sess. as amended by section 21, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.100; amending section 2, chapter 59, Laws of 1973 as amended by section 22, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.122; amending section 3, chapter 59, Laws of 1973 as amended by section 23, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.125; amending section 1, chapter 215, Laws of 1969 ex. sess. and RCW 41.56.140; amending section 2, chapter 215, Laws of 1969 ex. sess. and RCW 41.56.150; amending section 4, chapter 131, Laws of 1973 as last amended by section 2, chapter 184, Laws of 1979 ex. sess. and RCW 41.56.450; amending section 3, chapter 288, Laws of 1975 1st ex. sess. and RCW 41.59.020; amending section 11, chapter 288, Laws of 1975 1st ex. sess. and RCW 41.59.100; amending section 13, chapter 288, Laws of 1975 1st ex. sess. and RCW 41.59.120; amending section 14, chapter 288, Laws of 1975 1st ex. sess. and RCW 41.59.130; amending section 15, chapter 288, Laws of 1975 1st ex. sess. and RCW 41.59.140; amending section 15, chapter 1, Laws of 1961 as last amended by section 3, chapter 118, Laws of 1980 and RCW 41.06.150; amending section 47.64.010, chapter 13, Laws of 1961 as amended by section 33, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.010; amending section 47.64.030, chapter 13, Laws of 1961 as amended by section 34, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.030; amending section 2, chapter 28, Laws of 1963 and RCW 54.04.180; amending section 1, chapter 101, Laws of 1967 and RCW 53.18.010; amending section 2, chapter 101, Laws of 1967 and RCW 53.18.020; amending section 5, chapter 101, Laws of 1967 and RCW 53.18.050; creating new sections; adding new sections to chapter 41.56 RCW; adding a new section to chapter 41.59 RCW; adding a new section to chapter 41.06 RCW; and adding a new section to chapter 54.04 RCW.

To Committee on Labor and Economic Development

HOUSE BILL NO. 34, by Representatives Patrick and Scott:

AN ACT Relating to public employees' collective bargaining; and amending section 3, chapter 108, Laws of 1967 ex. sess. as last amended by section 15, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.030.

To Committee on Labor and Economic Development

HOUSE BILL NO. 35, by Representatives Patrick, Warnke, Eberle, North, Barnes, Wilson and Fiske:

AN ACT Relating to counties; amending section 36.82.040, chapter 4, Laws of 1963 as last amended by section 41, chapter 195, Laws of 1973 1st ex. sess. and RCW 36.82.040; adding a new section to chapter 36.82 RCW; and repealing section 1, chapter 25, Laws of 1971 ex. sess. section 142, chapter 195, Laws of 1973 1st ex. sess., section 32, chapter 195, Laws of 1973 1st ex. sess. and RCW 36.33.220.

To Committee on Local Government

HOUSE BILL NO. 36, by Representatives Isaacson, Clayton and Hankins:

AN ACT Relating to solid waste disposal sites; amending section 3, chapter 207, Laws of 1961 as last amended by section 125, chapter 141, Laws of 1979 and RCW 70.98.030; adding a new section to chapter 70.95 RCW; adding a new section to chapter 70.98 RCW; and creating a new section.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL No. 37, by Representatives Taller, Sommers and Struthers:

AN ACT Relating to fire fighters' and law enforcement officers' retirement; amending section 6, chapter 209, Laws of 1969 ex. sess. as last amended by section 3, chapter 44, Laws of 1975-'76 2nd ex. sess. and RCW 41.26.060; amending section 12, chapter 209, Laws of 1969 ex. sess. as last amended by section 10, chapter 120, Laws of 1974 ex. sess. and RCW 41.26.120; amending section 13, chapter 209, Laws of 1969 ex. sess. as amended by section 8, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.130; amending section 14, chapter 209, Laws of 1969 ex. sess. as last amended by section 4, chapter 120, Laws of 1974 ex. sess. and RCW 41.26.140; amending section 16, chapter 209, Laws of 1969 ex. sess. as last amended by section 6, chapter 120, Laws of 1974 ex. sess. and RCW 41.26.200; adding a new section to chapter 41.26 RCW; and creating a new section.

To Committee on General Government - Appropriations

HOUSE BILL NO. 38, by Representatives Isaacson and Hankins:

AN ACT Relating to annexation; amending section 35.13.130, chapter 7, Laws of 1965 as last amended by section 8, chapter 220, Laws of 1975 1st ex. sess. and RCW 35.13.130; amending section 35.13.140, chapter 7, Laws of 1965 and RCW 35.13.140; amending section 35.13.150, chapter 7, Laws of 1965 as amended by section 9, chapter 220, Laws of 1975 1st ex. sess. and RCW 35.13.150; amending section 35A.14.120, chapter 119, Laws of 1967 ex. sess. as amended by section 8, chapter 124, Laws of 1979

ex. sess. and RCW 35A.14.120; amending section 35A.14.130, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.130; and amending section 35A.14.140, chapter 119, Laws of 1967 ex. sess. as amended by section 16, chapter 220, Laws of 1975 1st ex. sess. and RCW 35A.14.140.

To Committee on Local Government

HOUSE BILL NO. 39, by Representatives Isaacson, Dawson, Prince, Mitchell, Sanders, Hankins, Maxie, Bickham and Lewis:

AN ACT Relating to the fiscal impact of proposed legislation on units of local government; amending section 2, chapter 19, Laws of 1977 ex. sess. as amended by section 149, chapter 151, Laws of 1979 and RCW 43.132.020; amending section 2, chapter 112, Laws of 1979 ex. sess. and RCW 43.132.055.

To Committee on State Government

HOUSE BILL NO. 40, by Representatives Barr, Prince, Amen, Hastings and Berleen:

AN ACT Relating to public disclosure; amending section 2, chapter 1, Laws of 1973 as last amended by section 1, chapter 50, Laws of 1979 ex. sess. and RCW 42.17.020; amending section 3, chapter 1, Laws of 1973 as amended by section 2, chapter 313, Laws of 1977 ex. sess. and RCW 42.17.030; amending section 16, chapter 1, Laws of 1973 as last amended by section 4, chapter 313, Laws of 1977 ex. sess. and RCW 42.17.160; amending section 19, chapter 1, Laws of 1973 as last amended by section 1, chapter 265, Laws of 1979 ex. sess. and RCW 42.17.190; and amending section 73, chapter 151, Laws of 1979 as amended by section 3, chapter 265, Laws of 1979 ex. sess. and RCW 42.17.240.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 41, by Representative Taller:

AN ACT Relating to state government; amending section 2, chapter 6, Laws of 1977 and RCW 41.06.110; amending section 12, chapter 1, Laws of 1961 as amended by section 2, chapter 43, Laws of 1975-'76 2nd ex. sess. and RCW 41.06.120; amending section 15, chapter 1, Laws of 1961 as last amended by section 3, chapter 118, Laws of 1980 and RCW 41.06.150; amending section 17, chapter 1, Laws of 1961 as amended by section 3, chapter 43, Laws of 1975-'76 2nd ex. sess. and RCW 41.06.170; amending section 73, chapter 151, Laws of 1979 as amended by section 3, chapter 265, Laws of 1979 ex. sess. and RCW 42.17.240; creating new sections; creating a new chapter in Title 41 RCW; repealing section 4, chapter 43, Laws of 1975-'76 2nd ex. sess. and RCW 41.06.125; repealing section 18, chapter 1, Laws of 1961 and RCW 41.06.180; repealing section 19, chapter 1, Laws of 1961 and RCW 41.06.190; repealing section 20, chapter 1, Laws of 1961, section 25, chapter 36, Laws of 1969 ex. sess. and RCW 41.06.200; repealing section 21, chapter 1, Laws of 1961, section 101, chapter 81, Laws of 1971 and RCW 41.06.210; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 42, by Representatives Tilly, Ellis, Winsley, Gallagher, Valle, Sherman, Patrick, Schmitt, Dawson, Brown, Van Dyken, Stratton, Bond, Taylor, Sanders and Cantu:

AN ACT Relating to drug-related paraphernalia; amending section 69.50.505, chapter 308, Laws of 1971 ex. sess. as amended by section 1, chapter 77, Laws of 1977 ex. sess. and RCW 69.50.505; adding new sections to chapter 308, Laws of 1971 ex. sess. and to chapter 69.50 RCW; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 43, by Representatives Tilly, Patrick, Teutsch, Dawson, Berleen, Fiske and Maxie:

AN ACT Relating to absentee voting; amending section 29.36.010, chapter 9, Laws of 1965 as last amended by section 76, chapter 361, Laws of 1977 ex. sess. and RCW 29.36.010; and amending section 29.36.035, chapter 9, Laws of 1965 and RCW 29.36.035.

To Committee on Ethics, Law and Justice

HOUSE JOINT MEMORIAL NO. 1, by Representatives Tilly, Padden, Leonard, Barrett, Isaacson, Addison, Sanders, Eberle, Patrick, Barr, Schmitt, Lewis, Taylor, Tupper, Berleen, Schmidt, Smith, Bond, Hastings and Clayton:

Requesting Congress to amend the Constitution to require a balanced Federal budget.

To Committee on Ethics, Law and Justice

MOTIONS

Mr. Nelson (G) moved that all bills and the memorial on today's agenda under the fourth order of business be considered first reading and passed to the committees designated.

On motion of Mr. Heck, the motion by Mr. Nelson (G) was amended and HOUSE BILL NO. 12 was referred to Committee on Transportation instead of Committee on Labor and Economic Development and HOUSE BILL NO. 13 was referred to Committee on State Government instead of Committee on Ethics, Law and Justice.

The motion by Mr. Nelson (G), as amended, was carried.

REPORT OF SPECIAL COMMITTEE

The special committee, appointed under the provisions of House Resolution No. 81-2, appeared before the bar of the House and reported they had notified the Senate the House was organized.

The report was received and the committee was dismissed.

REPORT OF SPECIAL COMMITTEE

The special committee, appointed under the provisions of House Concurrent Resolution No. 1, appeared before the bar of the House and reported the Governor had been notified that the Legislature was organized and ready for business.

The report was received and the committee was dismissed.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 11:30 a.m., Tuesday, January 13, 1981.

VITO T. CHIECHI, Chief Clerk

WILLIAM M. POLK, Speaker

SECOND DAY

MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, January 13, 1981

The House was called to order at 11:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages James Brazeau and Vincent Lawson. Prayer was offered by The Reverend Charles Loyer of Westminster United Presbyterian Church of Olympia.

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

MESSAGES FROM THE GOVERNOR

January 12, 1981

To the Honorable,
The Senate and the House of Representatives
Of the State of Washington
Ladies and Gentlemen:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve, commutation or pardon which I have granted since the adjournment of the 1980 Session of the Forty-Sixth Regular Session of the Legislature.

On the 22nd day of April, 1960 Edmond Gray was sentenced by the Superior Court for the State of Washington, in and for the County of Spokane, under Cause Number 16395, to three consecutive life terms on three counts of First Degree Murder.

James Spalding, Superintendent of the Washington State Penitentiary, having reviewed the records and reports contained in the institutional file for Edmond Gray, certified that his work and conduct have been meritorious and recommended that his sentence be commuted and he be paroled to a plan approved by the Board of Prison Terms and Paroles.

Letters of support and recommendation have been presented on behalf of Edmond Gray from a number of correctional officers and other staff persons at the Washington State Penitentiary and from relatives and friends, all recommending that Edmond Gray be considered for parole.

All the information available to me with respect to Edmond Gray has been carefully reviewed, and the recommendations of public officers who are knowledgeable of his present circumstances have been considered. I have concluded that further incarceration of Edmond Gray is not in the best interest of society or himself, that he is demonstrably rehabilitated, and that he will be able to fill a responsible role in the community and will not be a threat to other persons.

On this day, January 12, 1981, a commutation order was signed to commute the life sentence of Edmond Gray and authorize the Board of Prison Terms and Paroles to parole Edmond Gray, subject to the complete control, supervision and authority of said Board, which authority shall include any and all action deemed appropriate by said Board, including the authority to revoke the parole and return Edmond Gray to imprisonment.

Respectfully submitted,
DIXY LEE RAY, Governor

January 12, 1981

To the Honorable,
The Senate and the House of Representatives
Of the State of Washington
Ladies and Gentlemen:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve,

commutation or pardon which I have granted since the adjournment of the 1980 Session of the Forty-Sixth Regular Session of the Legislature.

On the 6th of November, 1970 Michael O'Dennis Finnegan was sentenced by the Superior Court for the State of Washington, in and for the County of Walla Walla, under Cause Number 6006, to a mandatory life sentence for Murder First Degree.

James Spalding, Superintendent of the Washington State Penitentiary and Gerald J. Thompson, Secretary, Department of Social and Health Services, having reviewed the records and reports contained in the institutional file for Michael O'Dennis Finnegan, certified that his work and conduct have been meritorious and recommended that his sentence be commuted and he be paroled to a plan approved by the Board of Prison Terms and Paroles.

Letters of support and recommendation have been presented on behalf of Michael O'Dennis Finnegan, all recommending that Michael O'Dennis Finnegan be considered for parole.

All the information available to me with respect to Michael O'Dennis Finnegan has been carefully reviewed, and the recommendations of public officers who are knowledgeable of his present circumstances have been considered. I have concluded that further incarceration of Michael O'Dennis Finnegan is not in the best interest of society or himself, that he is demonstrably rehabilitated, and that he will be able to fill a responsible role in the community and will not be a threat to other persons.

On this day, January 12, 1981, a commutation order was signed to commute the life sentence of Michael O'Dennis Finnegan and authorize the Board of Prison Terms and Paroles to parole Michael O'Dennis Finnegan, subject to the complete control, supervision and authority of said Board, which authority shall include any and all action deemed appropriate by said Board, including the authority to revoke the parole and return Michael O'Dennis Finnegan to imprisonment.

Respectfully submitted,
DIXY LEE RAY, Governor

January 12, 1981

To the Honorable,
The Senate and House of Representatives
Of the State of Washington
Ladies and Gentlemen:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve, commutation or pardon which I have granted since the adjournment of the 1980 Session of the Forty-Sixth Regular Session of the Legislature.

On the 28th day of February, 1969 Harry Laverne Van De Venter was sentenced by the Superior Court for the State of Washington, in and for the County of King, under Cause Number 49384, to a mandatory life sentence for Murder First Degree.

Daniel G. Ferguson, Acting Superintendent of the Washington State Reformatory and Gerald J. Thompson, Secretary, Department of Social and Health Services, having reviewed the records and reports contained in the institutional file for Harry Laverne Van De Venter, certified that with the exception of his escape in 1978 his work and conduct have been meritorious and recommended that his sentence be commuted and he be paroled to a plan approved by the Board of Prison Terms and Paroles.

Letters of support and recommendation have been presented on behalf of Harry Laverne Van De Venter from a number of correctional officers and other staff persons at the Washington State Reformatory, all recommending that Harry Laverne Van De Venter be considered for parole.

All the information available to me with respect to Harry Laverne Van De Venter has been carefully reviewed, and the recommendations of public officers who are knowledgeable of his present circumstances have been considered. I have concluded that further incarceration of Harry Van De Venter is not in the best interest of society or himself, that he is demonstrably rehabilitated, and that he will be able to fill a responsible role in the community and will not be a threat to other persons.

On January 8, 1981, a commutation order was signed to commute the life sentence of Harry Laverne Van De Venter and authorize the Board of Prison Terms and Paroles to parole Harry Laverne Van De Venter, subject to the complete control, supervision and authority of

said Board, which authority shall include any and all action deemed appropriate by said Board, including the authority to revoke the parole and return Harry Van De Venter to imprisonment.

Respectfully submitted,
DIXY LEE RAY, Governor

January 12, 1981

To the Honorable,
The Senate and the House of Representatives
Of the State of Washington
Ladies and Gentlemen:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve, commutation or pardon which I have granted since the adjournment of the 1980 Session of the Forty-Sixth Regular Session of the Legislature.

On the 20th day of December, 1971 Kelly D. Messinger was sentenced by the Superior Court for the State of Washington, in and for the County of Walla Walla, under Cause Number 59211, to a mandatory life sentence for Murder First Degree.

James Spalding, Superintendent of the Washington State Penitentiary and Gerald J. Thompson, Secretary, Department of Social and Health Services, having reviewed the records and reports contained in the institutional file for Kelly D. Messinger, certified that his work and conduct have been meritorious and recommended that his sentence be commuted and he be paroled to a plan approved by the Board of Prison Terms and Paroles.

Letters of support and recommendation have been presented on behalf of Kelly D. Messinger, all recommending that Kelly D. Messinger be considered for parole.

All the information available to me with respect to Kelly D. Messinger has been carefully reviewed, and the recommendations of public officers who are knowledgeable of his present circumstances have been considered. I have concluded that further incarceration of Kelly D. Messinger is not in the best interest of society or himself, that he is demonstrably rehabilitated, and that he will be able to fill a responsible role in the community and will not be a threat to other persons.

On January 8, 1981, a commutation order was signed to commute the life sentence of Kelly D. Messinger and authorize the Board of Prison Terms and Paroles to parole Kelly D. Messinger, subject to the complete control, supervision and authority of said Board, which authority shall include any and all action deemed appropriate by said Board, including the authority to revoke the parole and return Kelly D. Messinger to imprisonment.

Respectfully submitted,
DIXY LEE RAY, Governor

January 12, 1981

To the Honorable,
The Senate and the House of Representatives
Of the State of Washington
Ladies and Gentlemen:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve, commutation or pardon which I have granted since the adjournment of the 1980 Session of the Forty-Sixth Regular Session of the Legislature.

On the 20th day of February, 1974 Robert Lee Reed was sentenced by the Superior Court for the State of Washington, in and for the County of Pierce, under Cause Number 45118, to a mandatory life sentence for Murder First Degree.

Donald E. Look, Superintendent of the Washington State Reformatory, having reviewed the records and reports contained in the institutional file for Robert Lee Reed, certified that his work and conduct have been meritorious and recommended that his sentence be commuted and he be paroled to a plan approved by the Board of Prison Terms and Paroles.

Letters of support and recommendation have been presented on behalf of Robert Lee Reed from a number of correctional officers and other staff persons at the Washington State Reformatory and from relatives and friends, all recommending that Robert Lee Reed be considered for parole.

All the information available to me with respect to Robert Lee Reed has been carefully reviewed, and the recommendations of public officers who are knowledgeable of his present circumstances have been considered. I have concluded that further incarceration of Robert Lee Reed is not in the best interest of society or himself, that he is demonstrably rehabilitated, and

that he will be able to fill a responsible role in the community and will not be a threat to other persons.

On October 22, 1980, a commutation order was signed to commute the life sentence of Robert Lee Reed and authorize the Board of Prison Terms and Paroles to parole Robert Lee Reed, subject to the complete control, supervision and authority of said Board, which authority shall include any and all action deemed appropriate by said Board, including the authority to revoke the parole and return Robert Lee Reed to imprisonment.

Respectfully submitted,
DIXY LEE RAY, Governor

January 12, 1981

To the Honorable,
The Senate and the House of Representatives
Of the State of Washington
Ladies and Gentlemen:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve, commutation or pardon which I have granted since the adjournment of the 1980 Session of the Forty-Sixth Regular Session of the Legislature.

On the 7th day of June, 1974 Richard Andrew Lee was sentenced by the Superior Court for the State of Washington, in and for the County of Spokane, under Cause Number 21731, to a mandatory life sentence for Murder First Degree and a life sentence for Robbery.

Donald E. Look, Superintendent of the Washington State Reformatory, having reviewed the records and reports contained in the institutional file for Richard Andrew Lee, certified that his work and conduct have been meritorious and recommended that his sentence be commuted and he be paroled to a plan approved by the Board of Prison Terms and Paroles.

Letters of support and recommendation have been presented on behalf of Richard Andrew Lee from a number of correctional officers and other staff persons at the Washington State Reformatory and from relatives and friends, all recommending that Richard Andrew Lee be considered for parole.

All the information available to me with respect to Richard Andrew Lee has been carefully reviewed, and the recommendations of public officers who are knowledgeable of his present circumstances have been considered. I have concluded that further incarceration of Richard Andrew Lee is not in the best interest of society or himself, that he is demonstrably rehabilitated, and that he will be able to fill a responsible role in the community and will not be a threat to other persons.

On October 22, 1980, a commutation order was signed to commute the life sentence of Richard Andrew Lee and authorize the Board of Prison Terms and Paroles to parole Richard Andrew Lee subject to the complete control, supervision and authority of said Board, which authority shall include any and all action deemed appropriate by said Board, including the authority to revoke the parole and return Richard Andrew Lee to imprisonment.

Respectfully submitted,
DIXY LEE RAY, Governor

January 12, 1981

To the Honorable,
The Senate and House of Representatives
Of the State of Washington
Ladies and Gentlemen:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve, commutation or pardon which I have granted since the adjournment of the 1980 Session of the Forty-Sixth Regular Session of the Legislature.

On the 25th day of February, 1953 Burton Arthur Keeler was convicted and sentenced for the felony offense of Grand Larceny by the Superior Court for the State of Washington in and for the County of Spokane under Cause Number 14574 to a maximum term of fifteen (15) Years, and on the 13th day of January, 1961 Burton Arthur Keeler was convicted and sentenced for the felony offense of Grand Larceny by the Superior Court for the State of Washington in and for the County of King under Cause Number 34806 to a maximum term of fifteen (15) years.

Burton Arthur Keeler was paroled by the Washington State Board of Prison Terms and Paroles on the 12th day of January, 1962; was granted a Conditional Discharge from Supervision on the 21st day of January, 1963; and was granted a Final Discharge Restoring Civil Rights on the 29th day of March, 1965.

Burton Arthur Keeler has petitioned the Governor for a pardon and relief from any other disabilities or penalties that may not have been restored by the Final Discharge Restoring Civil Rights.

A number of letters of recommendation have been received from the community on the behalf of Burton Arthur Keeler, including a letter from the Prosecuting Attorney and other public officials.

An investigation by the local office of probation and parole shows that Burton Arthur Keeler has been actively employed and has given of himself to assist individuals suffering from alcoholism.

On September 2, 1980, a pardon was signed to pardon Burton Arthur Keeler of the crimes of Grand Larceny and to release and discharge Burton Arthur Keeler from any further punishment penalty or obligation by reason of the convictions of the crime of Grand Larceny, and do restore all civil rights forfeited by reason of these convictions.

Respectfully submitted,
DIXY LEE RAY, Governor

January 12, 1981

To the Honorable,
The Senate and House of Representatives
Of the State of Washington
Ladies and Gentlemen:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve, commutation or pardon which I have granted since the adjournment of the 1980 Session of the Forty-Sixth Regular Session of the Legislature.

On the 6th of April, 1962 Donald Mesaros was sentenced by the Superior Court for the State of Washington, in and for the County of King, under Cause Number 36552, to a mandatory life sentence for Murder First Degree.

Donald E. Look, Superintendent of the Washington State Reformatory, and Gerald J. Thompson, Secretary, Department of Social and Health services, having reviewed the records and reports contained in the institutional file for Donald Mesaros, certified that his work and conduct have been meritorious and recommended that his sentence be commuted and he be paroled to a plan approved by the Board of Prison Terms and Paroles.

Letters of support and recommendation have been presented on behalf of Donald Mesaros from a number of correctional officers and other staff persons at the Washington State Reformatory and from relatives and friends, all recommending that Donald Mesaros be considered for parole.

All the information available to me with respect to Donald Mesaros has been carefully reviewed, and the recommendations of public officers who are knowledgeable of his present circumstances have been considered. I have concluded that further incarceration of Donald Mesaros is not in the best interest of society or himself, that he is demonstrably rehabilitated, and that he will be able to fill a responsible role in the community and will not be a threat to other persons.

On October 22, 1980, a commutation order was signed to commute the life sentence of Donald Mesaros and authorize the Board of Prison Terms and Paroles to parole Donald Mesaros, subject to the complete control, supervision and authority of said Board, which authority shall include any and all action deemed appropriate by said Board, including the authority to revoke the parole and return Donald Mesaros to imprisonment.

Respectfully submitted,
DIXY LEE RAY, Governor

January 12, 1981

To the Honorable,
The Senate and the House of Representatives
Of the State of Washington
Ladies and Gentlemen:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve,

commutation or pardon which I have granted since the adjournment of the 1980 Session of the Forty-Sixth Regular Session of the Legislature.

On the 26th day of May, 1964 John Elwood Henault was sentenced by the Superior Court for the State of Washington, in and for the County of Spokane, under Cause Number 17611, to a twenty year term for the felony offense of Robbery, Count I; to a mandatory life sentence for Murder First Degree, Count II, and to a ten year maximum term for Taking a Motor Vehicle Without the Owner's Permission, Count III, each count to be served consecutively.

James C. Spalding, Superintendent of the Washington State Penitentiary, having reviewed the records and reports contained in the institutional file for John Elwood Henault, certified that his work and conduct have been meritorious and recommended that his sentence be commuted and he be paroled to a plan approved by the Board of Prison Terms and Paroles.

Letters of support and recommendation have been presented on behalf of John Elwood Henault from a number of correctional officers and other staff persons at the Washington State Penitentiary and from relatives and friends, all recommending that John Elwood Henault be considered for parole.

The Board of Prison Terms and Paroles has interviewed John Elwood Henault and has advised that he has demonstrated that his progress within the institution has been outstanding, and the Board recommended that his sentence be commuted and the Board be given authority to consider John Elwood Henault for parole to an acceptable parole plan.

All the information available to me with respect to John Elwood Henault has been carefully reviewed, and the recommendations of public officers who are knowledgeable of his present circumstances have been considered. I have concluded that further incarceration of John Elwood Henault is not in the best interest of society or himself, that he is demonstrably rehabilitated, and that he will be able to fill a responsible role in the community and will not be a threat to other persons.

On January 5, 1981, a commutation order was signed to commute the life sentence of John Elwood Henault and authorize the Board of Prison Terms and Paroles to parole John Elwood Henault, subject to the complete control, supervision and authority of said Board, which authority shall include any and all action deemed appropriate by said Board, including the authority to revoke the parole and return John Elwood Henault to imprisonment.

Respectfully submitted,
DIXY LEE RAY, Governor

JOINT SESSION

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

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the President of the Senate, Lieutenant Governor John A. Cherberg and President Pro Tempore of the Senate, H.A. "Barney" Goltz, to seats on the rostrum beside the Speaker.

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the Senators to seats within the House Chamber.

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

The Secretary of the Senate called the roll of the Senate and all members were present except Senator Conner, who was excused.

The Speaker: "The Joint Session is called for the purpose of canvassing the vote for and against referendums and initiatives which appeared on the ballot at the last general election, and also to canvass the votes for the constitutional elective officers of the State of Washington."

MESSAGE FROM THE SECRETARY OF STATE

Office of Secretary of State

The Honorable,
Speaker of the House of Representatives
The Legislature of the State of Washington
Olympia, Washington
Mr. Speaker:

I have the honor of herewith submitting a recapitulation of the votes cast on the state measures and federal and statewide offices at the State General Election held on the fourth day of November, 1980, as canvassed by me from the returns made to this office by the county auditors of the state.

INITIATIVE MEASURE 383

Shall Washington ban the importation and storage of nonmedical radioactive wastes generated outside Washington, unless otherwise permitted by interstate compact?

YES 1,211,606
No 393,415

REFERENDUM BILL 38

Shall \$125 million in state general obligation bonds be authorized for planning, acquisition, construction and improvement of water supply facilities?

Yes 1,008,646
NO 527,454

REFERENDUM BILL 39

Shall \$450,000,000 in state general obligation bonds be authorized for planning, designing, acquiring, constructing and improving public waste disposal facilities?

Yes 964,450
No 558,328

SENATE JOINT RESOLUTION NO. 132

Shall the Constitution be amended to provide that the state no longer disclaim all rights to unappropriated federal public lands?

Yes 579,060
No 864,850

HOUSE JOINT RESOLUTION 37

Shall a judicial qualification commission be created and the supreme court empowered to discipline or remove judges upon its recommendation?

Yes 1,043,490
No 464,941

PRESIDENT AND VICE PRESIDENT

Ronald Reagan and George Bush	Republican	865,244
Jimmy Carter and Walter F. Mondale	Democrat	650,193
John B. Anderson and Patrick J. Lucey	Independent Candidates	185,073
Clifton DeBerry and Matilde Zimmermann	Socialist Workers	1,137
Deirdre Griswold and Larry Holmes	Workers World	341
Gus Hall and Angela Davis	Communist	834
David McReynolds and Diane Drufenbrock	Socialist	956
Barry Commoner and LaDonna Harris	Citizens	9,403
Edward E. Clark and David Koch	Libertarian	29,213

U. S. SENATE

Slade Gorton	Republican	936,317
Warren G. Magnuson	Democrat	792,052

U.S. REPRESENTATIVE, 1st District

Joel Pritchard	Republican	180,475
Robin Drake	Democrat	41,830
Maurice Willey	Libertarian	8,229

U.S. REPRESENTATIVE, 2nd District

Neal Snider	Republican	82,639
Al Swift	Democrat	162,002
William L. McCord	Libertarian	9,047

U.S. REPRESENTATIVE, 3rd District

Rod Culp	Republican	92,872
Don Bonker	Democrat	155,906

U.S. REPRESENTATIVE, 4th District

Sid Morrison	Republican	134,691
Mike McCormack	Democrat	100,114

U. S. REPRESENTATIVE, 5th District

John Sonneland	Republican	111,705
Thomas S. Foley	Democrat	120,530

	U.S. REPRESENTATIVE, 6th District	
Jim Beaver	Republican	106,236
Norman D. Dicks	Democrat	122,903
	U.S. REPRESENTATIVE, 7th District	
Ron Dunlap	Republican	84,218
Mike Lowry	Democrat	112,848
	GOVERNOR	
John Spellman	Republican	981,083
Jim McDermott	Democrat	749,813
	LIEUTENANT GOVERNOR	
William M. Treadwell	Republican	631,983
John A. Cherberg	Democrat	981,898
	SECRETARY OF STATE	
Ralph Munro	Republican	805,117
Ron Dotzauer	Democrat	764,569
	STATE TREASURER	
Marilyn B. Ward	Republican	712,936
Robert S. O'Brien	Democrat	868,553
	STATE AUDITOR	
Robert B. Keene, Jr.	Republican	621,995
Robert V. (Bob) Graham	Democrat	921,108
	ATTORNEY GENERAL	
Kenneth O. Eikenberry	Republican	769,116
John Rosellini	Democrat	262,281
John Miller	Independent Candidate	631,415
	INSURANCE COMMISSIONER	
Richard (Dick) Marquardt	Republican	919,437
Joe Davis	Democrat	633,268
	COMMISSIONER OF PUBLIC LANDS	
Brian J. Boyle	Republican	811,760
Bert Cole	Democrat	791,032
	SUPERINTENDENT OF PUBLIC INSTRUCTION	
Frank (Buster) Brouillet	Nonpartisan	1,071,049
	STATE SUPREME COURT, Position 1	
Robert F. Utter	Nonpartisan	900,532
	STATE SUPREME COURT, Position 2	
James M. Dolliver	Nonpartisan	895,590
	STATE SUPREME COURT, Position 3	
Fred H. Dore	Nonpartisan	925,641

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of the State of Washington at Olympia, this twelfth day of January, A.D., 1981.
(Washington State Seal)

BRUCE K. CHAPMAN,
Secretary of State

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

The President of the Senate appointed Senators Lee, Ridder and Wojahn and Representatives Galloway, Smith and Teutsch to escort the state elected officials from the State Reception Room to seats within the House Chamber.

MESSAGE FROM THE GOVERNOR

January 13, 1981

The Honorable John A. Cherberg
President of the Senate
Olympia, Washington
The Honorable William Polk
Speaker of the House
Olympia, Washington

Dear Lt. Governor Cherberg, Mr. Speaker and Honorable Members of the House and Senate:

Pursuant to my constitutional duties and obligations, I transmit herewith my message on the condition of the affairs of state. Four separate documents constitute the bulk of this report.

The first of these is the report on my fourth year in office, attached herewith, that details the activities of the executive branch of government. There is little need to repeat here what is contained in that document, but three areas are so important to the future of this state that they warrant special emphasis.

A. Reorganization of the executive branch. As presently constituted there are eight state elected officials other than the Governor in the executive branch, and the Governor has no administrative supervision of more than 60 percent of the General Fund. For example, the sums allocated to the common schools are controlled by the independently elected Superintendent of Public Instruction. Additional areas removed from the Governor's administrative jurisdiction include all those agencies and departments that are headed by Commissions. Operation by committee, despite the dedicated service of outstanding citizens, is no more successful a management arrangement in the government than it is in the private sector.

B. Reexamination of the state's retirement systems. The state's portion of retirement costs is fast approaching 10 percent of the General Fund. Increases of around 60 percent (for state contributions amounting to \$857 million) have been recommended by the State Actuary. I propose, before such increases are granted — some of which would amount to a state contribution of 78 percent of a member's monthly paycheck — that the legislature review the extent of commitment of general tax money for pensions. In particular the cost of the Law Enforcement and Firefighters' pensions must be revised lest these and the other government pension systems bankrupt the state.

C. Restrictions on bonding capacity. The 46th Legislature wisely put a limit of seven percent on the state's bonding authority. This was just one of the many actions that have served to maintain the state's favorable bond rating AA+. However, bonds have been authorized, but not yet issued, up to an amount that exceeds the limit by as much as \$500 million. Excessive bonding, with its heavy load of debt service stretching years into the future, must be avoided if we are to maintain confidence in this state's financial condition and management. After a recent transaction in which the state received a very favorable 7.9 percent interest rate, Mr. Eugene Crowley, Vice President of Solomon Brothers said "...it is a demonstration of the faith the banking community has in this state and a vote of confidence in its management."

The second document is the supplemental budget to cover extraordinary costs of the current biennium ending June 30, 1981. Increases over anticipated needs have occurred, primarily in the common schools and in welfare. A plan to meet these needs within presently available funds has been presented to you.

The third document is the balanced budget for the 1981-83 biennium. My proposed budget, if adopted, will provide for essential state programs at adequate and near current levels without the necessity for imposing new or increased taxes.

Since my budget was submitted on December 19, 1980, much discussion has centered on the adequacy of our revenue forecasts.

Economic prediction is at best an inexact science, and although I have confidence in the experts within government and from the private sector who advised my administration on the revenue outlook for the coming two and one-half years, I also recognize that events over which the state government has no control may unfold in such a manner as to render our forecasts obsolete.

Should that be the case, and should the legislature determine that additional revenues must be found, my recommendations include the following:

A. Distasteful as it may be, in a time of reduced revenues it is appropriate to examine once again those activities that have been exempted from certain taxes. I refer to applying the Business and Occupation taxes to all professional transactions and to the press, and

extending the sales tax to media advertising. I would urge that these areas of privilege begin to assume their fair share of the taxes now disproportionately borne by business.

B. Increase in student tuition fees is necessary. Higher education now receives approximately 15 percent of the state's general fund revenues. Nationwide, students pay about one-fourth of the annual instructional costs in publicly supported colleges and universities; in Washington our students are charged only from 8 percent at community colleges to roughly 15 percent at the four-year institutions.

C. Extension of the sales tax to gasoline has been much debated. It may be counterproductive as a means of increasing funds for transportation, but additional user fees to subsidize all modes of transportation are clearly needed.

The fourth element in this report is a package of some 20 executive request pieces of legislation that will support economic development, strengthen human services, improve executive management, and increase assistance to local governments.

In summary, the state's economic condition is sound, its economy is diverse and growing. But until the present recession fades and interest rates come down, there will not be enough revenue for the state to fund all the programs and services that various groups of citizens want and some demand. Now is the time to practice restrictions on spending and to ponder the following from an anonymous writer:

"A democracy cannot exist as a permanent form of government. It can survive only until the voters discover that they can vote themselves largess from the public treasury. From that moment on, the majority always vote for the candidates promising the most benefits from the public treasury with the result that democracy always collapses over loose fiscal policies always followed by a dictatorship.

The average age of the world's great democratic civilizations and nations has been 200 years. All have progressed through the same sequence: from bondage to spiritual faith, from spiritual faith to great courage, from great courage to liberty, from liberty to abundance, from abundance to selfishness, from selfishness to complacency, from complacency to apathy, from apathy to dependency, and from dependency back again to bondage."

We can escape this fate if we act now.

Respectfully submitted,
DIXY LEE RAY, Governor

The President of the Senate instructed the special escort committee to escort the state elected officials from the House Chamber.

On motion of Mr. Nelson (G), the Joint Session was dissolved.

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

The Speaker directed the committee to escort President Cherberg, President Pro Tempore Goltz and the members of the Washington State Senate to the Senate Chamber.

The Speaker called the House to order.

MESSAGE FROM THE SECRETARY OF STATE

The Honorable,
Speaker of the House of Representatives
The Legislature of the State of Washington
Olympia, Washington
Mr. Speaker:

We herewith respectfully transmit for your consideration the following section of a bill partially vetoed by the governor, together with a copy of the official veto message of the governor setting forth her objection to the section as provided by Article III, Section 12, of the Washington State Constitution:

Section 4, subsection 2 of House Bill No. 1763, the remainder of which has been designated Chapter 173, Laws of 1980.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Seal of the State of Washington at Olympia, this twelfth day of January A.D., 1981.
(Washington State Seal)

BRUCE K. CHAPMAN,
Secretary of State

The Honorable,
 Speaker of the House of Representatives
 The Legislature of the State of Washington
 Olympia, Washington
 Mr. Speaker:

We herewith respectfully transmit House Bill No. 1410, House Bill No. 1453, Substitute House Bill No. 1610, and House Bill No. 1843, each vetoed by the governor, together with the official veto messages setting forth her objection to each bill as provided by Article III, Section 12, of the Washington State Constitution.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Seal of the State of Washington at Olympia, this twelfth day of January A.D., 1981.
 (Washington State Seal)

BRUCE K. CHAPMAN,
 Secretary of State

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 44, by Representatives Greengo, Pruitt, Taylor, Wilson and Teutsch:
 AN ACT Relating to business and occupation taxes; and adding a new section to chapter 82.04 RCW.

To Committee on Revenue

HOUSE BILL NO. 45, by Representatives Erickson, Sherman and Valle:

AN ACT Relating to pesticides; amending section 20, chapter 249, Laws of 1961 as last amended by section 3, chapter 92, Laws of 1979 and RCW 17.21.200; and adding a new section to chapter 17.21 RCW.

To Committee on Agriculture

HOUSE BILL NO. 46, by Representatives Owen, Nisbet, Brown and Rosbach:

AN ACT Relating to food fish and shellfish; amending section 75.12.090, chapter 12, Laws of 1955 and RCW 75.12.090; adding a new section to chapter 75.12 RCW; and prescribing penalties.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 47, by Representatives O'Brien and Lux:

AN ACT Relating to certain school districts of the first class having within their boundaries a city with a population of four hundred thousand people or more in a class AA county; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

To Committee on Education

MOTION

On motion of Mr. Nelson (G), the bills listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

MESSAGE FROM THE SENATE

January 12, 1981

Mr. Speaker:

The Senate has adopted:

HOUSE CONCURRENT RESOLUTION NO. 1,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 11:00 a.m., Wednesday, January 14, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

THIRD DAY

MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, January 14, 1981

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

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Melissa Hortsch and Andy Bond. Prayer was offered by The Reverend Charles Loyer of Westminster Presbyterian Church of Olympia.

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

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 48, by Representative Barr:

AN ACT Relating to water rights; adding new sections to chapter 90.44 RCW; creating a new section; and prescribing penalties.

To Committee on Agriculture

HOUSE BILL NO. 49, by Representatives Amen, Williams, Warnke and Addison (by Legislative Budget Committee request based on Performance Audit):

AN ACT Relating to forms management; amending definitions of public records; amending and recodifying section 1, chapter 13, Laws of 1973 and RCW 43.19.510; amending section 1, chapter 246, Laws of 1957 as amended by section 1, chapter 102, Laws of 1971 ex. sess. and RCW 40.14.010; amending section 1, chapter 223, Laws of 1949 as amended by section 1, chapter 95, Laws of 1973 and RCW 40.20.020; and adding a new chapter to Title 40 RCW.

To Committee on State Government

HOUSE BILL NO. 50, by Representative Schmitten:

AN ACT Relating to the department of game; and amending section 77.04.020, chapter 36, Laws of 1955 as amended by section 3, chapter 78, Laws of 1980 and RCW 77.04.020.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 51, by Representatives Schmitten, Garrett, Salatino, Valle and Patrick:

AN ACT Relating to the installation of urea-formaldehyde based foam insulation; and adding a new section to chapter 19.27 RCW.

To Committee on Local Government

HOUSE BILL NO. 52, by Representatives Vander Stoep, Galloway, Taylor, Winsley, Cantu, Patrick, Williams and Houchen:

AN ACT Relating to school districts; and amending section 1, chapter 100, Laws of 1975-'76 2nd ex. sess. and RCW 28A.87.055.

To Committee on Education

HOUSE BILL NO. 53, by Representatives Taller and Struthers:

AN ACT Relating to the state capitol committee; amending section 43.17.070, chapter 8, Laws of 1965 and RCW 43.17.070; amending section 43.34.040, chapter 8, Laws of 1965 and RCW 43.34.040; amending section 43.82.020, chapter 8, Laws of 1965 and RCW 43.82.020; amending section 7, chapter 69, Laws of 1909 as last amended by section 37, chapter 106, Laws of 1973 and RCW 79.24.030; amending section 1, chapter 293, Laws of 1955 as last amended by section 90, chapter 75, Laws of 1977 and RCW 79.24.300; amending section 2, chapter 216, Laws of 1955 and RCW 79.24.410; amending section 1, chapter 167, Laws of 1961 as amended by section 1, chapter 43, Laws of 1967 ex. sess. and RCW 79.24.500; amending section 4, chapter 167, Laws of 1961 and RCW 79.24.530; amending section 5, chapter 167, Laws of 1961 and RCW 79.24.540; amending section 6, chapter 167, Laws of 1961 and RCW 79.24.550; amending section 1, chapter 14, Laws of 1970 ex. sess. and RCW 79.24.630; amending section 5, chapter 105, Laws of 1967 ex. sess. as amended by section 4, chapter 273, Laws of 1969 ex. sess. and RCW 79.24.632; amending section 6, chapter 105, Laws of 1967 ex. sess. as

amended by section 5, chapter 273, Laws of 1969 ex. sess. and RCW 79.24.634; amending section 8, chapter 105, Laws of 1967 ex. sess. as amended by section 7, chapter 273, Laws of 1969 ex. sess. and RCW 79.24.638; amending section 10, chapter 105, Laws of 1967 ex. sess. as amended by section 9, chapter 273, Laws of 1969 ex. sess. and RCW 79.24.642; amending section 1, chapter 273, Laws of 1969 ex. sess. and RCW 79.24.642; amending section 1, chapter 272, Laws of 1969 ex. sess. and RCW 79.24.650; amending section 2, chapter 272, Laws of 1969 ex. sess. and RCW 79.24.652; amending section 3, chapter 272, Laws of 1969 ex. sess. and RCW 79.24.654; amending section 5, chapter 272, Laws of 1969 ex. sess. and RCW 79.24.658; amending section 7, chapter 272, Laws of 1969 ex. sess. and RCW 79.24.662; amending section 9, chapter 272, Laws of 1969 ex. sess. and RCW 79.24.666; creating a new section; repealing section 43.30.090, chapter 8, Laws of 1965 and RCW 43.30.090; repealing section 43.34.010, chapter 8, Laws of 1965, section 10, chapter 57, Laws of 1979 ex. sess. and RCW 43.34.010; repealing section 43.34.015, chapter 8, Laws of 1965 and RCW 43.34.015; repealing section 1, chapter 186, Laws of 1947 and RCW 79.24.100; repealing section 2, chapter 186, Laws of 1947 and RCW 79.24.110; repealing section 3, chapter 186, Laws of 1947 and RCW 79.24.120; repealing section 4, chapter 186, Laws of 1947 and RCW 79.24.130; repealing section 5, chapter 186, Laws of 1947 and RCW 79.24.140; repealing section 6, chapter 186, Laws of 1947 and RCW 79.24.150; repealing section 7, chapter 186, Laws of 1947 and RCW 79.24.160; repealing section 2, chapter 293, Laws of 1955 and RCW 79.24.310; repealing section 3, chapter 293, Laws of 1955 and RCW 79.24.320; repealing section 1, chapter 257, Laws of 1957 and RCW 79.24.330; repealing section 2, chapter 257, Laws of 1957 and RCW 79.24.340; repealing section 1, chapter 258, Laws of 1957 and RCW 79.24.450; and repealing section 3, chapter 167, Laws of 1961 and RCW 79.24.520.

To Committee on State Government

HOUSE BILL NO. 54, by Representatives Taller, Greengo, Fiske and Williams:

AN ACT Relating to insurance and health care coverage for school district employees; and amending section 5, chapter 39, Laws of 1970 ex. sess. as last amended by section 55, chapter 151, Laws of 1979 and RCW 41.05.050.

To Committee on State Government

HOUSE BILL NO. 55, by Representatives Taller and Williams:

AN ACT Relating to the military department; amending section 3, chapter 130, Laws of 1943 as amended by section 1, chapter 210, Laws of 1961 and RCW 38.08.020; amending section 2, chapter 250, Laws of 1957 and RCW 38.12.010; amending section 2, chapter 210, Laws of 1961 and RCW 38.12.015; amending section 21, chapter 130, Laws of 1943 as last amended by section 1, chapter 100, Laws of 1965 ex. sess. and RCW 38.12.030; amending section 23, chapter 130, Laws of 1943 and RCW 38.12.090; amending section 15, chapter 234, Laws of 1959 as last amended by section 90, chapter 158, Laws of 1979 and RCW 34.04.150; amending section 73, chapter 151, Laws of 1979 as amended by section 3, chapter 265, Laws of 1979 ex. sess. and RCW 42.17.240; repealing section 17, chapter 130, Laws of 1943 and RCW 38.12.040; and repealing section 18, chapter 130, Laws of 1943 and RCW 38.12.050.

To Committee on State Government

MOTIONS

Mr. Nelson (G) moved that the bills listed on today's agenda under the fourth order of business be considered first reading and passed to the committees designated.

Mr. King (R) moved that the motion be amended and House Bill No. 48 be referred to Committee on Natural Resources and Environmental Affairs.

Mr. King (R) spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

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

ROLL CALL

The Clerk called the roll on the motion to refer House Bill No. 48 to Committee on Natural Resources and Environmental Affairs, and the motion was lost by the following vote: Yeas, 42; nays, 55; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warneke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Schmidt, Schmitten, Smith, Sprague, Struthers, Taller, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Sanders.

MOTION

On motion of Mr. King (R), HOUSE BILL NO. 54 was referred concurrently to Committees on State Government and Education.

The motion by Mr. Nelson (G) as amended was carried.

JOINT SESSION

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

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the President of the Senate John Cherberg, President Pro Tempore Barney Goltz, Vice President Pro Tempore Don Tally, Majority Leader Ted Bottiger and Caucus Chairman George Fleming to seats on the rostrum.

The Speaker instructed the Sergeants at Arms to escort the Senators to seats within the House Chamber.

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

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

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

The President of the Senate appointed Senator Bottiger and Representative Barr to escort Chief Justice Robert F. Brachtenbach to the rostrum.

The President of the Senate appointed Senators Talmadge, Clarke, Woody and Hemstad and Representatives Sanders, Thompson, Clayton and Heck to escort the Supreme Court Justices to seats within the House Chamber.

The President of the Senate appointed Senators Gaspard, McDermott, Guess and Craswell and Representatives Bond, Maxie, Barnes and Erak to escort the elected state officials to seats within the House Chamber.

The President of the Senate appointed Senators Newhouse and Hurley and Representatives Garson and Kreidler to escort former Governor Daniel J. Evans to a seat within the House Chamber.

RESIGNATION OF MEMBER

Representative Taller, of the 36th Legislative District, resigned his position, effective January 14, 1981.

APPOINTMENT OF REPRESENTATIVE

January 9, 1981

Mr. Bill Polk, Speaker
House of Representatives
Legislative Building
Olympia, Washington
Dear Speaker Polk:

The King County Council in regular session today confirmed the appointment of Jay Lane to the vacancy in the House of Representatives for the 36th Legislative District, Position 2, to be effective January 14, 1981.

Sincerely,
Dorothy M. Owens, Deputy Clerk

The President of the Senate appointed Representatives Fancher and Dawson to escort Jay Lane to the rostrum.

Chief Justice Brachtenbach administered the oath of office to Ms. Lane.

The President of the Senate directed the committee to escort Representative Lane to her seat on the floor of the House.

The President of the Senate appointed Senators Fleming and Hayner and Representatives Greengo and Owen to escort Governor-elect and Mrs. Spellman to the rostrum.

President Cherberg: "The President is going to take advantage of the extra time we have. This is a very enjoyable experience and I am going to add to my enjoyment by introducing the members of Governor-elect and Mrs. Spellman's family.

"First of all, a very charming and gracious young lady, named Katherine, also known as 'Kat,' who will be a sixth grader at St. Michael's Grade School. Perhaps sometime, Kat, if you have enough influence, you might be able to become a page in Olympia.

"Another young beauty, Teresa, who will be a junior at Olympia High School; "Hand-some young son, Jeff, who is beginning his first term at The Evergreen State College;

"Another son, David, is a senior at Seattle University;

"Bart, who is an economics graduate of the University of Washington and is employed in Seattle. In a little aside, John's father, Bart, was a football coach at the University of Washington in the late twenties and early thirties. I metriculated at the University in 1929 and grew to know Coach Spellman very well and admired him highly and had a great deal of respect for him, not only as a man but also as a football coach. He was the one holdover from coaching on Bagshaw's staff to serve on Jimmy Phelan's staff, which was quite a compliment because Jimmy Phelan was a hardheaded Irishman, too.

"Another young lady, Margo, who is employed organizing the 13th International Cancer Congress to be held in Seattle in 1982, and her husband, Brian Tagas, who is a recent MBA graduate of the University of Washington.

"It is also a great pleasure and honor to present Mrs. Frank Murphy, who is the Governor's mother-in-law, of Seattle; the Governor's sister, Mrs. Eugene Tully and her son, Steve, of Encino, California; and Mrs. Spellman's brother, Dr. Gerald Murphy and his wife, Bridgett, of New York.

"And now to get back to the football note, a man who has thrilled thousands upon thousands of people at the University of Washington with his eloquent voice, the honorable Robert McGrath, who will honor us by singing the National Anthem."

Mr. McGrath sang The Star Spangled Banner.

Prayer was offered by Archbishop Raymond G. Hunthausen of the Catholic Diocese of Seattle:

"Lord God, Master of the Universe, we gather here today with joyful hearts uplifted in gratitude and praise. We bless You, God of Freedom, for making us a free people and for helping us work to remain free of all that threatens to make us slaves. We thank You, Lord God our Redeemer, for showing us how we might be a free people in spirit and in heart. Look kindly on Your servant, John Spellman, and on these officials with whom he will govern the people of our state. As You directed Your holy servant, Moses, to lead Your children of Israel from slavery, from the oppression of evil, so direct these, our chosen public servants, that they may stay free from the oppression of evil, of greed or of the lust for power over others. Let their efforts at serving the common good be founded always on a profound respect for the dignity of the human person. In seeking solutions to the vast social and political problems that will confront them as officeholders, strengthen them to keep their eyes fixed on the dignity of every citizen. Help them to remember in their service on our behalf, that the great resources and complicated structures at their disposal exist primarily for the sake of the people, not the people for them. God of justice and mercy, let our new Governor and his colleagues hunger and thirst for justice and for peace. Where there is hatred, let them sow love; where there is despair, hope; where there is darkness, light; and where there is sadness, joy. Give courage and endurance to their spouses and families for the demands that this time of public service will make on them. God of kindness and love, grant Governor Spellman and these government officials the grace of being faithful to the call that is theirs and the gift of being grateful for the pleasures and the trials in building the human community. Blessed are You, Lord God, Master of the Universe, for bringing us together here today with joyful hearts uplifted in praise. We thank You and we bless Your Name. Amen."

The President: "Thank you ever so much, your excellency for your most inspirational and heartwarming prayer. Every person here is delighted and honored that you could be with us today. Ladies and gentlemen, this Joint Session has been called for the purpose of administering the oath of office to the constitutionally elected officials of the State of Washington, and to receive the Inaugural Address of the Governor."

The President returned the gavel to The Speaker.

OATH OF OFFICE TO ELECTIVE OFFICIALS

The President of the Senate and the Speaker of the House of Representatives signed the certificates of election for the elected state officials.

Justice William H. Williams administered the oath of office to Lieutenant Governor John A. Cherberg and the Speaker presented the certificate of election to him.

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

Justice Robert F. Utter administered the oath of office to Secretary of State Ralph Munro, and the President of the Senate presented the certificate of election to him.

Justice Fred H. Dore administered the oath of office to State Treasurer Robert F. O'Brien, and the President of the Senate presented the certificate of election to him.

Justice Hugh H. Rosellini administered the oath of office to State Auditor Robert V. "Bob" Graham, and the President presented the certificate of election to him.

Justice Carolyn R. Dimmick administered the oath of office to Attorney General Kenneth O. Eikenberry, and the President presented the certificate of election to him.

Justice Floyd V. Hicks administered the oath of office to Superintendent of Public Instruction Frank B. Brouillet, and the President presented the certificate of election to him.

Justice James M. Dolliver administered the oath of office to Insurance Commissioner Richard G. "Dick" Marquardt, and the President presented the certificate of election to him.

Chief Justice Robert F. Brachtenbach administered the oath of office to Commissioner of Public Lands, Brian J. Boyle, and the President presented the certificate of election to him.

Chief Justice Robert F. Brachtenbach administered the oath of office to Governor John Spellman, and the President presented the certificate of election to him.

The President introduced Governor John Spellman.

GOVERNOR'S INAUGURAL ADDRESS

"Lieutenant Governor Cherberg, Mr. Speaker, Your Excellency Archbishop Hunthausen, former Governor Dan Evans, Mr. Chief Justice, distinguished members of the Supreme Court, distinguished elected officials, members of the legislature:

"Coach Cherberg, you may be sure that even though my father was a football coach of yours, I'm certainly not going to be a coach, I expect you to give me a little coaching as you have today. It is, of course, both an honor and a humbling experience that you and I have been entrusted by the people of the state of Washington with their aspirations for the state for the next four years. I urge you to now pray with me for divine inspiration and assistance so that we may carry out that stewardship with wisdom, with justice and with charity.

"When a new governor stands before the people and the Legislature of the state of Washington for the first time, there is a moment when we can enjoy a sense of anticipation—a possibility that an era of candor and cooperation between the Executive and the Legislature will begin.

"If we can achieve that, there is no task that we cannot attack. If we cannot work together, even the simplest of goals will elude us. I pledge myself to cooperate with you. Let us have a fresh start, a new relationship; not alone for you and me, but for the State and all of the people of Washington.

"Let us work together with mutual respect.

"The troubles which we face—and which we share—certainly crowd the headlines and the news reports. We are constantly reminded of the difficult decisions which we must make in the days ahead. There is no question in my mind that they are difficult and complex decisions, but in the beginning days of my administration and your legislative session our attitude should be based more on optimism than upon doubt. More in hope than in resignation. More in enthusiasm than in despair. I urge you to share my conviction that 105 days from today we will face the people of the state and tell them that we have served them well. That we have maintained vital services. That we have cut back the cost of ongoing programs. That we have provided with compassion for those in urgent need.

"I call for this optimism fully aware of the financial situation which faces us immediately and of the sacrifices that each citizen must share. Tomorrow I will propose a program to meet financial needs. That program will not require a tax increase.

"We must do more than merely meet the present crisis. We must assure that it will not happen again. I will propose, after consultation with you, that we require by law that the state build a revenue reserve, a counter-cyclical fund, to see us through the declines in the national economy when tax revenues dip and important services are threatened. We must learn the lesson of the Old Testament story of the fat years and the lean years. We must develop resources which will see us through those in times of need like these.

"Indeed, it is times like these that demand the careful nurturing of all our resources. To accomplish this, I have been working the last many weeks assembling a management team. I hope that team will earn your respect for the thoughtful and energetic way in which they will administer their departments and deliver high-quality services at the greatest economy possible.

"To accomplish this will require the whole-hearted cooperation of our dedicated corps of public employees. We all respect the magnitude of the job which they do. I am charging my department heads to open and maintain the internal channels of communication among the state employees, their supervisors and the top levels of the departments. We want to establish teams which will make each department trim, manageable and efficient. We must utilize the talents which reside in the personnel of the state government and, at the same time, acknowledge their right to adequate compensation and support their legitimate aspirations.

"Just as we should not make up the deficits in the state budget from the pay envelopes of the employees, we must not be parties to balancing our budget on the shoulders of the poor. The need for food and medical care for children and the aged does not decrease in tough times. The needs of the mentally ill and developmentally disabled do not diminish in times of tight budgets. We must not turn our backs on those who must turn to this government when all else fails. Those able to work should be provided an opportunity to work. Welfare grants must encourage—not discourage—work. Training programs must equip people for work that is available now. We must have affordable housing. We must address these issues with the assurance that the public recognizes the need. The history of this state demonstrates beyond a shadow of a doubt that our citizens will accept their responsibility to aid those in need.

"Even as I am speaking today, our state prisons and local jails are bursting at the seams, and every indication is that the budget assumptions regarding prison population in the next two years are 500 to 1,000 persons short of the problem we will really face. To meet this urgent need, I will present a plan to use—at least on a temporary basis—the McNeil Island facility. We will also proceed with additional facilities which you have already authorized. We have a big need and it will take several approaches to solve that problem.

"The prison problem is only one segment of the whole criminal justice system. The entire system needs a review—from juvenile delinquency to long-term imprisonment. It is a time for rethinking current practices, and perhaps for shedding long-held notions. To take the first steps in this rethinking, I will bring together all of the parties—police, prosecutors, judges, correction officials, parole boards and the Legislature to give high priority to developing a criminal justice system which will be appropriate to the needs of the eighties and which will reflect the hopes of society.

"On the subject of corrections, I must make an additional statement. Our goal is to provide secure but humane prisons. While serious criminals must be separated from society, we must not merely 'warehouse' offenders. We need rehabilitative and work programs which not only reduce idleness, but also give individuals a greater sense of their own worth. Recent disorders in our state prisons are producing an effect which is directly opposite to the goals of the inmates. They should be aware that, while we can be persuaded, we will not be threatened.

"While social concerns take a lion's share of our budget, we must continue this state's commitment to the excellence of education from kindergarten through graduate school. We start with strong public schools, providing sound basic education with maximum local control. At the same time, we must assure that the state which funds—and must fund—basic education in full, will have the requisite control over costs.

"Community colleges must remain open to those whose future earning capacity is dependent on the education, training and retraining available to them in the community colleges.

"Our colleges and universities have suffered in recent years. They are essential to the enhancement of our future cultural and economical growth. It may be impossible to solve all their problems in the next biennium, but we must develop a comprehensive plan for their future fiscal health, and set it in motion. Tuitions must increase in a fair and predictable manner, and the educational institutions must be allowed maximum financial flexibility in order to proceed through these difficult times.

"In addition to the vital services which they offer to our economy in many research fields, our major universities are one of the underpinnings of our agricultural and fisheries industries in terms of research. There is an ever-increasing worldwide demand in a hungry world for the fruits of our bountiful land. Our crystal clear waters offer the promise of becoming one of the great fisheries of the world. Increasingly, the markets of the world are seeking out the products of the state of Washington and it's our job to see that they do that in an increasingly rapid manner.

"When George Vancouver sailed into Puget Sound in 1792, he wrote that the fertile landscape required only '...the industry of man...to render it the most lovely country that can be imagined.' Vancouver's concern is with us still, although from a different point of view. It is not men and women we seek, for they will come whether we wish it or not. What is needed is expansion of job opportunities to provide work for our ever-growing population. To accomplish this, we need a vigorous policy of pursuing markets abroad and of encouraging the expansion of existing businesses and the establishment of new businesses in this state. In this latter endeavor, we must be conscious of the competitive pressures from other states that sometimes put us at a disadvantage. Not only from other states but from abroad. Our undisputed natural beauty, quality of life and business opportunity are sometimes not sufficient by themselves to tip the scales in favor of our area over inducements to locate elsewhere.

"The people of Washington cannot afford to lose employment opportunities to our neighbors. We need an aggressive industrial development program to attract the kinds of industries that are compatible with our environment. I will propose carefully drafted legislation for tax-free industrial revenue bonds. Not corporate welfare—but incentives to create jobs. Not a program with the abuses seen in a few other states...but a reasonable program which will deserve—and earn—the respect of the entire public of the state of Washington. Forty-nine other states have an industrial revenue bonding authority. This state simply must have that ability.

"Any discussion of the economy of the eighties must consider energy. It is the essential factor of the equation. We must take every step necessary to assure adequate energy to meet the needs of our growing population and healthy economy. Our commitment must include not only construction, and we must construct, but also innovation in use of unconventional sources and, of course, conservation—conservation and more conservation.

"A revitalized—perhaps I should say, 're-energized'—Energy Office with a clear mission and a strong management is necessary. We must capture the opportunities offered by the new Northwest Regional Power Bill...opportunities to address the critical energy need of the region.

"While the decade we are entering will be a difficult one, there are no insurmountable obstacles facing us at this time. Washington State is blessed by a tradition of good government, able and dedicated public servants, and committed people who work in their communities and participate in the governmental process. Our job is to provide them with laws and administration for an atmosphere conducive to each citizen's freedom and pursuit of happiness.

"What is needed is a reaffirmation of traditional values. Families are the basic units of society. Work is good. Those who provide jobs are not the enemies of society. Education is essential. Government should regulate only to the extent necessary to protect the public. Society cannot provide everything people want, but it must be able to provide everything they need. We can achieve more by working together than by fighting one another.

"If we are to have the jobs, energy, education, and necessary social programs, we must work together and reason together.

"—Business and industry are necessary for jobs and taxes.

"—Labor unions are important in providing good conditions.

"—Strong local government is essential.

"—The environment must be protected.

"—Children must be nurtured and educated.

"—Seniors should be respected and given choices.

"We need to put aside at this beginning, this opportunity, the rhetoric that divides us. Let us emphasize those principles on which we agree—accentuate the positive. Let us start with the assumption that all of us are working in good faith, and let us get on with our job. Finally, let us pray for God's help so that working together we will enter a new era of progress—one which will satisfy the demands of our great stewardship which has been entrusted to us. Thank you." (Applause)

The President instructed the committee to escort Governor and Mrs. Spellman to the State Reception Room.

The President instructed the committees to escort former Governor Daniel J. Evans, the Supreme Court Justices and the state elected officials to the State Reception Room.

MOTION

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

The President returned the gavel to the Speaker.

The Speaker instructed the committee to escort President Cherberg, President Pro Tem Goltz, Vice President Pro Tem Tally, Majority Leader Bottiger and Caucus Chairman George Fleming to the Senate Chambers.

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the Senators to the Senate.

MOTION

On motion of Mr. Hastings, the House adjourned until 10:00 a.m., Thursday, January 15, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FOURTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Thursday, January 15, 1981

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

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Molly Fulghum and Brian Toppen. Prayer was offered by The Reverend Charles Loyer of Westminster United Presbyterian Church of Olympia.

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

VISITING DIGNITARIES

The Speaker recognized former Representative Ron Dunlap, the King County Executive, and appointed Representatives Cantu and North to escort him to the rostrum.

Mr. Dunlap briefly addressed the House, and the Speaker directed the committee to escort him from the House Chamber.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE CONCURRENT RESOLUTION NO. 1.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 56, by Representatives O'Brien, Wang, Kreidler, Heck, King (J), Nelson (D), Burns, Bender, Brown, Sprague, Martinis, Eng, Stratton, North, Gallagher, Salatino, Garrett, McCormick, Patrick, Maxie and Isaacson:

AN ACT Relating to property tax relief; amending section 1, chapter 182, Laws of 1974 ex. sess. as last amended by section 4, chapter 185, Laws of 1980 and RCW 84.36.381; amending section 3, chapter 182, Laws of 1974 ex. sess. as last amended by section 3, chapter 214, Laws of 1979 ex. sess. and RCW 84.36.385; and creating a new section.

To Committee on Revenue

HOUSE BILL NO. 57, by Representatives Erickson, Houchen, Salatino, North, Wang and Johnson:

AN ACT Relating to port commissions; amending section 10, chapter 17, Laws of 1959 as last amended by section 7, chapter 51, Laws of 1965 and RCW 53.12.120; and amending section 11, chapter 17, Laws of 1959 as amended by section 8, chapter 51, Laws of 1965 and RCW 53.12.130.

To Committee on Local Government

HOUSE BILL NO. 58, by Representatives Owen, Nisbet, Brown, Berleen, Granlund, Hine and Garson:

AN ACT Relating to local government; amending section 35.21.180, chapter 7, Laws of 1965 and RCW 35.21.180; amending section 36.32.120, chapter 4, Laws of 1963 as last amended by section 35, chapter 136, Laws of 1979 ex. sess. and RCW 36.32.120; and providing an effective date.

To Committee on Local Government

HOUSE BILL NO. 59, by Representatives Lux and Garrett:

AN ACT Relating to credit unions; amending section 11, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.110; amending section 3, chapter 80, Laws of 1975 1st ex. sess. as amended by section 11, chapter 41, Laws of 1980 and RCW 31.12A.010; creating new sections; and adding a new section to chapter 31.12 RCW.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 60, by Representatives Taller, Tupper and Struthers:

AN ACT Relating to elections; providing for a presidential preference primary; amending section 29.13.010, chapter 9, Laws of 1965 as last amended by section 1, chapter 3, Laws of 1980 and RCW 29.13.010; amending section 29.13.020, chapter 9, Laws of 1965 as last amended by section 2, chapter 3, Laws of 1980 and RCW 29.13.020; and creating a new chapter in Title 29 RCW.

To Committee on State Government

HOUSE BILL NO. 61, by Representatives Flanagan, Brown, Galloway, Greengo, Sommers, Hastings, Garson and Fiske:

AN ACT Relating to telecommunications; amending section 82.16.010, chapter 15, Laws of 1961 as last amended by section 20, chapter 173, Laws of 1965 ex. sess. and RCW 82.16.010; amending section 1, chapter 8, Laws of 1970 ex. sess. as last amended by section 5, chapter 291, Laws of 1975 1st ex. sess. and RCW 82.04.050; amending section 3, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.020; amending section 80.04.270, chapter 14, Laws of 1961 and RCW 80.04.270; amending section 6, chapter 134, Laws of 1972 ex. sess. and RCW 35.21.710; amending section 7, chapter 134, Laws of 1972 ex. sess. and RCW 35A.82.050; adding new sections to chapter 35.21 RCW; adding new sections to chapter 35A.82 RCW; creating a new section; and providing an effective date.

To Committee on Revenue

HOUSE BILL NO. 62, by Representatives Maxie, Rinehart, Barr, Galloway, Granlund, Brown, Rust, Burns, Gallagher and Pruitt:

AN ACT Relating to real property valuation; and amending section 2, chapter 131, Laws of 1974 ex. sess. as amended by section 9, chapter 214, Laws of 1979 ex. sess. and RCW 84.41.041.

To Committee on Revenue

HOUSE BILL NO. 63, by Representatives Monohon and Garrett:

AN ACT Relating to credit unions; amending section 1, chapter 98, Laws of 1979 ex. sess. and RCW 31.12.375; and declaring an emergency.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 64, by Representatives Walk, Winsley, Grimm, Erickson, Brown, King (J), Johnson, Brekke, Martinis and Eng:

AN ACT Relating to the taxation of improvements to single family dwellings; and amending section 3, chapter 125, Laws of 1972 ex. sess. and RCW 84.36.400.

To Committee on Revenue

HOUSE BILL NO. 65, by Representatives Nisbet, Vander Stoep, Mitchell and Chamberlain:

AN ACT Relating to forest products; adding a new section to chapter 82.04 RCW; adding a new section to chapter 84.36 RCW; creating a new section; and providing an expiration date.

To Committee on Revenue

HOUSE BILL NO. 66, by Representatives Warnke, Grimm, Walk, Garrett, North, Eberle and Patrick:

AN ACT Relating to urban area state parks; creating a new section; declaring an emergency; and providing an effective date.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 67, by Representatives Thompson, Rosbach, Williams, Chamberlain and Vander Stoep:

AN ACT Relating to the Toutle and Cowlitz rivers; and creating new sections.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 68, by Representatives Chamberlain, Thompson and Williams:

AN ACT Relating to revenue and taxation; and adding a new section to chapter 84.28 RCW.

To Committee on Revenue

HOUSE JOINT RESOLUTION NO. 1, by Representatives Granlund, Winsley, Galloway, Nelson (D), Thompson, Maxie, King (J), Burns, Brown, Stratton, Rinehart, Pruitt, Rust and Wang:

Authorizing the grant of residential property tax relief.

To Committee on Revenue

HOUSE CONCURRENT RESOLUTION NO. 2, by Representatives Isaacson, Valle, Bond, Sherman and Sanders (by Joint Ad Hoc Committee on Science and Technology request):

Creating a 1981 Joint Ad Hoc Committee on Science and Technology.

MOTION

On motion of Mr. Nelson (G), all bills and resolutions listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

RESOLUTION

HOUSE RESOLUTION NO. 81-5, by Representatives Maxie, Teutsch and Wang:

WHEREAS, We, the members of the House of Representatives, as we gather here together, feel honored to be able to pay homage to the Reverend Dr. Martin Luther King, Jr. who set an example of spirit and selfless conduct for all of us to emulate; and

WHEREAS, The Reverend Dr. Martin Luther King, Jr. devoted his life toward improving the lives of the oppressed and the poor in America; and

WHEREAS, The Reverend Dr. King, a man whose daily life demonstrated his love of God and mankind, challenged injustices in our society and endured much hardship to help each human being live with freedom and dignity; and

WHEREAS, This Nobel Laureate, this citizen of the world, gave hope to millions by calling for the fulfillment of his dream, a dream depicting a world where prejudice, racial intolerance, poverty, hunger, and disease would be overcome; and

WHEREAS, The memory of Dr. King continually reminds us that our mutual obligation to provide the basic needs of the poor and disadvantaged must never be sacrificed to economic considerations; and

WHEREAS, This great American, champion of minorities and the oppressed and a guardian of freedom and humanity, was assassinated while espousing his principles of pacifism, an act which deeply grieved every citizen of this nation and the world;

NOW, THEREFORE, BE IT RESOLVED, That on this day, we, the members of the House of Representatives of the state of Washington, pause in our endeavors to pay homage to one of America's most honorable and honored citizens, the Reverend Dr. Martin Luther King, Jr., in order to call to the attention of the residents of this State Dr. King's wisdom and accomplishments and to rededicate ourselves to the pursuance of his principles of love, freedom, and equality for all; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House transmit a copy of this resolution to Dr. King's widow and the members of his family.

Ms. Maxie moved adoption of the resolution, and Representatives Maxie, Teutsch and Wang spoke in favor of it.

On motion of Mr. Ellis, the following amendment was adopted:

On page 1, line 9 after "daily life" insert "as a Christian"

House Resolution No. 81-5 as amended was adopted.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, January 16, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Friday, January 16, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Tilly and Winsley, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Deneen Nesbitt and Amy Brillaut. Prayer was offered by The Reverend Charles Loyer of Westminster United Presbyterian Church of Olympia.

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

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 69, by Representatives Chandler, Grimm, Barr, Valle, North, Sherman and Brekke:

AN ACT Relating to conservation; amending section 6, chapter 187, Laws of 1939 as last amended by section 20, chapter 184, Laws of 1973 1st ex. sess. and RCW 89.08.190; amending section 21, chapter 304, Laws of 1955 as last amended by section 21, chapter 184, Laws of 1973 1st ex. sess. and RCW 89.08.200; amending section 23, chapter 304, Laws of 1955 as last amended by section 23, chapter 184, Laws of 1973 1st ex. sess. and RCW 89.08.220; amending section 5, chapter 218, Laws of 1979 ex. sess. and RCW 84.55.035; adding new sections to chapter 89.08 RCW; and making an appropriation.

To Committee on Local Government

HOUSE BILL NO. 70, by Representatives Martinis and Rosbach:

AN ACT Relating to recreational fishing; amending section 77.12.440, chapter 36, Laws of 1955 as amended by section 61, chapter 78, Laws of 1980 and RCW 77.12.440; and creating a new section.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 71, by Representatives McCormick, Barnes, Martinis and Stratton:

AN ACT Relating to energy; adding a new section to chapter 82.04 RCW; adding a new section to chapter 84.36 RCW; creating a new section; and providing an expiration date.

To Committee on Revenue

HOUSE BILL NO. 72, by Representatives Lux, Pruitt, Wang, Greengo, CHandler, Eng, Rinehart and Brekke:

AN ACT Relating to crimes; and adding a new section to chapter 9A.48 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 73, by Representatives Erickson, Becker, Stratton, Owen, Walk, Monohon, North, McCormick, Sommers, Kreidler, Granlund, Garrett, Brown, Heck, Galloway, Winsley and Mitchell:

AN ACT Relating to community service projects for welfare recipients; and adding a new chapter to Title 74 RCW.

To Committee on Human Services

HOUSE BILL NO. 74, by Representatives Barnes, Williams, Wang, Hine and McCormick:

AN ACT Relating to energy; and amending section 18, chapter 108, Laws of 1975-'76 2nd ex. sess. as last amended by section 23, chapter 87, Laws of 1980 and RCW 43.21G.040.

To Committee on Energy and Utilities

HOUSE BILL NO. 75, by Representatives Martinis, Wilson, Burns, Garrett, Sherman, Walk, Garson, Bender, Erak, Clayton, Sprague, McCormick, Gallagher and Pruitt:

AN ACT Relating to transportation; amending section 6, chapter 151, Laws of 1977 ex. sess. and RCW 47.01.061; and amending section 7, chapter 151, Laws of 1977 ex. sess. as amended by section 45, chapter 87, Laws of 1980 and RCW 47.01.071.

To Committee on Transportation

HOUSE BILL NO. 76, by Representatives Schmidt, Tilly, Dawson, Patrick, James, Johnson, Nelson (G), Struthers, Winsley, Barr, Addison, Hastings, Granlund, Walk and Owen:

AN ACT Relating to capital punishment; adding a new chapter to Title 10 RCW; repealing section 9A.32-.040, chapter 260, Laws of 1975 1st ex. sess., section 3, chapter 206, Laws of 1977 ex. sess. and RCW 9A.32.040; repealing section 1, chapter 9, Laws of 1975-'76 2nd ex. sess., section 4, chapter 206, Laws of 1977 ex. sess. and RCW 9A.32.045; repealing section 2, chapter 9, Laws of 1975-'76 2nd ex. sess., section 5, chapter 206, Laws of 1977 ex. sess. and RCW 9A.32.046; repealing section 3, chapter 9, Laws of 1975-'76 2nd ex. sess., section 6, chapter 206, Laws of 1977 ex. sess. and RCW 9A.32.047; repealing section 87, page 115, Laws of 1854, section 223, page 231, Laws of 1873, section 1062, Code of 1881 and RCW 10.49.010; repealing section 8, chapter 9, Laws of 1901 ex. sess. and RCW 10.70-.040; repealing section 152, page 125, Laws of 1854, section 291, page 152, Laws of 1860, section 288, page 244, Laws of 1873, section 1130, Code of 1881, section 1, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.050; repealing section 2, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.060; repealing section 6, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.070; repealing section 3, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.080; repealing section 153, page 125, Laws of 1854, section 289, page 244, Laws of 1873, section 1131, Code of 1881 and RCW 10.70.090; repealing section 4, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.100; repealing section 5, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.110; repealing section 155, page 125, Laws of 1854, section 291, page 245, Laws of 1873, section 1133, Code of 1881 and RCW 10.70.120; repealing section 154, page 125, Laws of 1854, section 1132, Code of 1881, section 7, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.130; repealing section 1, chapter 206, Laws of 1977 ex. sess. and RCW 10.94.010; repealing section 2, chapter 206, Laws of 1977 ex. sess. and RCW 10.94.020; repealing section 7, chapter 206, Laws of 1977 ex. sess. and RCW 10.94.030; repealing section 10, chapter 206, Laws of 1977 ex. sess. and RCW 10.94.900; and declaring an emergency.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 77, by Representatives Addison, Erak, Garson, Greengo, Brown, Dickie, Barrett, Teutsch, Patrick, Hankins, Taylor, Johnson, Hastings, Sanders, Houchen, Granlund, McGinnis, Warnke and Lewis:

AN ACT Relating to state government; amending section 1, chapter 234, Laws of 1959 as amended by section 1, chapter 237, Laws of 1967 and RCW 34.04.010; amending section 3, chapter 237, Laws of 1967 as last amended by section 7, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.025; amending section 3, chapter 234, Laws of 1959 as amended by section 8, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.030; amending section 2, chapter 57, Laws of 1971 ex. sess. as amended by section 42, chapter 169, Laws of 1977 ex. sess. and RCW 28B.19.020; amending section 3, chapter 57, Laws of 1971 ex. sess. as amended by section 10, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.030; amending section 4, chapter 57, Laws of 1971 ex. sess. as last amended by section 11, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.040; adding new sections to chapter 28B.19 RCW; adding new sections to chapter 34.04 RCW; and creating new sections.

To Committee on State Government

HOUSE BILL NO. 78, by Representatives Addison, Brown, Greengo, Cantu, Hankins, Taylor, Houchen, Maxie, Wang, McGinnis and Warnke:

AN ACT Relating to property tax relief; and amending section 1, chapter 182, Laws of 1974 ex. sess. as last amended by section 4, chapter 185, Laws of 1980 and RCW 84.36.381.

To Committee on Revenue

HOUSE BILL NO. 79, by Representatives Gallagher, Brown, Grimm, Erak, Kreidler and Erickson:

AN ACT Relating to unemployment compensation; and amending section 19, chapter 2, Laws of 1970 ex. sess. as last amended by section 1, chapter 74, Laws of 1980 and RCW 50.04.323.

To Committee on Labor and Economic Development

HOUSE BILL NO. 80, by Representatives Gallagher, Martinis, Erak and Granlund:

AN ACT Relating to food fish and shellfish; and amending section 14, chapter 283, Laws of 1971 ex. sess. as amended by section 2, chapter 40, Laws of 1975-'76 2nd ex. sess. and RCW 75.28.081.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 81, by Representatives Gallagher and Erak:

AN ACT Relating to food fish and shellfish; and amending section 75.40.050, chapter 12, Laws of 1955 as amended by section 1, chapter 100, Laws of 1977 ex. sess. and RCW 75.40.050.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 82, by Representatives Barnes, Williams, Garson, Houchen, Wang, Hine and McCormick:

AN ACT Relating to electric power and conservation planning; adding a new chapter to Title 43 RCW; and declaring an emergency.

To Committee on Energy and Utilities

MOTIONS

Mr. Nelson (G) moved that all bills listed on today's agenda under the fourth order of business be considered first reading and passed to the committees designated.

Mr. Heck moved that the motion be amended and House Bill No. 71 be referred jointly to Committee on Energy and Utilities and Committee on Revenue.

Mr. Nelson (D) spoke in favor of the motion and Mr. Nelson (G) spoke against it.

A division was called on the motion to amend the motion by Mr. Nelson (G).

ROLL CALL

The Clerk called the roll on the motion that House Bill No. 71 be referred concurrently to Committee on Energy and Utilities and Committee on Revenue, and the motion was lost by the following vote: Yeas, 40; nays, 54; not voting, 4.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taylor, Teutsch, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Ellis, Maxie, Tilly, Winsley.

AMENDMENTS TO HOUSE RULES

Mr. Nelson (G) moved adoption of the following amendment to the House Rules:

On page 2, following line 25, Rule 4, insert a new subsection as follows:

"(I) The speaker pro tempore shall exercise the duties, powers and prerogatives of the speaker in the event of the speaker's death, illness, removal, or inability to act, until the speaker's successor shall be elected."

POINT OF ORDER

Mr. O'Brien: "House Resolution No. 81-1—Has it been adopted?"

The Speaker: "I'm sorry Mr. O'Brien I don't understand what you are asking."

Mr. O'Brien: "It appears to me, Mr. Speaker, the resolution should be moved and presented to us for adoption and then amendments could be offered to it. As it is now, it isn't before us."

The Speaker: "Representative O'Brien, HFR 81-1 was adopted on the first day of the session. We are now considering amendments that were placed on the desk twenty-four hours in advance of today's session as is required by these rules, for amending the rules."

Mr. O'Brien: "However this resolution pertains to making the rules permanent as rules of the 47th Legislature. It appears to me you have to place it before us again in order to have amendments considered."

SPEAKER'S RULING

The Speaker: "Representative O'Brien, this is what the argument was all about on Monday, the first day of the session. We adopted these rules and there is a procedure contained within these rules for amending these rules. We previously agreed that we would set today's

session aside for amendments to these rules to be offered. The amendments were placed on the desk twenty-four hours in advance of today's session in accordance with these rules, and they are now ready to debate these amendments."

Mr. Nelson (G) spoke in favor of the amendment, and it was adopted.

Mr. Grimm moved adoption of the following amendment to the House Rules:

On page 2, line 27, Rule 5, after "house," insert the following:

"In appointing the committee members to standing committees, the speaker shall name members in the same ratio as the membership of the respective parties in the house. Committee members will be selected by each party's caucus. The majority party caucus will select all committee chairmen/chairwomen.

Members of the rules committee will be selected in the same manner and same ratio as provided above and the speaker will serve as chairman of the rules committee.

Patronage will be divided proportionately by the party caucuses, following as closely as possible the ratio between the parties."

Representatives Grimm and King (R) spoke in favor of the amendment, and Mr. Hastings spoke against it.

POINT OF INQUIRY

Mr. King (R) yielded to question by Mr. Struthers.

Mr. Struthers: "Representative King, were you not given the opportunity to name the number of members to each of the standing committees?"

Mr. King (R): "No, we were not given the opportunity to name the members."

Mr. Struthers: "Were you given the names?"

Mr. King (R): "Yes, we were."

Mr. Struthers: "Then that's equal representation as we appear here as a body on the floor. In the previous session, Representative King, hasn't the party that you represent taken the breakage on the Rules Committee?"

Mr. King: "That is correct, we have; however, you've taken the breakage and the bottle, too."

Mr. O'Brien spoke in favor of the amendment, and Mr. Nelson (G) spoke against it.

Mr. Grimm closed debate, speaking again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Grimm to Rule 5 of the House Rules, and the amendment was not adopted by the following vote: Yeas, 43; nays, 53; not voting, 2.

Voting yea: Representatives Barnes, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Schmitten, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Tilly, Winsley.

On motion of Mr. Nelson (G), the following amendments were adopted:

On page 4, line 11, Rule 10, after "same," insert the following:

"Any member desiring to introduce a measure on or after the opening day of any session, shall file the same with the chief clerk not later than 12:00 (noon), on the day before the next convening session; and which measure shall be numbered and read on the next convening day, in the order filed."

On page 4, line 13, Rule 10, following "introduction," insert "All measures shall be printed unless otherwise ordered by the house."

On page 4, line 17, Rule 11, strike all of Rule 11 and renumber the remaining rules consecutively.

Representatives Rinehart, O'Brien, Valle, Grimm and Becker spoke in favor of the amendment, and Representatives Eberle, Nelson (G), Amen and Greengo spoke against it.

POINT OF INFORMATION

Mr. Salatino: "Representative Winsley has introduced a bill—it's basically referred to, I think as the Frisbee Bill. It makes the frisbee the state—"

The Speaker: "Representative Salatino, are you making a speech or asking a question?"

Mr. Salatino: "I just wanted to give the members a little information. I'd like to know what committee that bill will be sent to."

The Speaker: "Representative Salatino, at this point in the debate, I think your point of inquiry is out of order."

Representatives King (R) and Ehlers spoke in favor of the amendment, and Mr. Hastings spoke against it.

POINT OF INFORMATION

Mr. Brown: "On the ten-bill rule, for example, if I introduce ten bills during the session, will those bills die at the end of the session or will they be alive in subsequent sessions?"

The Speaker: "Representative Brown, if I may call your attention to the last paragraph of Rule 10, which Representative Brekke called my attention to yesterday, I think you'll find the answer to your question. They will be alive."

Mr. Brown: "By session, you mean daily? And by assembly you mean a two-year period?"

The Speaker: "Representative Brown, if I can call your attention to section 1 of the Rules which deals with definitions, you will find a definition of both words."

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Ms. Rinehart.

Ms. Rinehart: "Representative Nelson, I have a question concerning equal representation in the 36th District. Representative Taller introduced six bills. Are we to understand that Representative Lane can introduce only four bills?"

Mr. Nelson (G): "The rule refers to members and Representative Taller was a member of this body at the time. If any one of you were to leave office and a new member were to come aboard, that member would be given the opportunity to introduce ten bills during the assembly."

Ms. Rinehart spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on the amendment by Representative Rinehart striking Rule 11 of the House Rules, and the amendment was not adopted by the following vote: Yeas, 42; nays, 54; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Tilly, Winsley.

Ms. Sommers moved adoption of the following amendment by Representatives Sommers and Becker:

On page 4, line 39, Rule 11, subsection (E), after "chairman" insert "or ranking minority member"

Representatives Sommers, Becker and Warnke spoke in favor of the amendment, and Representatives Fancher, Hastings and McDonald spoke against it.

Mr. Warnke spoke again in favor of the amendment, and Mr. McDonald spoke again in opposition to it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Sommers and Becker to Rule 11 of the House Rules, and the amendment was not adopted by the following vote: Yeas, 43; nays, 51; not voting, 4.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Van Dyken, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Mitchell, Schmitt, Tilly, Winsley.

Ms. Sommers moved adoption of the following amendment by Representatives Sommers and Becker:

On page 4, line 41, Rule 11, subsection (E) after "consideration" insert "up to a maximum of ten requests each during any legislative term"

Ms. Sommers spoke in favor of the amendment, and Ms. Fancher spoke against it.

ROLL CALL

The Clerk called the roll on the adoption of the amendment to House Rule 11 by Representatives Sommers and Becker, and the amendment was not adopted by the following vote: Yeas, 42; nays, 52; not voting, 4.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Mitchell, Schmitt, Tilly, Winsley.

The Clerk read the following amendment by Representatives Sommers and Becker:

On page 4, line 42, Rule 11, subsection (E), after "chairman" strike "may" and insert "shall"

With the consent of the House, Ms. Sommers withdrew the amendment.

Mr. Heck moved adoption of the following amendments:

On page 5, line 13, Rule 13, after "separate days" strike all material down to and including "majority vote" on line 15

On page 16, line 47, Rule 31, after "members present" strike all material down to and including "majority vote" on line 49

Representatives Heck and Becker spoke in favor of the amendments, and Mr. Greengo spoke against them.

Mr. Heck spoke again in favor of the amendments.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Heck to Rule 13 and Rule 31 of the House Rules, and the amendments were not adopted by the following vote: Yeas, 42; nays, 53; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Schmitt, Tilly, Winsley.

COMMITTEE APPOINTMENTS

The Speaker appointed Representative Sherman to the Joint Ethics Committee.

The Speaker appointed Representative Chandler to the LEAP Committee.

The Speaker appointed Representatives Sommers and Greengo to the Legislative Budget Committee.

The Speaker made the following appointments to the Select Committee on Redistricting:

Chairman, Representative Eberle; Ranking Minority Member, Representative Bender; other appointments: Representatives Bond, Ehlers, Hastings, Prince, Sanders and Warnke.

POINT OF PERSONAL PRIVILEGE

Mr. Taylor: "During the debate this morning on the rules, and particularly pertaining to the Rules committee, I think the eastern Washington members of the Rules Committee were very unfairly impugned and that being the case, I think the one-third of us in the eastern part of the state are vitally concerned—"

POINT OF ORDER

Mr. Heck: "I don't believe Representative Taylor's remarks thus far fall under the umbrella of point of personal privilege."

Mr. Taylor: "Mr. Speaker, I would contend that it's a point of personal privilege to defend the honor of the eastern Washington members of the Rules Committee. I'm not a member of the Rules Committee, but I know the members from eastern Washington who are and they are fair-minded people and they represent the entire state of Washington. Just because for once eastern Washington has a little clout, I don't think that's out of order."

The Speaker: "Representative Taylor, you did defend them admirably, I must admit."

MOTION

On motion of Mr. Nelson (G), the House adjourned until 8:00 a.m., Saturday, January 17, 1981.

VITO T. CHIECHI, Chief Clerk

WILLIAM M. POLK, Speaker

SIXTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Saturday, January 17, 1981

The House was called to order at 8:00 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present except Representatives Chandler, Eberle, Leonard, Monohon, Thompson and Tilly, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Margaret Kraft and Darin Emch. Prayer was offered by The Reverend Charles Loyer of Westminster United Presbyterian Church of Olympia.

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

MESSAGES FROM THE SENATE

January 12, 1980

Mr. Speaker:

The Senate has passed:

SENATE CONCURRENT RESOLUTION NO. 102,
SENATE CONCURRENT RESOLUTION NO. 103,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

January 15, 1981

Mr. Speaker:

The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 1,

and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 83, by Representatives Lewis, Williams, King (J), Wang, Pruitt, Leonard, Erickson, Smith, Hankins and McGinnis:

AN ACT Relating to the practice of optometry; amending section 1, chapter 69, Laws of 1975 1st ex. sess. and RCW 18.53.005; amending section 1, chapter 144, Laws of 1919 as amended by section 2, chapter 69, Laws of 1975 1st ex. sess. and RCW 18.53.010; amending section 7, chapter 144, Laws of 1919 as last amended by section 47, chapter 158, Laws of 1979 and RCW 18.53.140; and creating a new section.

To Committee on Human Services

HOUSE BILL NO. 84, by Representatives Chandler, Galloway, Salatino, Wang, Ellis, Teutsch, Nelson (D), Wilson and Brekke:

AN ACT Relating to adoption; amending section 1, chapter 133, Laws of 1939 as last amended by section 2, chapter 101, Laws of 1979 ex. sess. and RCW 70.58.210; amending and reenacting section 12, chapter 291, Laws of 1955 as amended by section 1, chapter 101, Laws of 1979 ex. sess. and by section 19, chapter 165, Laws of 1979 ex. sess. and RCW 26.32.120; amending section 15, chapter 291, Laws of 1955 and RCW 26.32.150; amending section 3, chapter 150, Laws of 1935 and RCW 26.36.030; amending section 1, chapter 82, Laws of 1970 ex. sess. as last amended by section 20, chapter 165, Laws of 1979 ex. sess. and RCW 26.36.050; and adding new sections to chapter 26.32 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 85, by Representatives Pruitt, Burns, Gruger and Sherman:

AN ACT Relating to public employees; adding new sections to chapter 41.05 RCW; and providing an expiration date.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 86, by Representatives Garrett, Wilson and Stratton:

AN ACT Relating to the Model Traffic Ordinance; amending section 50, chapter 54, Laws of 1975 1st ex. sess. as last amended by section 2, chapter 65, Laws of 1980 and RCW 46.90.300; amending section 8, chapter 65, Laws of 1980 and RCW 46.90.705; repealing section 70, chapter 54, Laws of 1975 1st ex. sess. and RCW 46.90.424; and declaring an emergency.

To Committee on Transportation

HOUSE BILL NO. 87, by Representatives Berleen, Hastings, Owen, Johnson, Lewis, Bond, Vander Stoep, Isaacson, McDonald and Hankins:

AN ACT Relating to the state hospital commission; amending section 3, chapter 147, Laws of 1974 ex. sess. as amended by section 157, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 70.37.030; amending section 5, chapter 161, Laws of 1979 ex. sess. as amended by section 4, chapter 139, Laws of 1980 and RCW 70.38.055; amending section 11, chapter 161, Laws of 1979 ex. sess. as amended by section 8, chapter 139, Laws of 1980 and RCW 70.38.115; amending section 12, chapter 161, Laws of 1979 ex. sess. as amended by section 10, chapter 139, Laws of 1980 and RCW 70.38.125; amending section 14, chapter 161, Laws of 1979 ex. sess. and RCW 70.38.145; repealing section 2, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.010; repealing section 3, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.020; repealing section 4, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.030; repealing section 5, chapter 5, Laws of 1973 1st ex. sess., section 1, chapter 36, Laws of 1977 and RCW 70.39.040; repealing section 6, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.050; repealing section 7, chapter 5, Laws of 1973 1st ex. sess., section 1, chapter 35, Laws of 1977 and RCW 70.39.060; repealing section 8, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.070; repealing section 9, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.080; repealing section 10, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.090; repealing section 11, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.100; repealing section 12, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.110; repealing section 13, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.120; repealing section 14, chapter 5, Laws of 1973 1st ex. sess., section 82, chapter 75, Laws of 1977 and RCW 70.39.130; repealing section 15, chapter 5, Laws of 1973 1st ex. sess., section 1, chapter 163, Laws of 1974 ex. sess. and RCW 70.39.140; repealing section 16, chapter 5, Laws of 1973 1st ex. sess., section 1, chapter 154, Laws of 1977 ex. sess. and RCW 70.39.150; repealing section 17, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.160; repealing section 19, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.180; repealing section 20, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.190; repealing section 21, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.200; repealing section 22, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.900; and repealing section 23, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.910.

To Committee on Human Services

HOUSE BILL NO. 88, by Representatives Owen, Amen, Scott, Berleen, Granlund, Nelson (G), Salatino, Patrick, Lux, Chamberlain and McGinnis:

AN ACT Relating to health; adding new sections to chapter 69.41 RCW; and declaring an emergency.

To Committee on Human Services

HOUSE BILL NO. 89, by Representatives Nelson (D), Barnes, Sherman, Wang, Granlund, Lux, Galloway and Rinchart:

AN ACT Relating to energy facilities; and amending section 6, chapter 45, Laws of 1970 ex. sess. as last amended by section 5, chapter 371, Laws of 1977 ex. sess. and RCW 80.50.060.

To Committee on Energy and Utilities

HOUSE BILL NO. 90, by Representatives Patrick, Addison, Schmitten, Cantu, Schmidt, Houchen, Hastings, Fiske, Prince, Rosbach, Greengo, Chandler, Dickie, Leonard, Teutsch, Barrett, Lundquist, Sprague, Johnson, Hankins, McGinnis, Tupper, Lane, Van Dyken, Padden, Taylor, Vander Stoep, Mitchell, James, Isaacson, Bickham and Lewis:

AN ACT Relating to legislators; adding a new section to chapter 9.92 RCW; and providing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 91, by Representatives Ehlers, McGinnis, Garrett, Barr, Brown, Erak, Stratton, Salatino, Grimm, Sherman, Erickson, Walk, Kreidler, Thompson, Becker, Clayton, Hine and Pruitt:

AN ACT Relating to juveniles; amending section 17, chapter 155, Laws of 1979 and RCW 13.32A.030; amending section 19, chapter 155, Laws of 1979 and RCW 13.32A.050; amending section 27, chapter 155, Laws of 1979 and RCW 13.32A.130; amending section 28, chapter 155, Laws of 1979 and RCW 13.32A.140; amending section 29, chapter 155, Laws of 1979 and RCW 13.32A.150; amending section 31, chapter 155, Laws of 1979 and RCW 13.32A.170; amending section 33, chapter 155, Laws of 1979 and RCW 13.32A.190; amending section 8, chapter 49, Laws of 1903 and RCW 26.37.080; amending

section 80, chapter 155, Laws of 1979 as amended by section 21, chapter 165, Laws of 1979 ex. sess. and RCW 74.13.034; amending section 10, chapter 155, Laws of 1979 and RCW 13.50.100; amending section 31, chapter 291, Laws of 1977 ex. sess. as amended by section 37, chapter 155, Laws of 1979 and RCW 13.34.030; adding a new chapter to Title 13 RCW; adding new sections to chapter 13.32A RCW; adding a new section to chapter 74.13 RCW; creating new sections; and repealing section 5, chapter 49, Laws of 1903 and RCW 26.37.050.

To Committee on Institutions

HOUSE JOINT MEMORIAL NO. 2, by Representatives Hastings, Taylor, Padden, Bond, Wilson, Isaacson and Lewis:

Requesting the administration and Congress to abolish the department of education.

To Committee on Education

SENATE CONCURRENT RESOLUTION NO. 102, by Senators Bottiger, Fleming, Hayner and Jones:

Establishing cut-off dates for introduction and consideration of legislation during the 1981 regular session of the forty-seventh legislature.

To Committee on Rules

SENATE CONCURRENT RESOLUTION NO. 103, by Senators Bottiger, Fleming, Hayner and Jones:

Adopting the Joint Rules.

To Committee on Rules

MOTIONS

On motion of Mr. Nelson (G), all bills, memorials and resolutions listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

On motion of Mr. Nelson (G), **HOUSE CONCURRENT RESOLUTION NO. 2** was referred to Committee on Rules.

On motion of Mr. Nelson (G), **HOUSE BILL NO. 11** and **HOUSE BILL NO. 43** were referred from Committee on Ethics, Law and Justice to Committee on State Government.

AMENDMENTS TO HOUSE RULES

The House resumed consideration of amendments to the House Rules.

Ms. Sommers moved adoption of the following amendment:

On page 6, line 36 strike all of Rule 15 and renumber the remaining rules consecutively.

Representatives Sommers and Becker spoke in favor of the amendment, and Mr. Struthers spoke against it.

ROLL CALL

The Clerk called the roll on the amendment by Representative Sommers striking Rule 15 of the House Rules, and the amendment was not adopted by the following vote: Yeas, 39; nays, 49; not voting, 10.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley.

Not voting: Representatives Chandler, Eberle, Leonard, McDonald, O'Brien, Thompson, Tilly, Wang, Williams, and Mr. Speaker.

The Clerk read the following amendment by Representatives King (R), Heck and Grimm: On page 7, line 4 strike all of Rule 16 and renumber the remaining rules consecutively.

With the consent of the House, Mr. King (R) withdrew the amendment.

Mr. King (R) moved adoption of the following amendment by Representatives King (R), Heck and Grimm:

On page 7, line 8, Rule 16, subsection (A) after "whole" strike ", except that at no time shall votes be recorded for the journal and neither the previous question, the motion to lay on the table or the call for the yeas and nays shall be in order"

Representatives King (R), Warnke and Ehlers spoke in favor of the amendment, and Mr. Nelson (G) spoke against it.

ROLL CALL

The Clerk called the roll on the amendment by Representatives King (R), Heck and Grimm to Rule 16 of the House Rules, and the amendment was not adopted by the following vote: Yeas, 42; nays, 49; not voting, 7.

Voting yea: Representatives Barnes, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Schmitten, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley.

Not voting: Representatives Chandler, Eberle, Leonard, Thompson, Tilly, Williams, and Mr. Speaker.

Ms. Becker moved adoption of the following amendments:

On page 8, line 29, Rule 19, subsection (A)(1), after "vote of" strike "three-fifths (3/5)" and insert "a majority"

On page 16, line 4, Rule 29, subsection (d)(2), after "That" strike "three-fifths (3/5)" and insert "a majority"

Ms. Becker spoke in favor of the amendments, and Mr. Taylor spoke against them.

POINT OF ORDER

Mr. King (R): "Mr. Speaker, I refer to Reed's Rule 224: 'It is not permissible to allude to the action of the other house of a legislature, or to refer to a debate there. Such conduct might lead to misunderstanding and ill-will between two bodies which must cooperate in order to properly serve the people. So, also, the action of the other body should not be referred to influence the body the member is addressing.'"

The Speaker (Mr. Amen presiding): "Representative King, I think Representative Taylor is giving some information on what the other body is doing."

Mr. Taylor continued his remarks in opposition to the amendments, and Ms. Rust spoke in favor of them.

ROLL CALL

The Clerk called the roll on the amendments by Representative Becker to Rule 19 and Rule 29 of the House Rules, and the amendments were not adopted by the following vote: Yeas, 41; nays, 49; not voting, 8.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Schmitten, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Wilson.

Not voting: Representatives Chandler, Eberle, Leonard, Monohon, Thompson, Tilly, Williams, and Mr. Speaker.

Mr. King (R) moved adoption of the following amendment:

On page 10, following line 23, Rule 20, insert a new subsection as follows:

"(G) That the question of consideration as to an amendment and a motion to lay an amendment on the table shall be debatable, with debate limited to two speeches by the supporters and two speeches by the opponents of the amendment."

Representatives King and Heck spoke in favor of the amendment, and Mr. Hastings spoke against it.

ROLL CALL

The Clerk called the roll on the amendment by Representative King (R) to Rule 20 of the House Rules and the amendment was not adopted by the following vote: Yeas, 40; nays, 49; not voting, 9.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley.

Not voting: Representatives Chandler, Eberle, Isaacson, Leonard, Monohon, Thompson, Tilly, Williams, and Mr. Speaker.

Mr. O'Brien moved adoption of the following amendment:

On page 10, line 14, Rule 20, subsection (E), strike all of subsection (E) and renumber the remaining subsection consecutively.

Mr. O'Brien spoke in favor of the amendment, and Mr. Bond spoke against it.

POINT OF ORDER

Mr. O'Brien: "Is he talking to the main question of the motion to lay on the table or the question of consideration?"

Mr. Bond continued his remarks in opposition to the amendment.

ROLL CALL

The Clerk called the roll on the amendment by Representative O'Brien to Rule 20 of the House Rules, and the amendment was not adopted by the following vote: Yeas, 40; nays, 49; not voting, 9.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley.

Not voting: Representatives Chandler, Eberle, Leonard, Monohon, Schmitt, Thompson, Tilly, Williams, and Mr. Speaker.

Ms. Sommers moved adoption of the following amendment:

On page 11, line 19, Rule 22, subsection (E), after "question" strike all material down to and including "Rule 15," on line 20

Ms. Sommers spoke in favor of the amendment, and Mr. Hastings spoke against it.

ROLL CALL

The Clerk called the roll on the amendment by Representative Sommers to Rule 22 of the House Rules, and the amendment was not adopted by the following vote: Yeas, 40; nays, 49; not voting, 9.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley.

Not voting: Representatives Chandler, Eberle, Leonard, Monohon, Schmitt, Thompson, Tilly, Williams, and Mr. Speaker.

Mr. Nelson (G) moved adoption of the following amendment:

On page 15, Rule 28, following line 14 after "14. Transportation.....23" strike the remainder of Rule 28 and insert:

*15. Ways and Means	10
Appropriations	
Human Services	12
Education	12
General Government	12
Revenue	12*

Representatives Nelson (G) and Brown spoke in favor of the amendment, and it was adopted.

Ms. Erickson moved adoption of the following amendment:

On page 16, line 22, Rule 29, subsection (D)(5) after "journal." strike "The chairman" and insert "Any member"

Representatives Erickson and Nelson (G) spoke in favor of the amendment, and it was adopted.

The Clerk read the following amendment by Representative Erickson:

On page 16, line 23, Rule 29, subsection (D)(5), after "chairman" insert "or ranking minority member"

With the consent of the House, Ms. Erickson withdrew the amendment.

The Speaker assumed the Chair.

Mr. King (J) moved adoption of the following amendment by Representatives King (J), Hine, Rust and Wang:

Strike all the House Rules and insert the following:

"BE IT RESOLVED, By the House of Representatives, That the Rules of the House as adopted by House Floor Resolution No. 81-1 be amended to read as follows:

DEFINITIONS

RULE 1. 'Absent' means an unexcused failure to attend.

'Assembly' means the two-year term during which the members as a body may act.

'Session' means a constitutional gathering of the assembly in accordance with Article 2 § 12 of the State Constitution.

'Committee' means any standing or select committee of the house as so designated by rule or resolution.

'Measure' means terminology used to describe a bill, joint memorial or joint resolution.

'Majority' means a constitutional majority unless otherwise stated.

CHIEF CLERK TO CALL TO ORDER

RULE 2. It shall be the duty of the chief clerk of the previous assembly to call the assembly to order and to conduct the proceedings generally until a speaker is chosen.

ELECTION OF SPEAKER, CHIEF CLERK AND SERGEANT AT ARMS

RULE 3. The house shall elect the following officers at the commencement of each assembly: Its presiding officer, who shall be styled speaker of the house, a speaker pro tempore, who shall serve in absence or in case of the inability of the speaker, a chief clerk of the house, and a sergeant at arms. Such officers shall hold office during all sessions until the convening of the succeeding assembly: PROVIDED, HOWEVER, That any of these offices may be declared vacant by the vote of a constitutional majority of the house, the members voting viva voce and their vote entered on the journal. If any office is declared vacant the house shall fill such vacant office as hereinafter provided.

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

POWERS AND DUTIES OF THE SPEAKER

RULE 4. The speaker shall have the following powers and duties:

(A) The speaker shall take the chair and call the house to order precisely at the hour appointed for meeting, and, if a quorum be present, shall cause the journal of the preceding day to be read and shall proceed with the order of business.

(B) He shall preserve order and decorum, and in case of any disturbance or disorderly conduct within the chamber, shall order the sergeant at arms to suppress the same, and may order ~~((the arrest of any person creating any disturbance within))~~ the house chamber or legislative area to be cleared.

(C) He may speak to points of order in preference to members, arising from his seat for that purpose, and shall decide all questions of order subject to an appeal to the house by any member, on which appeal no member shall speak more than once without leave of the house.

(D) He shall, in open session, sign all acts, memorials, and resolutions.

(E) He shall sign all writs, warrants and subpoenas issued by order of the house, all of which shall be attested by the chief clerk.

(F) He shall have the right to name any member to perform the duties of the chair, but such substitution shall not extend beyond adjournment, nor authorize the representative so substituted to sign any documents requiring the signature of the speaker.

(G) The speaker shall refer all measures to the appropriate committee or committees and may require joint or concurrent action by the committees.

(H) He shall have charge of and see that all officers, attaches, and clerks perform their respective duties, and he shall have general control of the house chamber and lobby.

(I) The speaker pro tempore shall exercise the duties, powers, and prerogatives of the speaker in the event of the speaker's death, illness, or inability to act, until the speaker's successor is elected.

COMMITTEE APPOINTMENT

RULE 5. The speaker shall appoint all conference, select, joint and hereinafter named standing committees on the part of the house.

In appointing the committee members to standing committees, the speaker shall name members in the same ratio as the membership of the respective parties in the house. Committee members will be selected by each party's caucus. The majority party caucus will select all committee chairmen/chairwomen.

Members of the rules committee will be selected in the same manner and same ratio as provided above, and the speaker will serve as chairman of the rules committee.

Patronage will be divided proportionately by the party caucuses, following as closely as possible the ratio between the parties.

CHIEF CLERK AND SERGEANT AT ARMS

RULE 6. The chief clerk and sergeant at arms shall perform the usual duties pertaining to their offices, and they shall hold office until their successor has been elected.

The chief clerk shall employ, upon the recommendation of the employment committee and subject to the approval of the speaker, all other house employees; and the hours of duty and assignments of all house employees shall be under his directions and instructions, and they may be dismissed by him with the approval of the speaker. The speaker shall sign and the chief clerk shall countersign all payrolls and vouchers for all expenses of the house and transmit the same as is appropriate.

The sergeant at arms shall supervise all employees assigned to his office.

DUTIES OF EMPLOYEES

RULE 7. The staff of the house shall perform such duties as usually pertain to their respective positions in legislative bodies under the direction of the speaker, and such other duties as the house may impose upon them. Under no circumstances shall the compensation of any employee be increased for past services.

No house employee shall seek to influence the passage or rejection of proposed legislation.

ADMITTANCE TO THE FLOOR

RULE 8. It shall be the general policy of the house to keep the chamber clear as follows:

(A) Except as is provided otherwise in subsection (B) of this rule, the following persons shall be entitled to admittance to the third and fourth floor of the house chamber (excluding the galleries):

1. Senate officers and members of the senate.
2. Persons in the exercise of official duty directly connected with the business of the house.
3. Reporters who have been designated by the speaker and who have received press cards of admittance, subject to revocation.
4. Former members of the legislature not advocating any pending or proposed legislation, upon presentation of cards of admittance issued by the speaker and subject to revocation.
5. The immediate family of members, upon presentation of cards of admittance issued by the speaker or speaker pro tempore and subject to revocation, may be admitted when the house is not in session.
6. Other persons, upon presentation of cards of admittance issued by the speaker and subject to revocation, may be admitted except for one-half hour prior to the convening of each day's session and for one-half hour immediately following adjournment each day the house is in session.

(B) No lobbyist, Washington state employee or public official shall be admitted to the house chamber either when the house is convened into its daily session or one-half hour immediately prior to and following the convening of its daily session, except with the consent of the speaker.

(C) Lobbying in the house chamber or in any committee room or lounge room is prohibited at all times unless expressly permitted by the house or committee. Anyone violating this rule will forfeit his or her right to be admitted to the house chamber or any of its committee rooms.

ABSENTEES AND COURTESY

RULE 9. No member shall be absent from the service of the house without leave from the speaker. When the house is in session only the speaker shall recognize visitors and former members.

BILLS, MEMORIALS AND RESOLUTIONS — INTRODUCTIONS

RULE 10. Any member, member-elect or committee may introduce a bill, memorial or resolution commencing thirty days before a session to and including the final day of that session: ~~PROVIDED, (That a committee introduction shall be governed by the provisions of Rule 11: PROVIDED FURTHER,)~~ That if such introduction is within the last ten days of a regular session it cannot be considered without a direct vote of two-thirds of all the members elected to each house with such vote recorded and entered upon the journal (Art. 11 § 36).

Introductions shall be filed with the chief clerk and shall be endorsed with a statement of the title and the name of the member, members, or committee introducing the same. Any member desiring to introduce a bill, memorial, or resolution on or after the opening day of any session, except resolutions having to do with business of the house, shall file the same with the chief clerk not later than 12:00 (noon), on the day before the next convening session; and which bill, memorial, or resolution shall be numbered and read on the next convening day, in the order filed. The chief clerk shall attach to all introductions a substantial cover bearing only the title and sponsors and shall number each introduction.

Any measure introduced at any session during the assembly shall be eligible for action at all subsequent sessions during the assembly.

~~(BILLS, MEMORIALS AND RESOLUTIONS — LIMITS~~

~~RULE 11. No member shall introduce as a prime sponsor more than ten (10) measures during any legislative term. Members may introduce an unlimited number of ideas as follows:~~

~~(A) Members may introduce house concurrent resolutions in the manner provided in house Rule 10:~~

~~(B) Members may introduce house floor resolutions in accordance with procedures established by the chief clerk:~~

~~(C) Members may introduce an unlimited number of proposed measures to the rules committee, by filing one copy of the same with the chief clerk. The chief clerk shall prepare a simplified form to facilitate such informal introductions. The rules committee may consider proposed measures and may refer such proposal to the appropriate committees for further consideration:~~

~~(D) Any committee may by majority vote of its members petition the rules committee to refer a previously filed proposed measure to it for consideration. The rules committee may instruct the chief clerk to have the measure prepared for first reading in the manner set forth in Rule 10: PROVIDED, That the prime sponsor shall be the committee which requested the measure and that at least one elected member shall be a co-sponsor. The chairman of the committee to which a measure is being referred shall designate the co-sponsoring member(s) subject to the approval of the member(s) so designated:~~

~~(E) Any committee chairman may petition the rules committee to refer either a previously filed proposed measure or a newly proposed measure to his committee for its consideration. The rules committee may instruct the chief clerk to have the measure prepared for first reading in the manner set forth in Rule 10: PROVIDED, That the prime sponsor shall be the committee whose chairman requested the measure and that at least one elected member shall be a co-sponsor. The chairman of the committee to which a measure is being referred shall designate the co-sponsoring member(s) subject to the approval of the member(s) so designated.))~~

BILLS PRINTED

RULE 11. All bills shall be printed unless otherwise ordered by the house.

AMENDATORY BILLS — FORM

RULE 12. Bills introduced in the house of representatives intended to amend existing statutes shall have the words which are amendatory to such existing statutes underlined. Any matter to be deleted from the existing statutes shall be indicated by lining out such matter with a broken line and enclosing the lined out material within double parentheses, and no bill shall be printed or acted upon until the provisions of this rule shall have been complied with.

New sections need not be underlined but shall be designated 'NEW SECTION.' in upper case type and such designation shall be underlined.

READING OF BILLS

RULE 13. Every measure shall be read on three separate days(~~PROVIDED, That when only five (5) days remain before a session must end by law this rule may be suspended by a majority vote).~~

(A) First Reading. The first reading of a measure shall be by title only, unless a majority of the members present demand a reading in full.

After the first reading the measure shall be referred to an appropriate committee or committees.

Upon being reported back by committee, all measures shall go to the rules committee.

The rules committee may, by majority vote, refer any bill to a committee or committees for further consideration. Such referral shall be reported to the house and entered in the journal under the fifth order of business.

(B) Second Reading. Upon second reading, the bill number and short title and the last line of the bill shall be read unless a majority of the members present shall demand its reading in full. The bill shall be subject to amendment section by section. No bills shall be considered on second reading unless a calendar of bills for second reading and copies of any amendment made by a committee have been distributed to each member no later than 8:00 p.m. on the second day preceding such consideration unless otherwise provided by the rules committee. No amendment shall be considered by the house until it shall have been sent to the desk in writing, distributed to the desk of each member and read by the clerk. All amendments adopted on the second reading shall be securely fastened to the original bill. All amendments rejected by the house shall be passed to the minute clerk, and the journal shall show the disposition of such amendments. When no further amendments shall be offered, the speaker shall declare the bill has passed its second reading.

(C) Substitute Bills. When a committee reports a substitute for an original bill, with the recommendation that the substitute pass, it shall be in order to read the substitute the first time and have the same printed.

A motion for the substitution shall not be in order until the second reading of the original bill.

(D) Recommitment of Bill. No amendments to a bill shall be received on its third reading but it may be referred or recommitment for the purpose of amendment.

(E) Third Reading. Only the last line of the bills on third reading shall be read unless a majority of the members present demand its reading in full, and no amendment shall be entertained.

AMENDMENTS

RULE 14. The right of any member to offer amendments to proposed legislation shall not be limited except as follows:

(A) Amendments to be Offered in Proper Form. The chief clerk shall furnish members with an appropriate form for amendments and all amendments offered shall bear the name of the member who offers the same, as well as the number and section of the bill to be amended.

(B) Committee Amendments. An amendment to a bill made by a committee shall be in writing and fastened to the original copy of the committee report.

When a bill is before the house on second reading, amendments adopted by committees and recommended to the house shall be acted upon by the house in the same manner as amendments that may be offered from the floor.

(C) Senate Amendments to House Bills. A house bill, passed by the senate with amendment or amendments which shall change the scope and object of the bill, upon being received in the house, shall be referred to appropriate committee and shall take the same course as for original bills.

(D) Amendments to be Germane. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment; and no bill or resolution shall at any time be amended by annexing thereto or incorporating therein any other bill or resolution pending before the house.

(E) Scope and Object not to be Changed. No amendment to any bill shall be allowed which shall change the scope and object of the bill.

(F) No Amendment by Reference. No act shall ever be revised or amended without being set forth at full length.

((BUDGET AMENDMENTS

RULE 15. ~~Bills appropriating money may be considered in committee of the whole house, and no change in the amount appropriated shall be made outside of the committee of the whole. PROVIDED, That the report of the committee of the whole with amendments incorporated thereto may be adopted by a majority vote of the members present on the 2nd reading. No amendment to the general appropriation bill, commonly known as the budget, adding any new item, or items, thereto not incorporated in the bill as reported by the ways and means committee, shall be adopted except by the affirmative vote of two-thirds of the representatives elected. No amendments may be offered to change the budget other than in the committee of the whole and no division of the question shall be in order after leaving the committee of the whole.~~

THE COMMITTEE OF THE WHOLE

RULE 16. ~~The house may from time to time decide to debate an issue as a committee of the whole at such times the procedures in effect shall be as follows:~~

~~(A) Rules in the Committee of the Whole. The rules of the house shall apply to proceedings in committee of the whole, except that at no time shall votes be recorded for the journal and neither the previous question, the motion to lay on the table or the call for the yeas and nays shall be in order. The~~

committee may limit the number of times that any member may speak at any stage of the proceedings during the sitting.

(B) Suspend Rules for Committee of the Whole. The house may at any time, by the vote of the majority of the members present, suspend the rules and orders of the house for the purpose of going into the committee of the whole for the consideration of any bill, memorial or resolution before the house.

(C) Formation of the Committee of the Whole. In forming the committee of the whole, the speaker shall preside, and all bills considered shall be read and the speaker shall call for amendments and debates thereon at the conclusion of the reading. The body of the bill shall not be defaced or interlined, but all amendments (noting the page and line) shall be duly entered by the chief clerk on a separate paper as the same shall be agreed to by the committee, and so reported to the house for action.

(D) Report of Committee of the Whole. A motion that the committee of the whole rise shall always be in order, and shall be decided without debate.

(E) Message Received While Committee of the Whole Sits. Messages may be received by the speaker while the committee of the whole is sitting.)

FINAL PASSAGE

RULE ((+7)) 15. Rules relating to bills on final passage are as follows:

(A) Recommitment before Final Passage. A measure may be recommitted at any time before its final passage.

(B) Final Passage. No bill shall become a law unless on its final passage the vote be taken by yeas and nays, the names of the members voting for and against the same be entered on the journal of each house, and a majority of the members elected to each house be recorded as voting in its favor. (See also Constitution, Art. 2, Sec. 22.)

(C) Bills Passed—Certification. When a bill shall pass, it shall be certified to by the chief clerk, said certification to show the date of its passage together with the vote thereon.

HOOR OF MEETING, ROLL CALL AND QUORUM

RULE ((+8)) 16. The house shall begin business as soon as a quorum appears. The rules relating to the acquisition of a quorum appear below:

(A) Hour of Meeting. The speaker shall call the house to order each day of sitting at 10:00 a.m., unless the house shall have adjourned to some other hour.

(B) Roll Call and Quorum. Before proceeding to business, the roll of the members shall be called and the names of those absent shall be entered on the journal. A majority of all the members elected must be present to constitute a quorum for the transaction of business: PROVIDED, That less than a quorum may adjourn from day to day until a quorum can be had: PROVIDED FURTHER, That if 49 members are present they may compel the attendance of absent members in the manner provided in Rule ((26)) 24 (B). For the purpose of determining whether a quorum be present, the speaker shall count all members present, whether voting or not. (Art. II, Sec. 8.)

(C) Interruption of Roll Call. When once begun, the roll call may not be interrupted.

DAILY CALENDAR AND ORDER OF BUSINESS

RULE ((+9)) 17. The rules relating to the daily calendar and order business are as follows:

(A) Daily Calendar. The rules committee shall have charge of the daily calendar of the house and direct the chief clerk the order in which the business of the house shall be transacted: PROVIDED, That:

(1) A bill in the rules committee may be placed on the calendar by the affirmative vote of ~~((three-fifths (3/5)))~~ a majority of all members of the house.

(2) Messages from the governor or senate or any communication from any state officer may be read at any time.

(B) Order of Business. Business shall be disposed of in the following order:

First: Roll call, presentation of colors, prayer and approval of the journal of the preceding day.

Second: Introduction of visiting dignitaries.

Third: Messages from the senate, governor and other state officials.

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

Fifth: Committee reports.

Sixth: Second reading of bills.

Seventh: Third reading of bills.

Eighth: Floor resolutions and motions.

Ninth: Presentation of petitions, memorials and remonstrances addressed to the Legislature.

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

Eleventh: Announcements.

(C) Unfinished Business. The unfinished business at which the house was engaged preceding adjournment shall not be taken up until reached in regular order, unless the previous question on such unfinished business has been ordered prior to said adjournment.

MOTIONS

RULE ((20)) 18. Rules relating to motions are as follows:

(A) Motions to be Entertained or Debated. No motion shall be entertained or debated until announced by the speaker and every motion shall be deemed to have been seconded. It shall be reduced to writing and read by the clerk, if desired by the speaker or any member, before it shall be debated, and by the consent of the house may be withdrawn before amendment or action.

(B) Motions in Order During Debate. When a motion has been made and seconded and stated by the chair the following motions are in order, in the rank named:

- (1) Privileged motions:
 - Adjourn
 - Adjourn to a time certain
 - Recess to a time certain
 - Reconsider
 - Demand for division
 - Question of privilege
 - Orders of the day
- (2) Subsidiary motions:
 - First rank: Question of consideration
 - Second rank: To lay on the table
 - Third rank: For the previous question
 - Fourth rank: To postpone to a day certain
 - To commit or recommit
 - To postpone indefinitely
 - Fifth rank: To amend
- (3) Incidental motions:
 - Points of order and appeal
 - Method of consideration
 - Suspend the rules
 - Reading papers
 - Withdraw a motion
 - Division of a question

(C) The Effect of Postponement. No motion to postpone to a day certain, to commit, to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings, and when a question has been postponed indefinitely it shall not again be introduced during the session. The motion to postpone indefinitely may be made at any stage of the bill except when on first reading.

(D) Without Debate. A motion to adjourn, to take a recess, to lay on the table and a call for the previous question shall be decided without debate.

All incidental questions of order arising after a motion is made for any of the questions named in this rule and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

A motion for suspension of the rules shall not be debatable, except, however, the mover of the motion may briefly explain the purpose of the motion, and one member may briefly state the opposition to the motion.

~~((E) Question of Consideration. The question of consideration may be raised as to any measure, motion or amendment. The question shall not be put until the measure, motion or amendment has been read. The question shall be carried by a majority vote of the members present and should the question fail as to a motion or amendment the underlying measure shall stand before the body as if the motion or amendment had never been offered.~~

~~((F) Table an Amendment. A motion to lay an amendment on the table shall not carry the main question with it unless so specified in the motion to table.))~~

MEMBERS RIGHT TO DEBATE

RULE ((2+)) 19. The methods by which a member may exercise his or her right to debate are as follows:

(A) Recognition of Speaker. When any member is about to speak in debate or deliver any matter to the house the member shall rise and respectfully address the speaker, pause until recognized, shall

confine all remarks to the question under debate, and avoid personalities; and no member shall impugn the motive of any member's vote or argument.

(B) Order of Speaking. When two or more member arise at once, the speaker shall name the one who is to speak.

(C) Right of Member to Speak. No member shall speak longer than ten minutes without consent of the house: PROVIDED, That when only five (5) days remain before a session must end by law no member shall speak more than three minutes without the consent of the house. No member shall speak more than twice on the same question without leave of the house: PROVIDED, That the chairman/chairwoman of the committee or the mover of the question may close debate so long as the act is consistent with Rule ((23)) 21 (B) (Previous Question).

RULES OF DEBATE

RULE ((22)) 20. The rules for debate in the house are as follows:

(A) Question of Privilege. Any member may rise to a question of privilege and explain a personal matter, by leave of the speaker, but the member shall not discuss any pending question in such explanations.

(B) Withdrawal of Motion, Bill, Etc. After a motion is stated by the speaker, or a bill, memorial, resolution, petition or remonstrance is read by the clerk, it shall be deemed to be in possession of the house, but may be withdrawn by consent of the house at any time before decision or amendment.

(C) Reading of a Paper. When the reading of any paper is called for, and is objected to by any member, it shall be determined by a vote of the house.

(D) Order of Questions. All questions, whether in committee or in the house, shall be propounded in the order in which they are named, except that in filling blanks the largest sum and the longest time shall be put first.

(E) Division of Points of Debate. Any member may call for a division of a question, (~~other than to the general appropriation bill except as provided in Rule 15;~~) which shall be divided if it embraces subjects so distinct that one being taken away a substantive proposition shall remain for the decision of the house; but a motion to strike out and to insert shall not be divided. The rejection of a motion to strike out and to insert one proposition shall not prevent a motion to strike out and to insert a different proposition: PROVIDED, That if blanks are being filled the largest sum and longest time must be put first.

(F) Decorum of Members. While the speaker is putting the question, no member shall walk across or out of the house; nor when a member is speaking shall any member entertain private discourse or pass between the speaking member and the rostrum.

(G) Exception to Words Spoken in Debate. If any member be called to order for words spoken in debate the person calling the member to order shall repeat the words excepted to and they shall be taken down in writing at the clerk's table. No member shall be held in answer or be subject to the censure of the house for words spoken in debate if any other member has spoken before exception to them shall have been taken.

(H) Transgression of Rules—Appeal. If any member, in speaking or otherwise, transgresses the rules of the house the speaker shall, or any member may, call the member to order, in which case the member so called to order shall immediately sit down unless permitted to explain; and the house shall, if appealed to decide the case without debate; if there be no appeal, the decision of the chair shall be submitted to.

If the decision be in favor of the member called to order, the member shall be at liberty to proceed; if otherwise, and the case shall require it, the member shall be liable to the censure of the house.

ENDING OF DEBATE

RULE ((23)) 21. The rules for ending debate are as follows:

(A) Putting of Question. Question shall be put in this form, to-wit: 'As many as are in favor of (as the question shall be) say 'Aye';' and after the affirmative vote is expressed, 'as many as are opposed say 'No.''

(B) Previous Question. The previous question upon all recognized motions or amendments which are debatable may be ordered by two-thirds (2/3) of the members present, and shall have the effect of cutting off all debate and bringing the house to a direct vote upon the motion or amendment on which it has been ordered: PROVIDED, HOWEVER, That one of the sponsors of a bill, memorial, or resolution, or the chairman/chairwoman of the committee, when the measure is on final passage or when the motion to postpone indefinitely is pending, may have the privilege of closing debate after the previous question has been ordered.

(C) Putting the Motion Ending Debate. The previous question is not debatable and cannot be amended. The previous question shall be put in this form: 'Representative demands the previous question. As many as are in favor of ordering the previous question will say 'Aye'; as many as are opposed will say 'No.''

The results of the motion are as follows: If determined in the negative, the consideration goes on as if the motion had never been made; if decided in the affirmative, the presiding officer, without debate, proceeds to put the question.

If an adjournment is had after the previous question is ordered, the motion or proposition on which the previous question was ordered shall be put to the house immediately following the approval of the journal on the next working day, thus making the main question privileged over all other business, whether new or unfinished.

(D) Motion to Adjourn. A motion to adjourn shall always be in order, except when the house is voting or is working under the call of the house; but this rule shall not authorize any member to move an adjournment when another member has the floor.

VOTING

RULE ((24)) 22. Every member who was in the house when the question was put shall vote unless, for special reasons, excused by the house.

All motions to excuse a member shall be made before the house divides or before the call for yeas and nays is commenced; and any member requesting to be excused from voting may make a brief and verbal statement of the reasons for making such request, and the question shall then be taken without further debate.

(A) Voting within Bar Only. Upon a division and count of the house on the question, only members at their desk within the bar of the house shall be counted.

(B) Change of Vote—Private Interest. When the electric roll call machine is used, no member shall be allowed to vote or change a vote after the speaker has locked the roll call machine. When the oral roll call is used, no member shall be allowed to change a vote after the result has been announced. No member shall vote on any question in the event of which that member is immediately or particularly interested, or in any case when that member is not within the bar of the house before the last name was called, unless by unanimous consent; and when any member shall ask leave to vote, the speaker shall propound the question, 'Were you within the bar of the house when the last name was called?'

A member who has a private interest in any bill or measure proposed or pending before the legislature shall disclose the fact to the house of which he is a member, and shall not vote thereon. (See also Constitution, Art. 2, Sec. 30.)

METHOD OF VOTING

RULE ((25)) 23. A method of voting shall be as follows:

(A) Clerk's Desk During Voting. No member or other person shall visit or remain by the clerk's desk while the yeas and nays are being called.

(B) Yeas and Nays. Upon the final passage of any measure, the vote shall be taken by yeas and nays and shall be recorded by the electric voting system: PROVIDED, HOWEVER, That an oral roll call shall be ordered when the house is sitting as the house and the same shall be demanded by one-sixth (1/6) of the members present. (Art. II, Sec. 21.)

The speaker may vote last when the yeas and nays are called.

When the vote is by electric voting machine or by oral roll call on any question it shall be entered upon the journal of the house, except when the house is in the committee of the whole.

(C) Tie Vote, Question Loses. In case of an equal division, the question shall be lost.

If the speaker is in doubt, or if division is called for and is supported by at least seventeen members, the house shall divide and a recorded vote shall be taken.

(D) Reconsideration. Notice of a motion for reconsideration of any vote may be made only on the day the vote to be reconsidered was made. The motion must be made by a member who voted on the prevailing side and may be acted upon on a succeeding day: PROVIDED, That the reconsideration of the vote by which a bill passed or failed must be taken on the next working day after such vote was taken: PROVIDED FURTHER, That when only five days remain before a session must end by law then reconsideration of votes on the final passage of measures must be taken on the same day as the original date. A motion to reconsider can be decided only once when decided in the negative.

(E) Veto Bills—No Reconsideration. The veto message of the governor accompanying any bill passed by the legislature, together with the bill vetoed, shall be read in the house. It shall then be in order to proceed to the reconsideration of the bill, refer it, lay it on the table, or postpone its consideration to a day certain.

The merits of the bill may be debated before the vote is taken, but the vote on a vetoed bill cannot be reconsidered.

In case of a bill containing several sections or items, one or more of which has been objected to by the governor, each section or item so objected to shall be voted upon separately by the house.

Action by the house upon all vetoed bills shall be endorsed upon the bill and certified by the speaker.

Vetoed bills originating in the house which have not been passed notwithstanding the veto of the governor shall remain in the custody of the officers of the house until the close of the session, after which they shall be filed with the secretary of state.

CALL OF THE HOUSE

RULE ((26—A majority)) 24. One-sixth of the members may demand a call of the house at any time before the house has divided or the voting has commenced by yeas and nays.

(A) Doors to be Closed. A call of the house being ordered, the sergeant at arms shall close and lock the doors, and no member shall be allowed to leave the chamber: PROVIDED, That the rules committee shall be allowed to meet, upon request of the speaker, while the house stands at ease: AND PROVIDED FURTHER, That the speaker may permit members to use such portions of the fourth floor as may be properly secured.

(B) Sergeant at Arms to Bring in the Absentees. The clerk shall call a roll of the members immediately and note the absentees, whose names shall be read and entered upon the journal in such manner as to show who are absent with leave and who are absent without leave.

The clerk shall furnish the sergeant at arms with a list of those who are absent without leave, and the sergeant at arms shall proceed to bring in such absentees; but arrests of members for absence shall not be made unless ordered by a majority of the members present.

(C) House Under Call: Raising Call. While the house is under a call, no business shall be transacted except to receive and act on the report of the sergeant at arms; and no other motion shall be in order except a motion to proceed with business under the call of the house, a motion to suspend further proceedings under the call of the house, or a motion to excuse absentees, any of which motions shall be determined by viva voce vote unless a roll call is demanded by one-sixth of the members present. The motion to suspend further proceedings under the call or to excuse absent members shall not be adopted unless a majority of the members present vote in favor thereof.

(D) Call of House Raised when Absentees Return. When the sergeant at arms shall make a report showing that all who were absent without leave are present the call of the house may be dispensed with; or the house may proceed under the call, on a majority vote of the members elected, with its regular business.

APPEAL FROM DECISION OF CHAIR

RULE ((27)) 25. The decision of the chair may be appealed from by any member, on which appeal no member shall speak more than once unless by leave of the house. In all cases of appeal the question shall be: 'Shall the decision of the chair stand as the judgment of the house?'

COMMITTEES AND MEMBERSHIP

RULE ((28)) 26. The standing committees of the house and the number of members that shall serve on each committee shall be as follows:

1. Agriculture	14
2. Labor and Economic Development	16
3. Education	18
4. Energy and Utilities	17
5. Financial Institutions and Insurance	14
6. Higher Education	10
7. Institutions	10
8. Ethics, Law and Justice	14
9. Local Government	18
10. Natural Resources and Environmental Affairs	21
11. Human Services	17
12. Rules Committee	19
13. State Government	16
14. Transportation	23
15. Ways and Means	10
Human Services Appropriations	12
Education Appropriations	12
General Government Appropriations	12
Revenue	12

DUTIES OF COMMITTEES

RULE ((29)) 27. House committee shall operate as follows:

(A) Notice of Committee Meeting. The chief clerk shall make public the time, place and subjects to be discussed at committee meetings. All public hearings held by committees shall be scheduled at least five (5) days in advance and shall be given adequate publicity: PROVIDED, That this rule shall not apply when only fifteen (15) days remain before a session must end by law.

(B) Committee Quorum. A majority of any committee shall constitute a quorum for the transaction of business.

(C) Session Meetings. No committee shall sit while the house is in session without special leave of the speaker.

(D) Duties of Standing Committees.

(1) Standing committees shall act upon all referred bills, memorials and resolutions. Only such bills as are included on the written notice of a committee meeting may be considered at that meeting except upon the vote of a majority of the entire membership of the committee to consider another bill.

(2) A majority recommendation of a committee must be signed by a majority of the entire membership of the committee in a regularly called meeting before a bill, memorial or resolution may be reported out: **PROVIDED**, That ~~((three-fifths (3/5)))~~ a majority of the members elected to the house may require a committee to report a bill back to the house during the order of business at which it may be considered. Majority recommendations of a committee can only be 'do pass', 'do pass as amended', or that 'the attached substitute be substituted therefor and that the substitute bill do pass.'

(3) Minority reports, 'do not pass' or 'without recommendation', may be submitted with the majority report. Members of the committee not concurring in the majority report may prepare a written minority report containing a different recommendation, which shall be signed by those members of the committee subscribing thereto.

(4) All committee reports shall be spread upon the journal. The journal of the house shall contain an exact copy of all committee reports, together with the names of the members signing such reports.

(5) Every vote to report a measure out of committee shall be taken by the yeas and nays, and the names of the members voting for and against as well as the names of members absent shall be recorded on the committee report and spread upon the journal. ~~((The chairman))~~ Any member may call for a recorded vote, including the names of absent members, on any substantive question before the committee. A copy of all recorded committee votes shall be kept by the chief clerk and shall be available for public inspection.

(6) All bills including a direct appropriation of or having a fiscal impact of fifty thousand dollars (\$50,000) or more shall be referred to the ways and means committee before their final passage. The chairman and the ranking minority member of the ways and means committee shall be ~~((a))~~ defacto voting members on all appropriation and revenue committees.

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

(8) During its consideration of or vote on any bill, resolution or memorial, the deliberations of any standing committee of the house of representatives shall be open to the public.

FREE CONFERENCE COMMITTEE REPORT

RULE ((30)) 28. No floor vote may be taken on any free conference report within twenty-four hours of its placement on each member's desk, unless the free conference committee made no changes in the bill as it was last acted upon by the house.

STANDING RULES AMENDMENT

RULE ((31)) 29. Any standing rule or order of the house may be rescinded or changed by a majority vote of the members elected: **PROVIDED**, That the proposed change or changes be submitted in writing to the members together with notice of the consideration thereof at least one day in advance.

Any standing rule of order or business may be suspended temporarily by a two-thirds vote of the members present ~~((:PROVIDED, That when only five days remain before a session must end by law, bill reading may be advanced by majority vote. (Rule 13)))~~.

SMOKING

RULE ((32)) 30. Smoking of cigarettes, pipes, or cigars shall not be permitted at any public meeting of any committee of the house of representatives.

No smoking signs shall be posted in all committee rooms of the house of representatives.

PARLIAMENTARY RULES

RULE ((33)) 31. The rules of parliamentary practice comprised in Reed's Parliamentary Rules shall govern all cases in which they are not inconsistent with the standing rules and orders of the house.

RULES TO APPLY FOR ASSEMBLY

RULE ((34)) 32. The permanent house rules adopted at the beginning of the assembly are to govern all acts of the house during the course of the assembly unless amended or repealed."

Representatives King (J) and Wang spoke in favor of the amendment, and Mr. Nelson (G) spoke against it.

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

Representatives Brown, Pruitt, Rust, Hine, Lux and Grimm spoke in favor of the amendment.

POINT OF ORDER

Mr. Bond: "I would like you to ask the member to stay on the topic please, Mr. Speaker. Let's just discuss the amendment."

The Speaker: "Mr. Grimm, will you stay with the topic before us."

Mr. Grimm concluded his remarks in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives King (J), Hine, Rust and Wang to the House Rules, and the amendment was not adopted by the following vote: Yeas, 40; nays, 51; not voting, 7.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Schmitt, Smith, Sprague, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Chandler, Eberle, Leonard, Monohon, Thompson, Tilly, Williams.

COMMITTEE APPOINTMENT

The Speaker appointed Representative Fiske to the Legislative Ethics Committee.

POINT OF PARLIAMENTARY INQUIRY

Ms. Rinehart: "When I turn in a Blue Sheet to the Chief Clerk, does it go directly to the Rules Committee and then go to a committee, or before it goes to a committee does the committee Chair need to make a request?"

The Speaker: "Representative Rinehart, the rules, as they exist today, state that you turn in your Blue Sheets to the Clerk's office and they will be forwarded to the Rules Committee. At that point one of three things may occur: The Chair of the committee may request the Blue Sheet to be sent there; the majority of the committee members may request that the Blue Sheet be sent there, or the Rules Committee may automatically send the Blue Sheet there. In any of these situations the Rules Committee makes that decision of which committee it should go to."

Ms. Rinehart: "My second question is one concerning efficiency. There's a problem in referring to a Blue Sheet. I filed a Blue Sheet this morning and I asked my office to send over the Blue Sheet I had on my desk and they sent me a blue signature sheet. What I really wanted was not a blue signature sheet but the white sheet with the blue trim which is actually the Blue Sheet. I'd like to request that there be a statement put on the white sheet with the blue fringe that says, 'This is a Blue Sheet.'"

The Speaker: "Representative Rinehart, thank you for bringing efficiency matters to my attention. We will ask the Chief Clerk if they can handle this in an administrative way rather than on the floor of the House. Thank you."

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, January 19, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

EIGHTH DAY**MORNING SESSION**

House Chamber, Olympia, Wash., Monday, January 19, 1981

The House was called to order at 9:30 a.m. by the Speaker.

Prayer was offered by The Reverend George Smith of Evergreen Christian Center of Olympia.

Reading of the Journal of the preceding day was dispensed with and it was ordered to stand approved.

MOTION

On motion of Mr. Nelson (G), the House was adjourned until 9:30 a.m., Wednesday, January 21, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

TENTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, January 21, 1981

The House was called to order at 9:30 a.m. by the Speaker.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 92, by Representatives Mitchell, Ehlers and Gruger:

AN ACT Relating to mobile home parks; and adding a new section to chapter 59.20 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 93, by Representatives Mitchell, Kreidler, Chandler, Owen, Padden, Lewis, Patrick, Wang, Taylor, Stratton, Garrett and Gruger:

AN ACT Relating to foster care; amending section 2, chapter 172, Laws of 1967 as last amended by section 83, chapter 155, Laws of 1979 and RCW 74.15.020; adding new sections to chapter 74.15 RCW; creating a new section; and making an appropriation.

To Committee on Human Services

HOUSE BILL NO. 94, by Representatives Valle, Becker, Erickson and Garrett:

AN ACT Relating to pesticides; amending section 20, chapter 249, Laws of 1961 as last amended by section 3, chapter 92, Laws of 1979 and RCW 17.21.200; and adding a new section to chapter 17.21 RCW.

To Committee on Natural Resources and ENvironmental Affairs

HOUSE BILL NO. 95, by Representatives Garson, Kreidler and Maxie:

AN ACT Relating to state officers and employees; and amending section 43.01.040, chapter 8, Laws of 1965 as amended by section 1, chapter 13, Laws of 1965 ex. sess. and RCW 43.01.040.

To Committee on State Government

HOUSE BILL NO. 96, by Representatives Martinis, Dawson, Dickie, Scott, McGinnis, Bickham, King (R) and Struthers:

AN ACT Relating to commercial lending; and adding a new section to chapter 19.52 RCW.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 97, by Representatives Valle, North and Hine:

AN ACT Relating to port districts; and adding a new section to chapter 53.04 RCW.

To Committee on Local Government

HOUSE BILL NO. 98, by Representatives Sherman and Gallagher:

AN ACT Relating to motor freight carriers; amending section 3, chapter 59, Laws of 1963 as amended by section 2, chapter 115, Laws of 1973 and RCW 81.04.405; adding new sections to chapter 81.80 RCW; and prescribing penalties.

To Committee on Transportation

HOUSE BILL NO. 99, by Representatives Smith, Flanagan, Nisbet, Dickie, Barr, Sanders, Isaacson, Fancher, Clayton and Hastings:

AN ACT Relating to water rights; and amending section 16, chapter 233, Laws of 1967 as amended by section 5, chapter 216, Laws of 1979 ex. sess. and RCW 90.14.160.

To Committee on Agriculture

HOUSE BILL NO. 100, by Representatives Wang, Mitchell, Winsley, Eng, Salatino, Ellis, Maxie, Brown, Johnson, Pruitt, Tupper, Lux, Burns and Nelson (D):

AN ACT Relating to discrimination; adding a new section to chapter 49.60 RCW; and declaring an emergency.

To Committee on Ethics, Laws and Justice

HOUSE BILL NO. 101, by Committee on Ethics, Law and Justice and Representatives Ellis and Ehlers:

AN ACT Relating to administrative law judges; amending section 2, chapter 234, Laws of 1959 as amended by section 2, chapter 237, Laws of 1967 and RCW 34.04.020; amending section 12, chapter 237, Laws of 1967 and RCW 34.04.022; amending section 14, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 7, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.140; amending section 15.36.580, chapter 11, Laws of 1961 and RCW 15.36.580; amending section 8, chapter 256, Laws of 1961 and RCW 15.65.080; amending section 12, chapter 171, Laws of 1967 as amended by section 3, chapter 39, Laws of 1975 1st ex. sess. and RCW 18.26.120; amending section 15, chapter 57, Laws of 1970 ex. sess. as amended by section 6, chapter 243, Laws of 1977 ex. sess. and RCW 18.52.150; amending section 3, chapter 98, Laws of 1935 as last amended by section 2, chapter 90, Laws of 1979 and RCW 18.64.005; amending section 23, chapter 222, Laws of 1951 and RCW 18.85.251; amending section 4, chapter 71, Laws of 1941 as last amended by section 2, chapter 44, Laws of 1974 ex. sess. and RCW 18.92.030; amending section 14, chapter 71, Laws of 1941 as last amended by section 11, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.180; amending section 13, chapter 222, Laws of 1977 ex. sess. and RCW 19.09.265; amending section 5, chapter 114, Laws of 1975-'76 2nd ex. sess. as amended by section 1, chapter 7, Laws of 1977 ex. sess. and RCW 28A.58.455; amending section 12, chapter 57, Laws of 1971 ex. sess. as amended by section 6, chapter 46, Laws of 1973 1st ex. sess. and RCW 28B.19.120; amending section 8, chapter 284, Laws of 1969 ex. sess. and RCW 43.27A.200; amending section 4, chapter 91, Laws of 1975-'76 2nd ex. sess. and RCW 46.12.330; amending section 36, chapter 121, Laws of 1965 ex. sess. as last amended by section 61, chapter 136, Laws of 1979 ex. sess. and RCW 46.20.329; amending section 3, chapter 75, Laws of 1965 ex. sess. as amended by section 2, chapter 77, Laws of 1977 and RCW 47.52.135; amending section 17, chapter 270, Laws of 1955 as amended by section 18, chapter 37, Laws of 1957 and RCW 49.60.250; amending section 117, chapter 35, Laws of 1945 and RCW 50.32.010; amending section 27, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 66, Laws of 1974 ex. sess. and RCW 66.24.010; amending section 69.50.505, chapter 308, Laws of 1971 ex. sess. as amended by section 1, chapter 77, Laws of 1977 ex. sess. and RCW 69.50.505; amending section 6, chapter 127, Laws of 1967 ex. sess. as last amended by section 133, chapter 81, Laws of 1971 and RCW 71.02.413; amending section 74.08.070, chapter 26, Laws of 1959 as last amended by section 1, chapter 92, Laws of 1979 ex. sess. and RCW 74.08.070; amending section 80.01.060, chapter 14, Laws of 1961 and RCW 80.01.060; amending section 13, chapter 18, Laws of 1935 as last amended by section 12, chapter 337, Laws of 1977 ex. sess. and RCW 88.16.100; adding a new chapter to Title 34 RCW; making an appropriation; and declaring an emergency.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 102, by Committee on Transportation and Representatives Wilson and Gallagher (by Washington State Patrol request):

AN ACT Relating to motor vehicles; amending section 46.04.340, chapter 12, Laws of 1961 and RCW 46.04.340; amending section 46.37.005, chapter 12, Laws of 1961 as last amended by section 56, chapter 145, Laws of 1967 ex. sess. and RCW 46.37.005; amending section 46.37.050, chapter 12, Laws of 1961 as last amended by section 5, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.050; amending section 46.37.070, chapter 12, Laws of 1961 as last amended by section 7, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.070; amending section 46.37.090, chapter 12, Laws of 1961 as last amended by section 9, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.090; amending section 46.37.110, chapter 12, Laws of 1961 as amended by section 10, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.110; amending section 46.37.160, chapter 12, Laws of 1961 as last amended by section 14, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.160; amending section 46.37.190, chapter 12, Laws of 1961 as last amended by section 1, chapter 92, Laws of 1971 ex. sess. and RCW 46.37.190; amending section 16, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.196; amending section 46.37.280, chapter 12, Laws of 1961 as last amended by section 24, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.280; amending section 46.37.320, chapter 12, Laws of 1961 as amended by section 1, chapter 20, Laws of 1977 ex. sess. and by section 25, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.320; amending section 1, chapter 11, Laws of 1979 and RCW 46.37.340; amending section 22, chapter 154, Laws of 1963 and RCW 46.37.351; amending section 24, chapter 154, Laws of 1963 as amended by section 29, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.365; amending section 30, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.369; amending section 31, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.375; amending section 46.37.390, chapter 12, Laws of 1961 as last amended by section 33, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.390; amending section 3, chapter 77, Laws of 1971 as last amended by section 73, chapter 136, Laws of 1979 ex. sess. and RCW 46.37.425; amending section 46.37.430, chapter 12, Laws of 1961 as last amended by section 157, chapter 158, Laws of 1979 and RCW 46.37.430; amending section 49, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.527; amending section 53, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.539; adding a new section to chapter 46.04 RCW; and adding a new section to chapter 46.37 RCW.

To Committee on Transportation

HOUSE BILL NO. 103, by Committee on Transportation and Representatives Wilson, Garrett and Gallagher:

AN ACT Relating to transportation; making supplemental appropriations; and declaring an emergency.

To Committee on Transportation

HOUSE BILL NO. 104, by Committee on Appropriations—General Government:

AN ACT Relating to the department of natural resources; making an appropriation; and declaring an emergency.

To Committee on Appropriations – General Government

HOUSE BILL NO. 105, by Committee on Labor and Economic Development and Representatives Sanders, Patrick, Barrett, Hankins, Garrett, Scott and Monohon:

AN ACT Relating to the lease of port district property; and amending section 2, chapter 87, Laws of 1973 as amended by section 1, chapter 41, Laws of 1977 and RCW 53.08.085.

To Committee on Labor and Economic Development

HOUSE BILL NO. 106, by Committee on Transportation and Representative Wilson (by Department of Transportation request):

AN ACT Relating to the motor vehicle fund and the investment thereof; amending section 43.84.090, chapter 8, Laws of 1965 as last amended by section 1, chapter 123, Laws of 1975-'76 2nd ex. sess. and RCW 43.84.090; amending section 2, chapter 72, Laws of 1971 ex. sess. as last amended by section 1, chapter 17, Laws of 1977 and RCW 43.85.241; repealing section 43.84.095, chapter 8, Laws of 1965 and RCW 43.84.095; and declaring an emergency.

To Committee on Transportation

HOUSE BILL NO. 107, by Committee on Transportation and Representatives Wilson, Nelson (G), Garrett and Gallagher (by Department of Transportation request):

AN ACT Relating to motor vehicles; amending section 3, chapter 42, Laws of 1969 ex. sess. as amended by section 7, chapter 178, Laws of 1979 ex. sess. and RCW 46.52.102; amending section 1, chapter 111, Laws of 1971 ex. sess. as amended by section 18, chapter 178, Laws of 1979 ex. sess. and RCW 46.52.145; amending section 3, chapter 111, Laws of 1971 ex. sess. and RCW 46.52.160; adding a new section to chapter 46.61 RCW; prescribing penalties; and declaring an emergency.

To Committee on Transportation

HOUSE BILL NO. 108, by Committee on Transportation and Representatives Wilson, Monohon, Sanders, McCormick and Gallagher (by Department of Transportation request):

AN ACT Relating to highway beautification; and amending section 4, chapter 96, Laws of 1961 as last amended by section 1, chapter 69, Laws of 1979 and RCW 47.42.040.

To Committee on Transportation

HOUSE BILL NO. 109, by Committee on Transportation and Representative Wilson (by Department of Transportation request):

AN ACT Relating to the adoption of state traffic restrictions; and amending section 1, chapter 234, Laws of 1959 as amended by section 1, chapter 237, Laws of 1967 and RCW 34.04.010.

To Committee on Transportation

HOUSE BILL NO. 110, by Committee on Transportation and Representative Wilson (by Department of Transportation request):

AN ACT Relating to limited access facilities; amending section 2, chapter 75, Laws of 1965 ex. sess. and RCW 47.52.133; amending section 1, chapter 77, Laws of 1977 and RCW 47.52.145; and amending section 3, chapter 78, Laws of 1977 ex. sess. and RCW 47.52.210.

To Committee on Transportation

HOUSE BILL NO. 111, by Representatives Scott, Wilson, Heck, Tupper, Bender, Nelson (D), Lux, Granlund, Barrett, Maxie, Sanders, Stratton, Walk, Martinis and Erak:

AN ACT Relating to the investment of state funds; adding a new section to chapter 43.84 RCW; creating a new section; and declaring an emergency.

To Committee on Financial Institutions and Insurance

25.12.080; repealing section 25.12.090, chapter 15, Laws of 1955 and RCW 25.12.090; repealing section 25.12.100, chapter 15, Laws of 1955 and RCW 25.12.100; repealing section 25.98.010, chapter 15, Laws of 1955 and RCW 25.98.010; repealing section 25.98.020, chapter 15, Laws of 1955 and RCW 25.98.020; repealing section 25.98.030, chapter 15, Laws of 1955 and RCW 25.98.030; repealing section 25.98.040, chapter 15, Laws of 1955 and RCW 25.98.040; repealing section 25.98.050, chapter 15, Laws of 1955 and RCW 25.98.050; and providing effective dates.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 113, by Committee on Transportation and Representative Wilson:

AN ACT Relating to pilotage; and adding a new section to chapter 88.16 RCW.

To Committee on Transportation

HOUSE BILL NO. 114, by Committee on Transportation and Representatives Wilson and McCormick:

AN ACT Relating to trespassers on railway property; and amending section 81.44.020, chapter 14, Laws of 1961 as amended by section 1, chapter 46, Laws of 1977 ex. sess. and RCW 81.44.020.

To Committee on Ethics, Law and Justice

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

REPORT OF STANDING COMMITTEE

January 19, 1981

HOUSE BILL NO. 42, Prime Sponsor: Representative Tilly, prohibiting the use, possession, and delivery of drug paraphernalia. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendment:

On page 4, line 17 after "person" strike everything through "intent"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Passed to Committee on Rules for second reading.

STANDING COMMITTEE ASSIGNMENTS

The Speaker announced the following committee assignments:

Representative Lane replaces Representative Taller on Education, Human Services and Local Government;

Representative Nelson (G) replaces Representative Schmitten on Education;

Representative Chandler replaces Representative Schmitten on Financial Institutions and Insurance;

Representative Barr replaces Representative Wilson on Local Government;

Representative Rosbach replaces Representative Schmitten as Chairman of Natural Resources and Environmental Affairs;

Representative Ellis replaces Representative Schmitten on Appropriations - General Government.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, January 23, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

TWELFTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Friday, January 23, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Schmitt, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Jody Hutton and Patricia Smith. Prayer was offered by The Reverend George Smith of the Evergreen Christian Center of Olympia.

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

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 115, by Representatives Winsley, Teutsch, Brown, Isaacson, Tupper, Burns, Rust and Greengo:

AN ACT Relating to tuition and fees at institutions of higher education; and amending section 28B.15.600, chapter 223, Laws of 1969 ex. sess. as last amended by section 40, chapter 169, Laws of 1977 ex. sess. and RCW 28B.15.600.

To Committee on Higher Education

HOUSE BILL NO. 116, by Representatives Schmitt, Thompson, Rosbach, Owen and Mitchell (by Department of Game request):

AN ACT Relating to wildlife; amending section 77.12.170, chapter 36, Laws of 1955 as last amended by section 30, chapter 78, Laws of 1980 and RCW 77.12.170; amending section 3, chapter 97, Laws of 1965 ex. sess. as amended by section 37, chapter 78, Laws of 1980 and RCW 77.12.203; amending section 77.28.080, chapter 36, Laws of 1955 as amended by section 100, chapter 78, Laws of 1980 and RCW 77.12.590; amending section 77.28.090, chapter 36, Laws of 1955 as amended by section 101, chapter 78, Laws of 1980 and RCW 77.12.600; amending section 77.16.020, chapter 36, Laws of 1955 as last amended by section 70, chapter 78, Laws of 1980 and RCW 77.16.020; amending section 1, chapter 127, Laws of 1979 ex. sess. as amended by section 125, chapter 78, Laws of 1980 and RCW 77.16.310; amending section 1, chapter 44, Laws of 1980 and RCW 77.16.320; amending section 77.16.240, chapter 36, Laws of 1955 as amended by section 92, chapter 78, Laws of 1980 and RCW 77.21.010; amending section 77.32.010, chapter 36, Laws of 1955 as last amended by section 103, chapter 78, Laws of 1980 and RCW 77.32.010; amending section 77.32.020, chapter 36, Laws of 1955 as last amended by section 105, chapter 78, Laws of 1980 and RCW 77.32.020; amending section 77.32.050, chapter 36, Laws of 1955 as last amended by section 106, chapter 78, Laws of 1980 and RCW 77.32.050; amending section 77.32.060, chapter 36, Laws of 1955 as last amended by section 107, chapter 78, Laws of 1980 and RCW 77.32.060; amending section 77.32.070, chapter 36, Laws of 1955 as amended by section 108, chapter 78, Laws of 1980 and RCW 77.32.070; amending section 77.32.090, chapter 36, Laws of 1955 as amended by section 109, chapter 78, Laws of 1980 and RCW 77.32.090; amending section 20, chapter 15, Laws of 1975 1st ex. sess. as amended by section 110, chapter 78, Laws of 1980 and RCW 77.32.101; amending section 1, chapter 17, Laws of 1957 as amended by section 104, chapter 78, Laws of 1980 and RCW 77.32.155; amending section 27, chapter 15, Laws of 1975 1st ex. sess. as amended by section 112, chapter 78, Laws of 1980 and RCW 77.32.161; amending and reenacting section 28, chapter 15, Laws of 1975 1st ex. sess. as amended by section 2, chapter 24, Laws of 1980 and by section 113, chapter 78, Laws of 1980 and RCW 77.32.191; amending section 1, chapter 43, Laws of 1977 as amended by section 114, chapter 78, Laws of 1980 and RCW 77.32.197; amending section 30, chapter 15, Laws of 1975 1st ex. sess. as amended by section 115, chapter 78, Laws of 1980 and RCW 77.32.211; amending section 77.32.220, chapter 36, Laws of 1955 as amended by section 116, chapter 78, Laws of 1980 and RCW 77.32.220; amending section 77.32.230, chapter 36, Laws of 1955 as last amended by section 117, chapter 78, Laws of 1980 and RCW 77.32.230; amending section 77.32.240, chapter 36, Laws of 1955 as amended by section 119, chapter 78, Laws of 1980 and RCW 77.32.240; amending section 77.32.250, chapter 36, Laws of 1955 as amended by section 120, chapter 78, Laws of 1980 and RCW 77.32.250; amending section 32, chapter 15, Laws of 1975 1st ex. sess. as amended by section 121, chapter 78, Laws of 1980 and RCW 77.32.256; adding new section to chapter 78, Laws of 1980 and to chapter 77.32 RCW; prescribing penalties; providing expiration dates; providing effective dates; and declaring an emergency.

To Committee on Natural Resources and Environmental Affair

HOUSE BILL NO. 117, by Committee on Education and Representatives Cantu, Lane and Johnson:

AN ACT Relating to education; amending section 28A.01.020, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 286, Laws of 1977 ex. sess. and RCW 28A.01.020; amending section 28A.58.180, chapter 223, Laws of 1969 ex. sess. as amended by section 3, chapter 105, Laws of 1972 ex. sess. and RCW 28A.58.180; amending section 3, chapter 108, Laws of 1967 ex. sess. as last amended by section 15, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.030; amending section 3, chapter 288, Laws of 1975 1st ex. sess. and RCW 41.59.020; and creating a new section.

To Committee on Education

HOUSE BILL NO. 118, by Committee on Transportation and Representatives Wilson, Patrick and Clayton:

AN ACT Relating to warehousemen; amending section 7-204, chapter 157, Laws of 1965 ex. sess. and RCW 62A.7-204; amending section 81.08.010, chapter 14, Laws of 1961 as amended by section 3, chapter 105, Laws of 1965 ex. sess. and RCW 81.08.010; amending section 81.12.010, chapter 14, Laws of 1961 as last amended by section 4, chapter 210, Laws of 1969 ex. sess. and RCW 81.12.010; repealing section 81.92.010 through 81.92.100, chapter 14, Laws of 1961 and RCW 81.92.010 through 81.92.100; repealing section 81.92.110, chapter 14, Laws of 1961, section 1, chapter 13, Laws of 1972 ex. sess. and RCW 81.92.110; repealing section 81.92.120 through 81.92.140, chapter 14, Laws of 1961 and RCW 81.92.120 through 81.92.140; repealing section 81.92.150, chapter 14, Laws of 1961, section 39, chapter 199, Laws of 1969 ex. sess. and RCW 81.92.150; repealing section 81.92.160, chapter 14, Laws of 1961 and RCW 81.92.160; repealing section 81.94.010 through 81.94.050, chapter 14, Laws of 1961 and RCW 81.94.010 through 81.94.050; repealing section 81.94.060, chapter 14, Laws of 1961, section 118, chapter 154, Laws of 1973 1st ex. sess. and RCW 81.94.060; repealing section 81.94.070 through 81.94.110, chapter 14, Laws of 1961 and RCW 81.94.070 through 81.94.110; and repealing section 81.94.130, chapter 14, Laws of 1961 and RCW 81.94.130.

To Committee on Transportation

HOUSE BILL NO. 119, by Committee on Higher Education and Representatives Teutsch and Ellis:

AN ACT Relating to institutions of higher education; amending section 2, chapter 279, Laws of 1971 ex. sess. as last amended by section 14, chapter 151, Laws of 1979 and RCW 28B.15.031; amending section 1, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.060; amending section 7, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.070; amending section 8, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.075; amending section 28B.15.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.100; amending section 3, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.201; amending section 28B.15.220, chapter 223, Laws of 1969 ex. sess. and RCW 28B.15.220; amending section 4, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.401; amending section 28B.15.500, chapter 223, Laws of 1969 ex. sess. as last amended by section 5, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.500; amending section 6, chapter 14, Laws of 1979 as amended by section 11, chapter 226, Laws of 1979 ex. sess. and RCW 28B.50.140; creating new sections; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW.

To Committee on Higher Education

HOUSE BILL NO. 120, by Representatives Smith, Amen and Warnke (by Legislative Budget Committee request):

AN ACT Relating to probation counselors; repealing section 1, chapter 331, Laws of 1959, section 17, chapter 141, Laws of 1979 and RCW 13.07.010; repealing section 2, chapter 331, Laws of 1959, section 2, chapter 59, Laws of 1973 1st ex. sess. and RCW 13.07.020; repealing section 4, chapter 331, Laws of 1959, section 2, chapter 137, Laws of 1965 ex. sess., section 18, chapter 141, Laws of 1979 and RCW 13.07.030; repealing section 6, chapter 331, Laws of 1959 and RCW 13.07.040; repealing section 7, chapter 331, Laws of 1959, section 19, chapter 141, Laws of 1979 and RCW 13.07.050; repealing section 8, chapter 331, Laws of 1959, section 20, chapter 141, Laws of 1979 and RCW 13.07.060; and repealing section 3, chapter 137, Laws of 1965 ex. sess. and RCW 13.07.070.

To Committee on Institutions

HOUSE BILL NO. 121, by Committee on Higher Education and Representative Teutsch:

AN ACT Relating to institutions of higher education; amending section 28B.10.200, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 62, Laws of 1973 and RCW 28B.10.200; amending section 28B.10.210, chapter 223, Laws of 1969 ex. sess. and RCW 28B.10.210; amending section 28B.10.250, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 62, Laws of 1973 and RCW 28B.10.250; amending section 2, chapter 17, Laws of 1972 ex. sess. as amended by section 2, chapter 63, Laws of 1973 and RCW 28B.10.265; amending section 1, chapter 273, Laws of 1971 ex. sess. and RCW 28B.15.011; amending section 2, chapter 273, Laws of 1971 ex. sess. as amended by

section 1, chapter 149, Laws of 1972 ex. sess. and RCW 28B.15.012; amending section 4, chapter 273, Laws of 1971 ex. sess. and RCW 28B.15.014; amending section 29, chapter 261, Laws of 1969 ex. sess. as last amended by section 1, chapter 148, Laws of 1979 ex. sess. and RCW 28B.15.520; amending section 10, chapter 59, Laws of 1970 ex. sess. as amended by section 14, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.525; amending section 11, chapter 279, Laws of 1971 ex. sess. as amended by section 39, chapter 169, Laws of 1977 ex. sess. and RCW 28B.15.530; amending section 22, chapter 279, Laws of 1971 ex. sess. as last amended by section 1, chapter 83, Laws of 1979 ex. sess. and RCW 28B.15.620; amending section 1, chapter 262, Laws of 1979 ex. sess. as amended by section 1, chapter 62, Laws of 1980 and RCW 28B.15.740; amending section 4, chapter 262, Laws of 1979 ex. sess. and RCW 28B.15.744; repealing section 28B.10.215, chapter 223, Laws of 1969 ex. sess., section 1, chapter 68, Laws of 1974 ex. sess. and RCW 28B.10.215; repealing section 28B.10.220, chapter 223, Laws of 1969 ex. sess., section 2, chapter 68, Laws of 1974 ex. sess. and RCW 28B.10.220; repealing section 28B.10.255, chapter 223, Laws of 1969 ex. sess., section 3, chapter 68, Laws of 1974 ex. sess. and RCW 28B.10.255; repealing section 28B.10.260, chapter 223, Laws of 1969 ex. sess. and RCW 28B.10.260; repealing section 3, chapter 273, Laws of 1971 ex. sess., section 2, chapter 149, Laws of 1972 ex. sess., section 1, chapter 15, Laws of 1979 ex. sess. and RCW 28B.15.013; repealing section 28B.15.380, chapter 223, Laws of 1969 ex. sess., section 8, chapter 269, Laws of 1969 ex. sess., section 8, chapter 279, Laws of 1971 ex. sess., section 1, chapter 191, Laws of 1973 1st ex. sess., section 37, chapter 169, Laws of 1977 ex. sess., section 10, chapter 322, Laws of 1977 ex. sess., section 1, chapter 82, Laws of 1979 and RCW 28B.15.380; repealing section 9, chapter 59, Laws of 1970 ex. sess., section 13, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.523; repealing section 2, chapter 262, Laws of 1979 ex. sess. and RCW 28B.15.742; repealing section 59, chapter 169, Laws of 1977 ex. sess., section 12, chapter 322, Laws of 1977 ex. sess. and RCW 28B.35.361; and repealing section 9, chapter 269, Laws of 1969 ex. sess., section 16, chapter 279, Laws of 1971 ex. sess., section 3, chapter 191, Laws of 1973 1st ex. sess., section 78, chapter 169, Laws of 1977 ex. sess., section 11, chapter 322, Laws of 1977 ex. sess. and RCW 28B.40.361.

To Committee on Higher Education

HOUSE BILL NO. 122, by Committee on Education and Representatives James, Lane and Johnson:

AN ACT Relating to appeals from hearing decisions affecting the employment of certificated school employees; amending section 5, chapter 114, Laws of 1975-'76 2nd ex. sess. as amended by section 1, chapter 7, Laws of 1977 ex. sess. and RCW 28A.58.455; amending section 28A.58.460, chapter 223, Laws of 1969 ex. sess. as amended by section 14, chapter 34, Laws of 1969 ex. sess. and RCW 28A.58.460; amending section 28A.58.470, chapter 223, Laws of 1969 ex. sess. and RCW 28A.58.470; amending section 28A.58.480, chapter 223, Laws of 1969 ex. sess. as last amended by section 6, chapter 114, Laws of 1975-'76 2nd ex. sess. and RCW 28A.58.480; and amending section 28A.58.490, chapter 223, Laws of 1969 ex. sess. as last amended by section 7, chapter 114, Laws of 1975-'76 2nd ex. sess. and RCW 28A.58.490.

To Committee on Education

HOUSE BILL NO. 123, by Representatives Winsley, Brown, Greengo, Wang, Rust, McCormick, Garrett, Rinehart, Salatino, Becker, Erickson, Pruitt and Walk:

AN ACT Relating to sales and use taxation; amending section 49, chapter 37, Laws of 1980 as amended by section 3, chapter 86, Laws of 1980 and RCW 82.08.0284; and amending section 76, chapter 37, Laws of 1980 as amended by section 4, chapter 86, Laws of 1980 and RCW 82.12.0278.

To Committee on Revenue

HOUSE BILL NO. 124, by Representatives Winsley, Addison, Wang, King (J), Johnson, Granlund, McGinnis and Eberle:

AN ACT Relating to public employment; and adding a new section to chapter 41.04 RCW.

To Committee on State Government

HOUSE BILL NO. 125, by Representatives Wilson, Flanagan, Tilly, Bond, Dawson, Barr, James, Lundquist, Hastings, Mitchell, Isaacson, Hankins, Clayton, Schmidt, Smith and Eberle:

AN ACT Relating to shoreline management; amending section 27, chapter 286, Laws of 1971 ex. sess. and RCW 90.58.270; amending section 29, chapter 286, Laws of 1971 ex. sess. and RCW 90.58.290; and providing for a submission of this act to a vote of the people.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 126, by Representatives Wilson, Houchen, Greengo, Flanagan, Nelson (D), Bond, Granlund, Lewis, Dawson, Barnes, Hastings, Mitchell, Hankins, Isaacson, Clayton, Taylor, Smith, McGinnis, Ellis, Heck, Erickson, Grimm, Ehlers, Walk, Maxie and Garrett:

AN ACT Relating to taxation; and adding a new section to chapter 84.36 RCW.

To Committee on Revenue

HOUSE BILL NO. 127, by Committee on Natural Resources & Environmental Affairs and Representative Rosbach:

AN ACT Relating to the interagency committee for outdoor recreation; amending section 11, chapter 5, Laws of 1965 as last amended by section 125, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.99.110; repealing section 19, chapter 99, Laws of 1979 and RCW 43.131.185; and repealing section 61, chapter 99, Laws of 1979 and RCW 43.131.186.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 128, by Representatives Brown, Winsley, Becker, Tupper, Salatino, Patrick, Chandler, McGinnis, Owen, Stratton, Granlund, Grimm, Erickson, Wang, Hine, Galloway, Taylor, Wilson, Walk, Pruitt, Garrett, Brekke and Clayton:

AN ACT Relating to a bill of rights for crime victims and witnesses; and adding a new chapter to Title 7 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 129, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to civil procedure; and amending section 4, chapter 136, Laws of 1895 as last amended by section 5, chapter 94, Laws of 1980 and RCW 4.56.110.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 130, by Committee on Ethics, Law and Justice and Representatives Ellis and Salatino:

AN ACT Relating to notaries public; and amending section 3, page 473, Laws of 1890 as amended by section 1, chapter 85, Laws of 1975 1st ex. sess. and RCW 42.28.030.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 131, by Representative Rosbach:

AN ACT Relating to public lands; amending section 46, chapter 255, Laws of 1927 as last amended by section 2, chapter 123, Laws of 1971 ex. sess. and RCW 79.01.184; amending section 51, chapter 255, Laws of 1927 as last amended by section 3, chapter 54, Laws of 1979 and RCW 79.01.204; and amending section 33, chapter 255, Laws of 1927 as last amended by section 1, chapter 52, Laws of 1975 1st ex. sess. and RCW 79.01.132.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 132, by Committee on Ethics, Law and Justice and Representative Padden:

AN ACT Relating to arbitration; and adding a new section to chapter 7.04 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 133, by Representatives Brown, Winsley, Patrick, Owen, McGinnis, Granlund, Grimm, Stratton, Erickson, Wang, Addison, Galloway, Taylor, Smith, Johnson, Ehlers, Sanders, Bond, Bender, Ellis, Sherman, Garrett and Clayton:

AN ACT Relating to controlled substances; adding a new section to chapter 69.50 RCW; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 134, by Representatives Brown, Winsley, Granlund, Salatino, Patrick, Stratton, Erickson, Ellis and Garrett:

AN ACT Relating to juveniles; and adding a new chapter to Title 72 RCW.

To Committee on Institutions

HOUSE BILL NO. 135, by Committee on Natural Resources and Environmental Affairs and Representatives Rosbach and Sanders:

AN ACT Relating to forest protection; amending section 11, chapter 184, Laws of 1923 and RCW 76.04-.397; and prescribing penalties.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 136, by Representatives Lewis, Heck and Flanagan:

AN ACT Relating to interest rates where no rate is agreed to in writing between the parties; and amending section 1, chapter 80, Laws of 1899 and RCW 19.52.010.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 137, by Committee on Financial Institutions and Insurance and Representatives Dawson and Clayton:

AN ACT Relating to usury; amending section 2, chapter 80, Laws of 1899 as amended by section 4, chapter 23, Laws of 1967 ex. sess. and RCW 19.52.020; amending section 1, chapter 142, Laws of 1969 ex. sess. as last amended by section 1, chapter 180, Laws of 1975 1st ex. sess. and RCW 19.52.080; adding new sections to chapter 19.52 RCW; adding a new section to chapter 63.14 RCW; and declaring an emergency.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 138, by Representatives Williams, Thompson, Tupper, Grimm, Addison, McGinnis, Garson and Fiske:

AN ACT Relating to public retirement; amending section 31, chapter 80, Laws of 1947 as last amended by section 1, chapter 193, Laws of 1974 ex. sess. and RCW 41.32.310; amending section 1, chapter 80, Laws of 1947 as last amended by section 5, chapter 249, Laws of 1979 ex. sess. and RCW 41.32.010; adding a new section to chapter 41.32 RCW; and adding a new section to chapter 41.40 RCW.

To Committee on Appropriations - General Government

HOUSE BILL NO. 139, by Representatives Winsley, Brown, Ellis, Granlund, Galloway, Wang, Hine, Taylor, North, Bender, Lewis and Patrick:

AN ACT Relating to assault; amending section 9A.36.020, chapter 260, Laws of 1975 1st ex. sess. as last amended by section 9, chapter 244, Laws of 1979 ex. sess. and RCW 9A.36.020; amending section 9A.36.030, chapter 260, Laws of 1975 1st ex. sess. as amended by section 10, chapter 244, Laws of 1979 ex. sess. and RCW 9A.36.030; amending section 9A.36.040, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.36.040; amending section 3, chapter 167, Laws of 1971 ex. sess. and RCW 26.44-.080; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 140, by Representatives Winsley, Brown, Vander Stoep, Ellis, Taylor, Granlund, Stratton, Sanders, Bender, Patrick, Garrett and Clayton:

AN ACT Relating to controlled substances; amending section 69.50.406, chapter 308, Laws of 1971 ex. sess. and RCW 69.50.406; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 141, by Representatives Wilson, Martinis, Erak, Berleen, Bond, Flanagan, Scott, Dawson, Lundquist, Hastings, Hankins, James, Isaacson, Clayton, Smith, Nisbet and Patrick:

AN ACT Relating to juveniles; amending section 9A.76.010, chapter 260, Laws of 1975 1st ex. sess. as last amended by section 35, chapter 155, Laws of 1979 and RCW 9A.76.010; amending section 2, chapter 160, Laws of 1913 as last amended by section 6, chapter 128, Laws of 1980 and RCW 13.04.030; amending section 3, chapter 160, Laws of 1913 as last amended by section 6, chapter 155, Laws of 1979 and RCW 13.04.040; amending section 5, chapter 13, Laws of 1965 as last amended by section 51, chapter 291, Laws of 1977 ex. sess. and RCW 26.44.050; amending section 28A.27.070, chapter 223, Laws of 1969 ex. sess. as last amended by section 5, chapter 201, Laws of 1979 ex. sess. and RCW 28A.27.070; amending section 3, chapter 30, Laws of 1965 as last amended by section 76, chapter 155, Laws of 1979 and RCW 74.13.020; amending section 17, chapter 172, Laws of 1967 as last amended by section 22, chapter 165, Laws of 1979 ex. sess. and RCW 74.13.031; adding new sections to chapter 13.04 RCW; repealing section 1, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.005; repealing section 2, chapter 291, Laws of 1977 ex. sess., section 1, chapter 155, Laws of 1979 and RCW 13.04.011; repealing section 3, chapter 291, Laws of 1977 ex. sess., section 2, chapter 155, Laws of 1979 and RCW 13.04.021; repealing section 5, chapter 291, Laws of 1977 ex. sess., section 4, chapter 155, Laws of 1979 and RCW 13.04.033; repealing section 6, chapter 291, Laws of 1977 ex. sess., section 5, chapter 155, Laws of 1979 and RCW 13.04.035; repealing section 7, chapter 291,

Laws of 1977 ex. sess. and RCW 13.04.037; repealing section 9, chapter 291, Laws of 1977 ex. sess., section 6, chapter 165, Laws of 1979 ex. sess. and RCW 13.04.093; repealing section 29, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.010; repealing section 30, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.020; repealing section 31, chapter 291, Laws of 1977 ex. sess., section 37, chapter 155, Laws of 1979 and RCW 13.34.030; repealing section 5, chapter 160, Laws of 1913, section 32, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.040; repealing section 33, chapter 291, Laws of 1977 ex. sess., section 38, chapter 155, Laws of 1979 and RCW 13.34.050; repealing section 34, chapter 291, Laws of 1977 ex. sess., section 39, chapter 155, Laws of 1979 and RCW 13.34.060; repealing section 6, chapter 160, Laws of 1913, section 35, chapter 291, Laws of 1977 ex. sess., section 40, chapter 155, Laws of 1979 and RCW 13.34.070; repealing section 7, chapter 160, Laws of 1913, section 4, chapter 302, Laws of 1961, section 36, chapter 291, Laws of 1977 ex. sess., section 41, chapter 155, Laws of 1979 and RCW 13.34.080; repealing section 37, chapter 291, Laws of 1977 ex. sess., section 42, chapter 155, Laws of 1979 and RCW 13.34.090; repealing section 38, chapter 291, Laws of 1977 ex. sess., section 43, chapter 155, Laws of 1979 and RCW 13.34.100; repealing section 5, chapter 302, Laws of 1961, section 39, chapter 291, Laws of 1977 ex. sess., section 44, chapter 155, Laws of 1979 and RCW 13.34.110; repealing section 40, chapter 291, Laws of 1977 ex. sess., section 45, chapter 155, Laws of 1979 and RCW 13.34.120; repealing section 41, chapter 291, Laws of 1977 ex. sess., section 46, chapter 155, Laws of 1979 and RCW 13.34.130; repealing section 15, chapter 160, Laws of 1913, section 43, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.150; repealing section 8, chapter 160, Laws of 1913, section 7, chapter 302, Laws of 1961, section 1, chapter 138, Laws of 1969 ex. sess., section 44, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.160; repealing section 1, chapter 188, Laws of 1955, section 8, chapter 302, Laws of 1961, section 45, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.170; repealing section 46, chapter 291, Laws of 1977 ex. sess., section 47, chapter 155, Laws of 1979 and RCW 13.34.180; repealing section 47, chapter 291, Laws of 1977 ex. sess., section 48, chapter 155, Laws of 1979 and RCW 13.34.190; repealing section 48, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.200; repealing section 49, chapter 291, Laws of 1977 ex. sess., section 49, chapter 155, Laws of 1979 and RCW 13.34.210; repealing section 55, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.010; repealing section 56, chapter 291, Laws of 1977 ex. sess., section 54, chapter 155, Laws of 1979 and RCW 13.40.020; repealing section 57, chapter 291, Laws of 1977 ex. sess., section 55, chapter 155, Laws of 1979 and RCW 13.40.030; repealing section 58, chapter 291, Laws of 1977 ex. sess., section 57, chapter 155, Laws of 1979 and RCW 13.40.040; repealing section 59, chapter 291, Laws of 1977 ex. sess., section 58, chapter 155, Laws of 1979 and RCW 13.40.050; repealing section 60, chapter 291, Laws of 1977 ex. sess., section 59, chapter 155, Laws of 1979 and RCW 13.40.060; repealing section 61, chapter 291, Laws of 1977 ex. sess., section 60, chapter 155, Laws of 1979 and RCW 13.40.070; repealing section 62, chapter 291, Laws of 1977 ex. sess., section 61, chapter 155, Laws of 1979 and RCW 13.40.080; repealing section 63, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.090; repealing section 64, chapter 291, Laws of 1977 ex. sess., section 62, chapter 155, Laws of 1979 and RCW 13.40.100; repealing section 65, chapter 291, Laws of 1977 ex. sess., section 63, chapter 155, Laws of 1979 and RCW 13.40.110; repealing section 66, chapter 291, Laws of 1977 ex. sess., section 64, chapter 155, Laws of 1979 and RCW 13.40.120; repealing section 67, chapter 291, Laws of 1977 ex. sess., section 65, chapter 155, Laws of 1979 and RCW 13.40.130; repealing section 68, chapter 291, Laws of 1977 ex. sess., section 66, chapter 155, Laws of 1979 and RCW 13.40.140; repealing section 69, chapter 291, Laws of 1977 ex. sess., section 67, chapter 155, Laws of 1979 and RCW 13.40.150; repealing section 70, chapter 291, Laws of 1977 ex. sess., section 68, chapter 155, Laws of 1979 and RCW 13.40.160; repealing section 72, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.180; repealing section 73, chapter 291, Laws of 1977 ex. sess., section 69, chapter 155, Laws of 1979 and RCW 13.40.190; repealing section 74, chapter 291, Laws of 1977 ex. sess., section 70, chapter 155, Laws of 1979 and RCW 13.40.200; repealing section 75, chapter 291, Laws of 1977 ex. sess., section 71, chapter 155, Laws of 1979 and RCW 13.40.210; repealing section 76, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.220; repealing section 77, chapter 291, Laws of 1977 ex. sess., section 72, chapter 155, Laws of 1979 and RCW 13.40.230; repealing section 78, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.240; repealing section 1, chapter 170, Laws of 1975 1st ex. sess., section 73, chapter 155, Laws of 1979 and RCW 13.40.300; and prescribing penalties.

To Committee on Institutions

HOUSE BILL NO. 142, by Representatives Brown, Dawson, Grimm, McGinnis, Winsley, Granlund, Stratton, Erickson and Walk:

AN ACT Relating to juveniles; amending section 2, chapter 160, Laws of 1913 as last amended by section 6, chapter 128, Laws of 1980 and RCW 13.04.030; amending section 56, chapter 291, Laws of 1977 ex. sess. as amended by section 54, chapter 155, Laws of 1979 and RCW 13.40.020; amending section 57, chapter 291, Laws of 1977 ex. sess. as amended by section 55, chapter 155, Laws of 1979 and RCW 13.40.030; amending section 60, chapter 291, Laws of 1977 ex. sess. as amended by section 59, chapter 155, Laws of 1979 and RCW 13.40.060; amending section 61, chapter 291, Laws of 1977 ex. sess. as amended by section 60, chapter 155, Laws of 1979 and RCW 13.40.070; amending section 62, chapter 291, Laws of 1977 ex. sess. as amended by section 61, chapter 155, Laws of 1979 and RCW 13.40.080; amending section 66, chapter 291, Laws of 1977 ex. sess. as amended by section 64, chapter 155, Laws of 1979 and RCW 13.40.120; amending section 67, chapter 291, Laws of 1977 ex. sess. as amended by section 65, chapter 155, Laws of 1979 and RCW 13.40.130; amending section 68, chapter 291, Laws of 1977 ex. sess. as amended by section 66, chapter 155, Laws of 1979 and RCW 13.40.140; amending

section 69, chapter 291, Laws of 1977 ex. sess. as amended by section 67, chapter 155, Laws of 1979 and RCW 13.40.150; amending section 77, chapter 291, Laws of 1977 ex. sess. as amended by section 72, chapter 155, Laws of 1979 and RCW 13.40.230; amending section 1, chapter 170, Laws of 1975 1st ex. sess. as amended by section 73, chapter 155, Laws of 1979 and RCW 13.40.300; amending section 72.05.130, chapter 28, Laws of 1959 as last amended by section 8, chapter 217, Laws of 1979 ex. sess. and RCW 72.05.130; and adding new sections to chapter 13.40 RCW.

To Committee on Institutions

HOUSE BILL NO. 143, by Committee on Financial Institutions and Insurance and Representative Dawson:

AN ACT Relating to credit unions; amending section 3, chapter 23, Laws of 1957 as last amended by section 1, chapter 8, Laws of 1973 1st ex. sess. and RCW 31.12.020; amending section 4, chapter 23, Laws of 1957 and RCW 31.12.030; amending section 4, chapter 173, Laws of 1933 as last amended by section 1, chapter 41, Laws of 1980 and RCW 31.12.080; amending section 9, chapter 173, Laws of 1933 as last amended by section 3, chapter 41, Laws of 1980 and RCW 31.12.130; amending section 15, chapter 173, Laws of 1933 as last amended by section 4, chapter 41, Laws of 1980 and RCW 31.12.190; amending section 18, chapter 173, Laws of 1933 as last amended by section 5, chapter 41, Laws of 1980 and RCW 31.12.220; amending section 8, chapter 23, Laws of 1957 as last amended by section 9, chapter 8, Laws of 1973 1st ex. sess. and RCW 31.12.245; amending section 20, chapter 173, Laws of 1933 as last amended by section 5, chapter 222, Laws of 1975 1st ex. sess. and RCW 31.12.260; amending section 12, chapter 23, Laws of 1957 as last amended by section 7, chapter 41, Laws of 1980 and RCW 31.12.280; amending section 13, chapter 23, Laws of 1957 as last amended by section 13, chapter 8, Laws of 1973 1st ex. sess. and RCW 31.12.290; amending section 25, chapter 173, Laws of 1933 as last amended by section 8, chapter 222, Laws of 1975 1st ex. sess. and RCW 31.12.310; amending section 27, chapter 173, Laws of 1933 as last amended by section 14, chapter 180, Laws of 1967 and RCW 31.12.330; creating new sections; and declaring an emergency.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 144, by Representatives Dawson, Monohon, Bickham, Lux, Scott and Garrett (by Insurance Commissioner request):

AN ACT Relating to insurance; amending section 1, chapter 225, Laws of 1959 as amended by section 70, chapter 75, Laws of 1977 and RCW 48.02.180; amending section .03.06, chapter 79, Laws of 1947 as amended by section 1, chapter 35, Laws of 1979 ex. sess. and RCW 48.03.060; amending section .05.21, chapter 79, Laws of 1947 and RCW 48.05.210; amending section 3, chapter 150, Laws of 1967 and RCW 48.05.215; amending section .07.13, chapter 79, Laws of 1947 and RCW 48.07.130; amending section .14.01, chapter 79, Laws of 1947 as last amended by section 1, chapter 269, Laws of 1979 ex. sess. and RCW 48.14.010; amending section .15.07, chapter 79, Laws of 1947 as last amended by section 3, chapter 102, Laws of 1980 and RCW 48.15.070; amending section .17.12, chapter 79, Laws of 1947 as last amended by section 17, chapter 150, Laws of 1967 and RCW 48.17.120; amending section .17.13, chapter 79, Laws of 1947 as amended by section 18, chapter 150, Laws of 1967 and RCW 48.17.130; amending section .17.34, chapter 79, Laws of 1947 and RCW 48.17.340; amending section .32.17, chapter 79, Laws of 1947 as amended by section 22, chapter 195, Laws of 1963 and RCW 48.36.170; and repealing section .30.16, chapter 79, Laws of 1947 and RCW 48.30.160.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 145, by Representatives Rosbach, Fancher, Nisbet, Chamberlain, Fiske, Lundquist, Owen, North, Scott and Wilson:

AN ACT Relating to timber taxes; amending section 5, chapter 294, Laws of 1971 ex. sess. as last amended by section 3, chapter 187, Laws of 1974 ex. sess. and RCW 84.33.050; amending section 1, chapter 347, Laws of 1977 ex. sess. as amended by section 1, chapter 6, Laws of 1979 and RCW 84.33.071; amending section 6, chapter 134, Laws of 1980 and RCW 84.33.075; amending section 17, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.170; adding a new section to chapter 84.33 RCW; prescribing penalties; and providing an effective date.

To Committee on Revenue

HOUSE BILL NO. 146, by Representatives Addison, King (R), Nelson (G), Warnke and Thompson:

AN ACT Relating to steel preference; and adding a new chapter to Title 39 RCW.

To Committee on Labor and Economic Development

HOUSE BILL NO. 147, by Representatives Tupper, Mitchell, Patrick, Taylor and Smith:

AN ACT Relating to absentee voter lists; and amending section 1, chapter 61, Laws of 1973 1st ex. sess. and RCW 29.36.097.

To Committee on State Government

HOUSE BILL NO. 148, by Representatives Tupper, Nelson (D), Lux and Nisbet:

AN ACT Relating to age qualifications for certain purposes; adding a new section to chapter 49.60 RCW; and prescribing penalties.

To Committee on State Government

HOUSE BILL NO. 149, by Representatives Padden, Stratton, Van Dyken, Gallagher, North, Ellis and Bond:

AN ACT Relating to abortion; and adding a new section to chapter 9.02 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 150, by Committee on Natural Resources and Environmental Affairs and Representative Rosbach:

AN ACT Relating to the forest practices appeals board; adding a new section to chapter 76.09 RCW; repealing section 3, chapter 99, Laws of 1979 and RCW 43.131.153; repealing section 45, chapter 99, Laws of 1979 and RCW 43.131.154; and declaring an emergency.

To Committee on Natural Resources and Environmental Affairs

HOUSE JOINT RESOLUTION NO. 2, by Representatives Sherman and Lux:

Amending the Constitution to establish a unicameral legislature.

To Committee on State Government

MOTION

On motion of Mr. Nelson (G), all bills and the resolution listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MOTION

On motion of Mr. Nelson (G), HOUSE BILL NO. 114 was rereferred from Committee on Ethics, Law and Justice to Committee on Transportation.

REPORT OF STANDING COMMITTEE

January 22, 1981

HOUSE BILL NO. 104, Prime Sponsor: Committee on Appropriations - General Government, making an appropriation to the department of natural resources for reforestation. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Amen, Barnes, Ellis, Gruger, King (J), Maxie, McGinnis, Rosbach.

Not attending: Representatives Ehlers, Maxie and Thompson.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and House Bill No. 104 was advanced to second reading and placed at the top of the second reading calendar.

SECOND READING

HOUSE BILL NO. 104, by Committee on Appropriations - General Government and Representative Williams:

Making an appropriation to the department of natural resources for reforestation.

The bill was read the second time.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 104, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Schmitt.

House Bill No. 104, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), House Bill No. 104 was ordered transmitted immediately to the Senate.

HOUSE BILL NO. 42, by Representatives Tilly, Ellis, Winsley, Gallagher, Valle, Sherman, Patrick, Schmitt, Dawson, Brown, Van Dyken, Stratton, Bond, Taylor, Sanders and Cantu:

Prohibiting the use, possession, and delivery of drug paraphernalia.

The bill was read the second time.

POINT OF PERSONAL PRIVILEGE

Mr. Tilly: "Before we get into the debate on this bill which involves drug paraphernalia, I feel that I want to apologize to certain members whose names were mentioned in an article in the Tacoma News Tribune. After the hearing the other day on this bill, I was interviewed by several reporters and there was one inaccuracy I know of in the article saying that I was going to oppose the bill because of an amendment the committee had adopted. That is not correct. I intended to research to see what the effect of the amendment was. The more important statement does, I feel, impugn the motives of members and my question is really the amendment itself and what effect it would have on our children. I certainly do not want to do any harm to the members who propose amendments. I do still oppose them and will continue to do that."

POINT OF PERSONAL PRIVILEGE

Mr. Wang: "I just wanted to say this is not a matter which I take lightly. The transgression was a serious one, not only to me personally, but also to those members on both sides of the aisle who happen to support one or more of the amendments and, also, I think to all of us in the House who have agreed to abide by certain rules and certain standards. I appreciate the gentleman's remarks. A public apology on the House floor, especially from a veteran and a leader of the majority caucus to a freshman in the minority, is previously unprecedented. I appreciate that you have accepted responsibility for your actions. We may differ on issues but, from this time forward, we will do so at least out of mutual respect. I personally accept the apology and am willing to consider the matter closed."

Committee on Ethics, Law and Justice recommendation: Do pass as amended. (For amendment, see Journal, 10th Day, January 21, 1981.)

On motion of Mr. Ellis, the committee amendment was adopted.

Mr. Wang moved adoption of the following amendment:

On page 3, line 15 strike all of subsection (2) and renumber the remaining subsection consecutively.

Mr. Wang spoke in favor of the amendment, and Mr. Patrick spoke against it.

Mr. Struthers demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Wang to House Bill No. 42, and the amendment was not adopted by the following vote: Yeas, 19; nays, 78; not voting, 1.

Voting yea: Representatives Becker, Brekke, Burns, Eng, Gruger, Hine, King J., King R., Kreidler, Lux, Maxie, Nelson D., Owen, Pruitt, Rinehart, Rust, Salatino, Valle, Wang.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson,

Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nisbet, North, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Schmitten.

Mr. Wang moved adoption of the following amendment:

On page 5, line 2 strike all of subsection (4).

Mr. Wang spoke in favor of the amendment, and Mr. Tilly spoke against it.

Mr. Struthers demanded an electric roll call vote and the demand was sustained.

POINT OF INQUIRY

Mr. Tilly yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Tilly, in the list of drug paraphernalia, item number 5, it says, 'Scales and balances used, intended for use, or designed for use in weighing or measuring controlled substances...' My question is, are there special kinds of scales and balances that one could distinguish from other kinds of chemical scales and balances that chemists and pharmacists and other people involved in laboratory work generally use for weighing micro-amounts or moderate amounts of materials precisely, so that we would know that an advertisement of a balance is indeed for the purposes of legitimate chemical use and not for drug use? I say that as a technical person who reads a lot of technical journals and sees a lot of advertisements commonly in those journals for all kinds of weighing devices."

Mr. Tilly: "I wish I had your technical question in front of me to give you probably a more thorough answer, Representative Nelson. I think what we are really concerned with is that if this is used to promote the sale of and use of illegal drugs, it would be covered by this. For example, if there is an advertisement in High Times, which is probably the best known publication, I would say it would definitely fall under this prohibition."

Mr. Nelson (D) spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representative Wang to page 5, line 2 of House Bill No. 42, and the amendment was not adopted by the following vote: Yeas, 14; nays, 83; not voting, 1.

Voting yea: Representatives Berleen, Brekke, Burns, Gruger, King J., King R., Lux, Maxie, Nelson D., Rinehart, Rust, Salatino, Vander Stoep, Wang.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Schmitten.

House Bill No. 42 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE CONCURRENT RESOLUTION NO. 2, by Representatives Isaacson, Valle, Bond, Sherman and Sanders (by Joint Ad Hoc Committee on Science and Technology request):

Creating a 1981 Joint Ad Hoc Committee on Science and Technology.

The resolution was read the second time and passed to Committee on Rules for third reading.

RESOLUTIONS

HOUSE RESOLUTION NO. 81-4, by Representative Maxie:

WHEREAS, Recent census statistics demonstrate that Washington State has a rapidly growing population; and

WHEREAS, The increasing population of the state and the complexity of state government has produced a greater demand for constituent services from members of the House of Representatives; and

WHEREAS, The citizens of the state would be better served by their Representatives if each Representative were provided a full-time administrative aide to assist the member in representing the member's constituents and responding to their inquiries and concerns;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Rules Committee is hereby directed to allocate to each member sufficient funds to employ a full-time administrative assistant, secretary, legal aide, or other assistant at a salary of not less than fourteen thousand dollars per year.

Ms. Maxie moved adoption of the resolution.

Representatives Maxie, Rinehart, Grimm and Scott spoke in favor of the resolution, and Representatives Taylor, Lewis, Tilly and Isaacson spoke against it.

MOTION

Mr. Nelson (G) moved that House Resolution No. 81-4 be referred to Committee on Rules.

POINT OF INFORMATION

Mr. King (R): "Mr. Speaker, it takes a super majority to move a bill from Rules, but would it also take a super majority to put it into Rules?"

The Speaker: "Representative King, this is the same as any other motion, and does not require a super majority to move the bill to the Rules Committee."

POINT OF PARLIAMENTARY INQUIRY

Mr. Heck: "Is this the correct item of the agenda? Is it appropriate at this time? We're not at the order of business to be referring bills or measures to committee."

The Speaker: "Representative Heck, you can make a motion to refer a bill to Rules Committee at any time under any order of business."

The motion was carried.

POINT OF PERSONAL PRIVILEGE

Ms. Maxie: "I have to comment on the statement made by Representative Isaacson relative to my not utilizing the constituent service—"

The Speaker: "Representative Maxie, let's not open up debate in discussing what one member said about the debate. We're not debating the resolution again."

Ms. Maxie: "No, not debating the resolution, but to point out the fact is that I have utilized as many resources as I can humanly do in the Legislature and have recognized, also talked to, respective leadership, both Republican and Democrat with respect to this issue. This is the approach, in my estimation, that is the only recourse I have to call attention to the problem. I have utilized the constituent service, but the one thing that is very clear is that when I have utilized those services, I have often had to wait almost a month to get some kind of response. The other comment made here is that the very reason I am doing this is because the people in my area are hardest hit when it comes to budget cuts and I don't think it's fair to have those people not have some kind of support with their representatives. I do feel that the arguments that were used to move this resolution to Rules were not founded and they misunderstood what I was trying to do, but I'm pleased it's in Rules because at least it's not dead. I think the issue is going to grow because my constituents, as well as other constituents, are in support of this, Mr. Speaker."

HOUSE RESOLUTION NO. 81-6, by Representatives O'Brien, Polk, Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King (J), King (R), Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson (D), Nelson (G), Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Schmitten, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch,

Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson and Winsley.

WHEREAS, Dean R. Foster has served as Chief Clerk of the House of Representatives for three terms and one additional term as Co-Chief Clerk; and

WHEREAS, At the time of his election as Chief Clerk in 1973, he was the youngest Chief Clerk of a legislative body in the United States; and

WHEREAS, He began his service in the Washington State Legislature in 1959 and served four years as a bill clerk in the Washington State Senate; and

WHEREAS, Between service in the Washington State Legislature, Dean R. Foster served as a Captain in the U.S. Air Force as an intelligence officer and graduated from the University of Washington with a B.A. degree; and

WHEREAS, During his tenure as Chief Clerk, this House has inaugurated many procedural reforms which greatly increased the efficiency of the House of Representatives and increased opportunities for the people of the state of Washington to participate in the governmental process; and

WHEREAS, As a result of his administrative ability, his knowledge of parliamentary procedures and his innate ability for fairness in his conduct in the performance of his duties, won him the respect and admiration of Legislators from both political parties and of the employees of the House of Representatives;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That we hereby express our heartfelt appreciation to Dean R. Foster for his meritorious service to all those connected with the House of Representatives, past and present; and

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this Resolution be presented to Dean R. Foster.

Mr. O'Brien moved adoption of the resolution.

Representatives O'Brien, Heck, Amen, Grimm, Bond, Scott, Winsley and King (R) spoke in favor of the resolution, and it was adopted.

The Speaker instructed Sergeant At Arms Ross Young to escort Dean R. Foster to the rostrum.

The Speaker presented Mr. Foster with a plaque commending his service as Chief Clerk and Mr. Foster briefly addressed the House.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, January 26, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTEENTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Monday, January 26, 1981

The House was called to order at 9:30 a.m. by the Speaker.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 151, by Representatives Galloway, Teutsch, Erickson, Winsley, King (J), Wang and Brekke:

AN ACT Relating to assistance and compensation for crime victims; amending section 6, chapter 122, Laws of 1973 1st ex. sess. as last amended by section 4, chapter 302, Laws of 1977 ex. sess. and RCW 7.68.060; amending section 7, chapter 122, Laws of 1973 1st ex. sess. as last amended by section 5, chapter 302, Laws of 1977 ex. sess. and RCW 7.68.070; and amending section 11, chapter 219, Laws of 1979 ex. sess. and RCW 7.68.170.

To Committee on Human Services

HOUSE BILL NO. 152, by Representatives Barrett, Scott, Hankins, Garrett, Bond, Stratton, McCormick, Taylor, Padden, Wilson, McGinnis and Clayton:

AN ACT Relating to securities and investments; and amending section 24, chapter 68, Laws of 1979 ex. sess. and RCW 21.20.340.

To Committee on Labor and Economic Development

HOUSE BILL NO. 153, by Representatives Taylor, Valle, McDonald, Maxie, Ehlers and Pruitt:

AN ACT Relating to education in the common schools; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

To Committee on Education

HOUSE BILL NO. 154, by Representatives Addison, Brown, Salatino, Erak, Rust, Bond and Wang:

AN ACT Relating to retail sales taxes; and amending section 82.08.010, chapter 15, Laws of 1961 as last amended by section 18, chapter 149, Laws of 1967 ex. sess. and RCW 82.08.010.

To Committee on Revenue

HOUSE BILL NO. 155, by Representatives Salatino, Brown, Winsley, Gallagher, Pruitt and Garrett:

AN ACT Relating to property tax relief; amending section 1, chapter 182, Laws of 1974 ex. sess. as last amended by section 4, chapter 185, Laws of 1980 and RCW 84.36.381; amending section 3, chapter 182, Laws of 1974 ex. sess. as last amended by section 3, chapter 214, Laws of 1979 ex. sess. and RCW 84.36.385; and creating a new section.

To Committee on Revenue

HOUSE BILL NO. 156, by Representatives Erak, Wilson, Martinis, McCormick, Mitchell, McGinnis, Rosbach, Clayton, Wang, Rust, Granlund, Galloway, Addison, O'Brien, Scott, Gallagher and Brekke:

AN ACT Relating to public transportation services; amending section 35.58.240, chapter 7, Laws of 1965 as last amended by section 8, chapter 303, Laws of 1971 ex. sess. and RCW 35.58.240; amending section 35.92.060, chapter 7, Laws of 1965 and RCW 35.92.060; amending section 4, chapter 167, Laws of 1974 ex. sess. and RCW 36.57.040; and amending section 19, chapter 270, Laws of 1975 1st ex. sess. as amended by section 3, chapter 44, Laws of 1977 ex. sess. and RCW 36.57A.090.

To Committee on Transportation

HOUSE BILL NO. 157, by Representatives Addison, O'Brien, Sanders, Erak, Dickie, Isaacson, Johnson, McGinnis, Leonard, Bond and Taylor:

AN ACT Relating to public contracts; and adding a new chapter to Title 39 RCW.

To Committee on State Government

HOUSE BILL NO. 158, by Representatives King (J), Barnes, Chamberlain and Galloway:

AN ACT Relating to education; amending section 4, chapter 188, Laws of 1979 ex. sess. as amended by section 1, chapter 82, Laws of 1980 and RCW 28B.05.040; amending section 14, chapter 75, Laws of 1923 as last amended by section 13, chapter 158, Laws of 1979 and RCW 18.15.090; amending section 9, chapter 180, Laws of 1951 as last amended by section 13, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.210; creating new sections; adding a new section to chapter 18.15 RCW; and adding a new section to chapter 18.18 RCW.

To Committee on Higher Education

HOUSE BILL NO. 159, by Representatives Valle, Becker, Thompson, Rinehart, Nelson (D), Pruitt, Brekke, Owen, Martinis, North, Sherman, Gruger, Rust, Hine, Galloway, Granlund, Wang, Garrett and Heck:

AN ACT Relating to radioactive waste; creating the Washington radioactive waste storage compact commission; adding a new chapter to Title 70 RCW; and providing an expiration date.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 160, by Representatives Struthers, Kreidler, Galloway and Nelson (G):

AN ACT Relating to retail installment sales; amending section 4, chapter 236, Laws of 1963 as last amended by section 2, chapter 47, Laws of 1972 ex. sess. and RCW 63.14.040; amending section 12, chapter 236, Laws of 1963 as last amended by section 3, chapter 47, Laws of 1972 ex. sess. and RCW 63.14.120; amending section 13, chapter 236, Laws of 1963 as last amended by section 3, chapter 2, Laws of 1969 and RCW 63.14.130; adding new sections to chapter 19.52 RCW; and adding new sections to chapter 63.14 RCW.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 161, by Representative Erickson:

AN ACT Relating to television improvement districts; amending section 8, chapter 155, Laws of 1971 ex. sess. and RCW 36.95.080; amending section 10, chapter 155, Laws of 1971 ex. sess. as amended by section 1, chapter 11, Laws of 1975 and RCW 36.95.100; amending section 11, chapter 155, Laws of 1971 ex. sess. and RCW 36.95.110; and amending section 16, chapter 155, Laws of 1971 ex. sess. and RCW 36.95.160.

To Committee on Local Government

HOUSE BILL NO. 162, by Representatives Salatino, Winsley, Warnke, Owen and Maxie:

AN ACT Relating to business and occupation tax exemptions; amending section 82.04.300, chapter 15, Laws of 1961 as last amended by section 4, chapter 196, Laws of 1979 ex. sess. and RCW 82.04.300; and providing an effective date.

To Committee on Revenue

HOUSE BILL NO. 163, by Representatives Kreidler, Ellis and Wang:

AN ACT Relating to voting; amending section 29.51.200, chapter 9, Laws of 1965 as amended by section 17, chapter 101, Laws of 1965 ex. sess. and RCW 29.51.200; amending section 29.51.215, chapter 9, Laws of 1965 and RCW 29.51.215; and repealing section 29.51.210, chapter 9, Laws of 1965 and RCW 29.51.200.

To Committee on State Government

HOUSE BILL NO. 164, by Representatives Clayton and Wilson:

AN ACT Relating to labor; and amending section 10, chapter 37, Laws of 1957 as last amended by section 8, chapter 214, Laws of 1973 1st ex. sess. and RCW 49.60.190.

HOUSE BILL NO. 165, by Representatives Clayton, Sanders, Owen and Smith:

AN ACT Relating to unemployment compensation; amending section 73, chapter 35, Laws of 1945 as last amended by section 5, chapter 74, Laws of 1980 and RCW 50.20.050; amending section 11, chapter 2, Laws of 1970 ex. sess. as amended by section 6, chapter 228, Laws of 1975 1st ex. sess. and RCW 50.29.020; and amending section 22, chapter 3, Laws of 1971 as last amended by section 2, chapter 74, Laws of 1980 and RCW 50.44.050.

To Committee on Labor and Economic Development

HOUSE BILL NO. 166, by Representatives McDonald, Taylor, Chandler, Bond, Flanagan, Barr, Smith, Wilson, McGinnis, Struthers, Lundquist and Amen:

AN ACT Relating to school districts; amending section 3, chapter 10, Laws of 1972 ex. sess. as last amended by section 4, chapter 182, Laws of 1980 and RCW 28A.58.100; creating new sections; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; adding a new section to chapter 41.56 RCW; and adding a new section to chapter 41.59 RCW.

To Committee on Education

HOUSE BILL NO. 167, by Committee on Education and Representatives Taylor and Johnson:

AN ACT Relating to the basic education act; and amending section 3, chapter 359, Laws of 1977 ex. sess. as amended by section 1, chapter 250, Laws of 1979 ex. sess. and RCW 28A.58.754.

To Committee on Education

HOUSE BILL NO. 168, by Committee on Education and Representatives Taylor, Cantu, Johnson and James:

AN ACT Relating to education; amending section 14, chapter 244, Laws of 1969 ex. sess. as last amended by section 3, chapter 250, Laws of 1979 ex. sess. and RCW 28A.41.140; and amending section 3, chapter 288, Laws of 1975 1st ex. sess. and RCW 41.59.020.

To Committee on Education

HOUSE BILL NO. 169, by Committee on Human Services and Representative Mitchell (by Board of Pharmacy request):

AN ACT Relating to pharmacy; amending section 1, chapter 9, Laws of 1972 ex. sess. as amended by section 11, chapter 90, Laws of 1979 and RCW 18.64.080; amending section 69.50.210, chapter 308, Laws of 1971 ex. sess. as amended by section 4, chapter 138, Laws of 1980 and RCW 69.50.210; adding a new section to chapter 69.40 RCW; repealing section 15, chapter 121, Laws of 1899, section 8, chapter 213, Laws of 1909 and RCW 18.64.243; repealing section 256, chapter 249, Laws of 1909 and RCW 69.40.050; and prescribing a penalty.

To Committee on Human Services

HOUSE BILL NO. 170, by Committee on Local Government and Representative Isaacson:

AN ACT Relating to municipal tort liability; and adding a new section to chapter 4.96 RCW.

To Committee on Local Government

HOUSE BILL NO. 171, by Committee on Local Government and Representative Isaacson:

AN ACT Relating to electrical inspections; and amending section 3, chapter 325, Laws of 1959 as last amended by section 1, chapter 97, Laws of 1967 ex. sess. and RCW 19.28.360.

To Committee on Local Government

HOUSE BILL NO. 172, by Committee on Local Government and Representative Isaacson (by State Auditor request):

AN ACT Relating to the registration and signing of public utility district obligations; amending section 6, chapter 182, Laws of 1941 as amended by section 8, chapter 218, Laws of 1959 and RCW 54.24.070; and amending section 9, chapter 182, Laws of 1941 as amended by section 11, chapter 218, Laws of 1959 and RCW 54.24.100.

To Committee on Local Government

HOUSE BILL NO. 173, by Committee on Education and Representative Taylor:

AN ACT Relating to the state board of education and the supervision thereof of interscholastic activities associations or other voluntary nonprofit entities; amending section 1, chapter 32, Laws of 1975-'76 2nd ex. sess. and RCW 28A.58.125; creating new sections; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

To Committee on Education

HOUSE BILL NO. 174, by Committee on Labor and Economic Development and Representative Mitchell:

AN ACT Relating to businesses and occupations; amending section 1, chapter 38, Laws of 1917 as last amended by section 1, chapter 77, Laws of 1973 and RCW 18.22.010; amending section 13, chapter 52, Laws of 1957 as amended by section 2, chapter 77, Laws of 1973 and RCW 18.22.020; amending section 18, chapter 38, Laws of 1917 as amended by section 3, chapter 77, Laws of 1973 and RCW 18.22.030; amending section 6, chapter 38, Laws of 1917 as last amended by section 18, chapter 158,

Laws of 1979 and RCW 18.22.040; amending section 4, chapter 149, Laws of 1955 as amended by section 5, chapter 77, Laws of 1973 and RCW 18.22.050; amending section 14, chapter 52, Laws of 1957 as last amended by section 16, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.22.060; amending section 3, chapter 97, Laws of 1965 as last amended by section 17, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.22.081; amending section 6, chapter 149, Laws of 1955 as last amended by section 18, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.22.120; amending section 10, chapter 38, Laws of 1917 as last amended by section 17, chapter 77, Laws of 1973 and RCW 18.22.210; amending section 14, chapter 149, Laws of 1955 as amended by section 18, chapter 77, Laws of 1973 and RCW 18.22.215; amending section 12, chapter 149, Laws of 1955 as amended by section 19, chapter 77, Laws of 1973 and RCW 18.22.230; adding new sections to chapter 18.22 RCW; creating new sections; repealing section 5, chapter 149, Laws of 1955, section 7, chapter 77, Laws of 1973 and RCW 18.22.070; repealing section 8, chapter 149, Laws of 1955, section 12, chapter 77, Laws of 1973 and RCW 18.22.140; repealing section 9, chapter 149, Laws of 1955, section 13, chapter 77, Laws of 1973 and RCW 18.22.150; repealing section 17, chapter 52, Laws of 1957, section 14, chapter 77, Laws of 1973 and RCW 18.22.160; repealing section 15, chapter 38, Laws of 1917 and RCW 18.22.170; and repealing section 16, chapter 38, Laws of 1917, section 16, chapter 77, Laws of 1973 and RCW 18.22.200.

To Committee on Labor and Economic Development

HOUSE BILL NO. 175, by Committee on Revenue and Representatives Fancher, Bond, Scott, Martinis, Flanagan and Salatino:

AN ACT Relating to revenue and taxation; amending section 1, chapter 347, Laws of 1977 ex. sess. as amended by section 1, chapter 6, Laws of 1979 and RCW 84.33.071; amending section 5, chapter 294, Laws of 1971 ex. sess. as last amended by section 3, chapter 187, Laws of 1974 ex. sess. and RCW 84.33.050; amending section 9, chapter 294, Laws of 1971 ex. sess. as amended by section 3, chapter 148, Laws of 1972 ex. sess. and RCW 84.33.090; amending section 11, chapter 294, Laws of 1971 ex. sess. as amended by section 4, chapter 187, Laws of 1974 ex. sess. and RCW 84.33.110; amending section 14, chapter 187, Laws of 1974 ex. sess. and RCW 84.33.115; amending section 15, chapter 187, Laws of 1974 ex. sess. and RCW 84.33.116; amending section 12, chapter 294, Laws of 1971 ex. sess. as last amended by section 2, chapter 134, Laws of 1980 and RCW 84.33.120; amending section 13, chapter 294, Laws of 1971 ex. sess. as amended by section 6, chapter 187, Laws of 1974 ex. sess. and RCW 84.33.130; amending section 14, chapter 294, Laws of 1971 ex. sess. as last amended by section 3, chapter 134, Laws of 1980 and RCW 84.33.140; amending section 6, chapter 87, Laws of 1970 ex. sess. as amended by section 7, chapter 212, Laws of 1973 1st ex. sess. and RCW 84.34.060; amending section 82.32.010, chapter 15, Laws of 1961 and RCW 82.32.010; amending section 14, chapter 154, Laws of 1980 (uncodified); adding new sections to chapter 84.28 RCW; creating new sections; repealing section 10, chapter 187, Laws of 1974 ex. sess. and RCW 84.33.111; repealing section 16, chapter 187, Laws of 1974 ex. sess. and RCW 84.33.117; repealing section 15, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.150; repealing section 9, chapter 187, Laws of 1974 ex. sess., section 4, chapter 6, Laws of 1979 and RCW 84.33.200; providing an effective date; and declaring an emergency.

To Committee on Revenue

MOTION

On motion of Mr. Hastings, all bills listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

REPORT OF STANDING COMMITTEE

January 22, 1981

HOUSE BILL NO. 77, Prime Sponsor: Representative Addison, authorizing legislative review of agency rules by a joint select committee with power to suspend. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Dickie, Greengo, Hankins, Johnson, Lewis, McGinnis, O'Brien, Rust, Sprague.

MINORITY recommendation: Do not pass. Signed by Representative Ehlers.

Not signing report: Representatives Erak, Nelson (D), Rinehart.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Hastings, the House adjourned until 9:30 a.m., Wednesday, January 28, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SEVENTEENTH DAY

MORNING SESSION

—————

House Chamber, Olympia, Wash., Wednesday, January 28, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Salatino, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Margaret Schnauffer and Dave Peters. Prayer was offered by The Reverend Jim Symons of the Community for Christian Celebration of Olympia.

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

MESSAGE FROM THE SENATE

January 28, 1981

Mr. Speaker:

The Senate has passed:

HOUSE BILL NO. 104,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

APPOINTMENT OF REPRESENTATIVE

January 25, 1981

Honorable John Spellman, Governor
State of Washington
Olympia, Washington
Dear Governor Spellman:

This will confirm that the Boards of County Commissioners for Chelan, Douglas, Grant and Okanogan Counties met in Joint Session in East Wenatchee, Washington at 8:00 p.m. on Sunday, January 25, 1981 for the purpose of selecting a successor to the 12th District Legislative position formerly held by the Honorable Rollie Schmitten.

The Republican State Committee submitted the names of C. R. Dick Nickell, Richard T. Olson and Don Cannon for our consideration.

Following appropriate hearing, Mr. C. R. Dick Nickell was selected to fill the vacancy in the post of legislator for the Twelfth Legislative District.

Respectfully,

JAMES L. YOUNG, Chairman
Board Chelan County Commissioners
W.H. BILL FREDRICKSON, Chairman
Board Grant County Commissioners

EUGENE WEIMERSKIRCH, Chairman
Board Douglas County Commissioners
MELVIN E. KUHLMANN, Chairman
Board Okanogan County Commissioners

The Speaker appointed Representatives Schmitten and Tilly to escort Mr. Nickell to the rostrum.

Chief Justice Robert Brachtenbach issued the oath of office to Mr. Nickell. The Speaker instructed the escort committee to escort Representative Nickell to his seat on the floor of the House.

SIGNED BY THE SPEAKER

The Speaker announced that he was signing:

HOUSE BILL NO. 104.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 176, by Representatives Nelson (G), King (R), McGinnis, Greengo, Ehlers, Erickson, Walk, Addison and Hine:

AN ACT Relating to public contracts; adding a new chapter to Title 39 RCW; and providing an effective date.

To Committee on State Government

HOUSE BILL NO. 177, by Committee on State Government and Representative Addison:

AN ACT Relating to state government; amending section 3, chapter 157, Laws of 1951 as amended by section 1, chapter 21, Laws of 1969 and RCW 1.08.005; amending section 7, chapter 267, Laws of 1971 ex. sess. and RCW 2.10.070; amending section 1, chapter 185, Laws of 1943 as amended by section 1, chapter 42, Laws of 1971 and RCW 2.32.160; amending section 5, chapter 218, Laws of 1973 1st ex. sess. as amended by section 7, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 9.46.050; amending section 15.24.050, chapter 11, Laws of 1961 as last amended by section 12, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 15.24.050; amending section 10, chapter 129, Laws of 1969 as amended by section 13, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 15.26.100; amending section 15.28.090, chapter 11, Laws of 1961 as last amended by section 14, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 15.28.090; amending section 15.44.038, chapter 11, Laws of 1961 as last amended by section 15, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 15.44.038; amending section 27, chapter 256, Laws of 1961 as amended by section 19, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 15.65.270; amending section 15.66.130, chapter 11, Laws of 1961 as last amended by section 20, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 15.66.130; amending section 8, chapter 61, Laws of 1961 as last amended by section 21, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 15.76.170; amending section 6, chapter 133, Laws of 1969 as amended by section 22, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 16.67.070; amending section 7, chapter 226, Laws of 1949 as amended by section 25, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.04.080; amending section 3, chapter 323, Laws of 1959 as amended by section 27, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.08.120; amending section 11, chapter 101, Laws of 1957 as last amended by section 28, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.15.055; amending section 5, chapter 101, Laws of 1957 as last amended by section 29, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.15.140; amending section 2, chapter 168, Laws of 1953 as last amended by section 30, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.18.104; amending section 14, chapter 3, Laws of 1965 ex. sess. as last amended by section 9, chapter 75, Laws of 1977 and RCW 18.18.251; amending section 2, chapter 53, Laws of 1959 as last amended by section 32, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.25.017; amending section 2, chapter 46, Laws of 1980 and RCW 18.26.070; amending section 3, chapter 93, Laws of 1953 as last amended by section 3, chapter 38, Laws of 1979 and RCW 18.32.050; amending section 10, chapter 5, Laws of 1977 ex. sess. and RCW 18.32.600; amending section 15, chapter 106, Laws of 1973 1st ex. sess. as amended by section 35, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.35.150; amending section 9, chapter 93, Laws of 1977 ex. sess. and RCW 18.39.175; amending section 3, chapter 283, Laws of 1947 as amended by section 37, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.43.030; amending section 11, chapter 117, Laws of 1951 as last amended by section 65, chapter 211, Laws of 1979 ex. sess. and RCW 18.51.100; amending section 6, chapter 57, Laws of 1970 ex. sess. as last amended by section 45, chapter 158, Laws of 1979 and RCW 18.52.060; amending section 13, chapter 25, Laws of 1963 as last amended by section 39, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.54.130; amending section 2, chapter 117, Laws of 1979 and RCW 18.57.003; amending section 2, chapter 98, Laws of 1935 as last amended by section 1, chapter 90, Laws of 1979 and RCW 18.64.003; amending section 2, chapter 284, Laws of 1961 as last amended by section 52, chapter 158, Laws of 1979 and RCW 18.71.015; amending section 10, chapter 202, Laws of 1955 as last amended by section 3, chapter 111, Laws of 1979 ex. sess. and RCW 18.72.100; amending section 2, chapter 239, Laws of 1949 as last amended by section 62, chapter 158, Laws of 1979 and RCW 18.74.020; amending section 4, chapter 222, Laws of 1949 as last amended by section 45, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.78.040; amending section 21, chapter 70, Laws of 1965 as last amended by section 48, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.83.051; amending section 14, chapter 252, Laws of 1941 as last amended by section 49, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.85.080; amending section 8, chapter 202, Laws of 1949 as last amended by section 12, chapter 75, Laws of 1977 and RCW 18.88.080; amending section 2, chapter 200, Laws of 1959 as last amended by section 52, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.90.020; amending section 13, chapter 124, Laws of 1907 as last amended by section 53, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.92.040; amending section 5, chapter 158, Laws of 1969 ex. sess. as amended by section 54, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.96.050; amending section 2, chapter 280, Laws of 1975 1st ex. sess. as amended by section 57, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW

18.108.020; amending section 22, chapter 253, Laws of 1971 ex. sess. as amended by section 58, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 19.16.310; amending section 7, chapter 96, Laws of 1974 ex. sess. as amended by section 59, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 19.27.070; amending section 5, chapter 207, Laws of 1963 as last amended by section 60, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 19.28.065; amending section 2, chapter 188, Laws of 1974 ex. sess. as last amended by section 1, chapter 79, Laws of 1977 ex. sess. and RCW 19.28.123; amending section 20, chapter 228, Laws of 1969 ex. sess. as amended by section 9, chapter 51, Laws of 1977 ex. sess. and RCW 19.31.200; amending section 59, chapter 282, Laws of 1959 as amended by section 65, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 21.20.590; amending section 1, chapter 5, Laws of 1941 as last amended by section 66, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 27.04.020; amending section 11, chapter 119, Laws of 1935 as amended by section 12, chapter 106, Laws of 1973 and RCW 27.08.010; amending section 28A.04.110, chapter 223, Laws of 1969 ex. sess. as last amended by section 67, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 28A.04.110; amending section 28A.92.050, chapter 223, Laws of 1969 ex. sess. as amended by section 71, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 28A.92.050; amending section 2, chapter 14, Laws of 1979 and RCW 28B.10.525; amending section 6, chapter 36, Laws of 1969 ex. sess. as amended by section 73, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 28B.16.060; amending section 28B.50.050, chapter 223, Laws of 1969 ex. sess. as last amended by section 74, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 28B.50.050; amending section 12, chapter 277, Laws of 1969 ex. sess. as amended by section 77, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 28B.80.110; amending section 8, chapter 174, Laws of 1975 1st ex. sess. as amended by section 79, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 28C.04.070; amending section 52, chapter 283, Laws of 1969 ex. sess. as amended by section 76, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 28C.04.300; amending section 2, chapter 136, Laws of 1977 ex. sess. as last amended by section 2, chapter 120, Laws of 1980 and RCW 41.05.025; amending section 2, chapter 6, Laws of 1977 and RCW 41.06.110; amending section 4, chapter 263, Laws of 1955 as last amended by section 87, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 41.24.270; amending section 6, chapter 209, Laws of 1969 ex. sess. as last amended to section 3, chapter 44, Laws of 1975-'76 2nd ex. sess. and RCW 41.26.060; amending section 6, chapter 80, Laws of 1947 as amended by section 89; chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 41.32.060; amending section 5, chapter 274, Laws of 1947 as amended by section 90, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 41.40.050; amending section 2, chapter 5, Laws of 1975-'76 2nd ex. sess. as last amended by section 2, chapter 146, Laws of 1979 ex. sess. and RCW 41.58.015; amending section 35, chapter 1, Laws of 1973 as last amended by section 8, chapter 112, Laws of 1975-'76 2nd ex. sess. and RCW 42.17.350; amending section 1, chapter 79, Laws of 1979 and RCW 43.06.300; amending section 43.20.030, chapter 8, Laws of 1965 as amended by section 11, chapter 18, Laws of 1970 ex. sess. and RCW 43.20.030; amending section 18, chapter 62, Laws of 1970 ex. sess. as amended by section 100, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.21A.180; amending section 6, chapter 44, Laws of 1970 ex. sess. as last amended by section 104, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.22.475; amending section 43.24.060, chapter 8, Laws of 1965 as last amended by section 98, chapter 158, Laws of 1979 and RCW 43.24.060; amending section 43.24.110, chapter 8, Laws of 1965 as last amended by section 101, chapter 158, Laws of 1979 and RCW 43.24.110; amending section 2, chapter 117, Laws of 1972 ex. sess. as amended by section 111, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.31A.020; amending section 7, chapter 103, Laws of 1973 1st ex. sess. as last amended by section 1, chapter 119, Laws of 1979 and RCW 43.33.050; amending section 43.46.040, chapter 8, Laws of 1965 and RCW 43.46.040; amending section 43.51.020, chapter 8, Laws of 1965 as last amended by section 116, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.51.020; amending section 43.57.020, chapter 8, Laws of 1965 as last amended by section 119, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.57.020; amending section 2, chapter 243, Laws of 1967 and RCW 43.94.020; amending section 43.97.020, chapter 8, Laws of 1965 as amended by section 1, chapter 48, Laws of 1975 1st ex. sess. and RCW 43.97.020; amending section 5, chapter 48, Laws of 1975 1st ex. sess. as amended by section 124, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.97.060; amending section 11, chapter 5, Laws of 1965 as last amended by section 125, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.99.110; amending section 5, chapter 219, Laws of 1973 1st ex. sess. as amended by section 128, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.105.032; amending section 4, chapter 140, Laws of 1974 ex. sess. as amended by section 131, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.117.040; amending section 5, chapter 150, Laws of 1967 ex. sess. as last amended by section 159, chapter 151, Laws of 1979 and RCW 44.60.050; amending section 3, chapter 51, Laws of 1979 ex. sess. and RCW 46.82.300; amending section 6, chapter 151, Laws of 1977 ex. sess. and RCW 47.01.061; amending section 1, chapter 231, Laws of 1941 as last amended by section 1, chapter 37, Laws of 1979 ex. sess. and RCW 49.04.010; amending section 4, chapter 270, Laws of 1955 as amended by section 145, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 49.60.070; amending section 1, chapter 9, Laws of 1977 and RCW 67.08.003; amending section 2, chapter 233, Laws of 1969 ex. sess. as amended by section 155, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 67.16.017; amending section 33, chapter 290, Laws of 1953 as amended by section 156, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 68.05.060; amending section 5, chapter 136, Laws of 1979 and RCW 69.51.050; amending section 3, chapter 147, Laws of 1974 ex. sess. as amended by section 157, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 70.37.030; amending section 6, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.050; amending section 2, chapter 32, Laws of 1951 as amended by section 159, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 70.79.020; amending section 7, chapter 139, Laws of 1973 as amended by section 161,

chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 70.95B.070; amending section 13, chapter 49, Laws of 1974 ex. sess. as amended by section 163, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 70.106.130; amending section 72.60.060, chapter 28, Laws of 1959 as amended by section 169, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 72.60.060; amending section 2, chapter 40, Laws of 1977 ex. sess. and RCW 74.16.410; amending section 3, chapter 137, Laws of 1974 ex. sess. as last amended by section 173, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 76.09.030; amending section 22, chapter 137, Laws of 1974 ex. sess. as last amended by section 5, chapter 47, Laws of 1979 ex. sess. and RCW 76.09.220; amending section 77.04.060, chapter 36, Laws of 1955 as last amended by section 6, chapter 78, Laws of 1980 and RCW 77.04.060; amending section 2, chapter 18, Laws of 1935 as last amended by section 3, chapter 337, Laws of 1977 ex. sess. and RCW 88.16.020; amending section 4, chapter 304, Laws of 1955 as last amended by section 179, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 89.08.040; amending section 17, chapter 286, Laws of 1971 ex. sess. as amended by section 6, chapter 47, Laws of 1979 ex. sess. and RCW 90.58.170; adding new sections to chapter 42.04 RCW; and creating new sections.

To Committee on State Government

HOUSE BILL NO. 178, by Committee on State Government and Representatives Garson and Kreidler:

AN ACT Relating to the Washington center for the performing arts; and amending section 1, chapter 260, Laws of 1979 ex. sess. and RCW 43.31.956.

To Committee on State Government

HOUSE BILL NO. 179, by Committee on Human Services and Representatives Mitchell, Winsley, Houchen, Brekke, Wang, Patrick, Rinehart and Brown:

AN ACT Relating to the prevention of child abuse and neglect; amending section 36.18.010, chapter 4, Laws of 1963 as last amended by section 1, chapter 56, Laws of 1977 ex. sess. and RCW 36.18.010; amending section 1, chapter 38, Laws of 1973 as last amended by section 1, chapter 70, Laws of 1980 and RCW 36.18.020; amending section 43.20.090, chapter 8, Laws of 1965 as last amended by section 1, chapter 52, Laws of 1979 ex. sess. and RCW 43.20A.630; adding a new chapter to Title 43 RCW; providing an effective date; and providing an expiration date.

To Committee on Human Services

HOUSE BILL NO. 180, by Representatives Smith and Flanagan:

AN ACT Relating to quasi municipal corporations; amending section 1, chapter 193, Laws of 1969 ex. sess. as last amended by section 1, chapter 95, Laws of 1977 ex. sess. and RCW 39.58.010; and amending section 2, chapter 276, Laws of 1961 as last amended by section 1, chapter 83, Laws of 1979 and RCW 87.03.440.

To Committee on Agriculture

HOUSE BILL NO. 181, by Representatives Smith and Flanagan:

AN ACT Relating to irrigation districts; and adding a new section to chapter 87.80 RCW.

To Committee on Agriculture

HOUSE BILL NO. 182, by Representatives Sherman and Patrick:

AN ACT Relating to motor vehicles; and amending section 46.56.135, chapter 12, Laws of 1961 as last amended by section 22, chapter 307, Laws of 1971 ex. sess. and RCW 46.61.655.

To Committee on Transportation

HOUSE BILL NO. 183, by Committee on State Government and Representatives Garson and Kreidler:

AN ACT Relating to state heritage and development; establishing a commission; describing its powers and duties; adding a new chapter to Title 27 RCW; providing an expiration date; and making an appropriation.

To Committee on State Government

HOUSE BILL NO. 184, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to bankruptcy; and adding a new section to chapter 6.04 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 185, by Committee on Local Government and Representatives Berleen, Isaacson and Sanders:

AN ACT Relating to cities; and amending section 3, chapter 56, Laws of 1975 1st ex. sess. and RCW 35.22.640.

To Committee on Local Government

HOUSE BILL NO. 186, by Committee on Education and Representative Taylor (by Superintendent of Public Instruction request):

AN ACT Relating to the state board of education; amending section 28A.04.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.04.020; amending section 28A.04.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.04.050; amending section 28A.04.060, chapter 223, Laws of 1969 ex. sess. as last amended by section 5, chapter 179, Laws of 1980 and RCW 28A.04.060; creating new sections; repealing section 2, chapter 179, Laws of 1980 and RCW 28A.04.025; and repealing section 3, chapter 179, Laws of 1980 and RCW 28A.04.063.

To Committee on Education

HOUSE BILL NO. 187, by Committee on Natural Resources and Environmental Affairs and Representative Garson:

AN ACT Relating to natural resources; amending section 2, chapter 44, Laws of 1961 and RCW 79.38.020; amending section 3, chapter 44, Laws of 1961 and RCW 79.38.030; amending section 5, chapter 44, Laws of 1961 and RCW 79.38.050; amending section 6, chapter 44, Laws of 1961 and RCW 79.38.060; and adding a new section to chapter 76.12 RCW.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 188, by Committee on Education and Representative Taylor (by Superintendent of Public Instruction request):

AN ACT Relating to education; amending section 28A.59.150, chapter 223, Laws of 1969 ex. sess. as last amended by section 118, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.59.150; amending section 1, chapter 111, Laws of 1973 as amended by section 21, chapter 43, Laws of 1975 and RCW 28A.60.328; and creating a new section.

To Committee on Education

HOUSE BILL NO. 189, by Committee on Education and Representative Taylor:

AN ACT Relating to the administering of oral medication to students; amending section 19, chapter 192, Laws of 1909 as last amended by section 5, chapter 171, Laws of 1975 1st ex. sess. and RCW 18.71-.030; creating new sections; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.31 RCW.

To Committee on Education

HOUSE BILL NO. 190, by Committee on Local Government and Representative Isaacson (by State Auditor request):

AN ACT Relating to budgets of cities and towns; and amending section 1, chapter 95, Laws of 1969 ex. sess. and RCW 35.33.011.

To Committee on Local Government

HOUSE BILL NO. 191, by Committee on Local Government and Representative Isaacson (by State Auditor request):

AN ACT Relating to the transfer of moneys between funds of a unit of local government; and adding a new section to chapter 39.58 RCW.

To Committee on Local Government

HOUSE BILL NO. 192, by Committee on Revenue and Representatives Rinehart, Van Dyken, Berleen, Stratton, Eng, Lux, Nelson (D), Wang and Ellis:

AN ACT Relating to property tax delinquencies; amending section 35, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.100; amending section 84.56.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 196, Laws of 1974 ex. sess. and RCW 84.56.020; amending section 84.64.050, chapter 15, Laws of 1961 as amended by section 2, chapter 84, Laws of 1972 ex. sess. and RCW 84.64.050; amending section 84.64.200, chapter 15, Laws of 1961 and RCW 84.64.200; and amending section 84.64.270, chapter 15, Laws of 1961 as amended by section 5, chapter 23, Laws of 1965 ex. sess. and RCW 84.64.270.

To Committee on Revenue

HOUSE BILL NO. 193, by Representatives Williams, Chandler, McDonald, Bond and Sanders:

AN ACT Relating to gambling; amending section 1, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 1, chapter 259, Laws of 1975 1st ex. sess. and RCW 9.46.010; reenacting and amending section 2, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 1, chapter 76, Laws of 1977 ex. sess. and by section 1, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.020; reenacting and amending section 3, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 2, chapter 165, Laws of 1977 ex. sess. and by section 2, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.030; reenacting and amending section 7, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 2, chapter 76, Laws of 1977 ex. sess. and by section 3, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.070; amending section 11, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 1, chapter 198, Laws of 1977 ex. sess. and RCW 9.46.110; and creating a new section.

To Committee on Labor and Economic Development

HOUSE BILL NO. 194, by Representatives Sanders, Eng, Chandler, Nisbet, Salatino, Bickham and Isaacson:

AN ACT Relating to mutual savings banks; amending section 32.04.060, chapter 13, Laws of 1955 as amended by section 1, chapter 171, Laws of 1977 ex. sess. and RCW 32.04.060; amending section 32.08.140, chapter 13, Laws of 1955 as last amended by section 1, chapter 104, Laws of 1977 ex. sess. and RCW 32.08.140; amending section 32.08.150, chapter 13, Laws of 1955 as last amended by section 1, chapter 51, Laws of 1979 and RCW 32.08.150; amending section 32.20.280, chapter 13, Laws of 1955 as last amended by section 6, chapter 31, Laws of 1973 1st ex. sess. and RCW 32.20.280; amending section 15, chapter 55, Laws of 1969 and RCW 32.20.285; amending section 16, chapter 176, Laws of 1963 and RCW 32.20.380; amending section 18, chapter 176, Laws of 1963 as last amended by section 6, chapter 104, Laws of 1977 ex. sess. and RCW 32.20.400; amending section 19, chapter 176, Laws of 1963 as last amended by section 7, chapter 104, Laws of 1977 ex. sess. and RCW 32.20.410; amending section 2, chapter 31, Laws of 1973 1st ex. sess. as amended by section 9, chapter 104, Laws of 1977 ex. sess. and RCW 32.20.460; adding new sections to chapter 13, Laws of 1955 and to chapters 32.08 and 32.20 RCW; repealing section 15, chapter 176, Laws of 1963 and RCW 32.20.235; repealing section 32.20.250, chapter 13, Laws of 1955, section 5, chapter 80, Laws of 1955, section 4, chapter 41, Laws of 1959, section 4, chapter 80, Laws of 1961, section 7, chapter 176, Laws of 1963, section 6, chapter 145, Laws of 1967, section 6, chapter 55, Laws of 1969, section 3, chapter 104, Laws of 1977 ex. sess. and RCW 32.20.250; repealing section 16, chapter 55, Laws of 1969, section 8, chapter 222, Laws of 1971 ex. sess., section 4, chapter 104, Laws of 1977 ex. sess. and RCW 32.20.255; repealing section 32.20.260, chapter 13, Laws of 1955, section 5, chapter 80, Laws of 1961, section 8, chapter 176, Laws of 1963 and RCW 32.20.260; repealing section 32.20.270, chapter 13, Laws of 1955, section 5, chapter 41, Laws of 1959, section 6, chapter 80, Laws of 1961, section 9, chapter 176, Laws of 1963, section 7, chapter 145, Laws of 1967, section 5, chapter 222, Laws of 1971 ex. sess. and RCW 32.20.270; repealing section 32.20.275, chapter 13, Laws of 1955, section 7, chapter 80, Laws of 1961 and RCW 32.20.275; repealing section 11, chapter 145, Laws of 1967, section 11, chapter 55, Laws of 1969, section 8, chapter 104, Laws of 1977 ex. sess. and RCW 32.20.420; and repealing section 5, chapter 31, Laws of 1973 1st ex. sess. and RCW 32.20.490.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 195, by Representatives Hastings, Struthers and Lane:

AN ACT Relating to voter registration; amending section 2, chapter 21, Laws of 1973 1st ex. sess. and RCW 29.07.065; amending section 29.07.070, chapter 9, Laws of 1965 as last amended by section 3, chapter 21, Laws of 1973 1st ex. sess. and RCW 29.07.070; amending section 29.07.080, chapter 9, Laws of 1965 as last amended by section 4, chapter 21, Laws of 1973 1st ex. sess. and RCW 29.07.080; amending section 23, chapter 202, Laws of 1971 ex. sess. and RCW 29.07.115; and providing an effective date.

To Committee on State Government

HOUSE BILL NO. 196, by Representatives Ellis, Taylor, Nelson (G), Tilly, Hastings, James, Lewis, McCormick, Lane, Gallagher, Vander Stoep, Barnes, Johnson, Warnke, Heck, Barr, Eberle, Bond and Grimm:

AN ACT Relating to education; amending section 2, chapter 92, Laws of 1974 ex. sess. as last amended by section 9, chapter 359, Laws of 1977 ex. sess. and RCW 28A.02.201; amending section 6, chapter 215, Laws of 1971 ex. sess. as amended by section 4, chapter 92, Laws of 1974 ex. sess. and RCW 28A.02.230; amending section 2, chapter 10, Laws of 1972 ex. sess. as last amended by section 1, chapter 59, Laws of 1980 and RCW 28A.27.010; creating new sections; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapters 28A.01 and 28A.02 RCW.

To Committee on Education

HOUSE BILL NO. 197, by Committee on Human Services and Representatives Mitchell, Ellis and Rinehart:

AN ACT Relating to child welfare services; and amending section 17, chapter 172, Laws of 1967 as last amended by section 22, chapter 165, Laws of 1979 ex. sess. and RCW 74.13.031.

To Committee on Human Services

HOUSE BILL NO. 198, by Representatives Amen and Smith:

AN ACT Relating to irrigation districts; and amending section 17, page 681, Laws of 1889-90 as last amended by section 10, chapter 129, Laws of 1921 and RCW 87.03.215.

To Committee on Agriculture

HOUSE BILL NO. 199, by Committee on Financial Institutions and Insurance and Representative McGinnis:

AN ACT Relating to industrial loan companies; and adding a new section to chapter 31.04 RCW.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 200, by Committee on Financial Institutions and Insurance and Representative MCGinnis:

AN ACT Relating to financial institutions; and adding a new chapter to Title 30 RCW.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 201, by Committee on Financial Institutions and Insurance and Representative McGinnis:

AN ACT Relating to retail installment sales; adding a new section to chapter 63.14 RCW; and declaring an emergency.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 202, by Committee on Financial Institutions and Insurance and Representative McGinnis:

AN ACT Relating to consumer finance companies; amending section 2, chapter 208, Laws of 1941 as last amended by section 1, chapter 150, Laws of 1977 ex. sess. and RCW 31.08.020; amending section 12, chapter 208, Laws of 1941 as last amended by section 7, chapter 150, Laws of 1977 ex. sess. and RCW 31.08.150; amending section 13, chapter 208, Laws of 1941 as last amended by section 3, chapter 18, Laws of 1979 and RCW 31.08.160; amending section 14, chapter 208, Laws of 1941 as amended by section 6, chapter 212, Laws of 1959 and RCW 31.08.170; amending section 10, chapter 212, Laws of 1959 as amended by section 9, chapter 150, Laws of 1977 ex. sess. and RCW 31.08.173; amending section 15, chapter 208, Laws of 1941 as last amended by section 10, chapter 150, Laws of 1977 ex. sess. and RCW 31.08.180; amending section 16, chapter 208, Laws of 1941 as last amended by section 11, chapter 150, Laws of 1977 ex. sess. and RCW 31.08.190; and amending section 17, chapter 208, Laws of 1941 as last amended by section 12, chapter 150, Laws of 1977 ex. sess. and RCW 31.08.200.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 203, by Committee on Appropriations - General Government and Representative Williams (by Office of Financial Management request):

AN ACT Relating to fire protection; adding a new section to chapter 35.21 RCW; repealing section 1, chapter 102, Laws of 1979 ex. sess. and RCW 35.21.775; and providing an effective date.

To Committee on Appropriations - General Government

HOUSE BILL NO. 204, by Committee on Transportation and Representative Wilson (by Department of Licensing request):

AN ACT Relating to hulk haulers, vehicle repairmen, rebuilders, restorers, wreckers, and scrap processors; amending section 46.52.090, chapter 12, Laws of 1961 as amended by section 59, chapter 32, Laws of 1967 and RCW 46.52.090; amending section 1, chapter 110, Laws of 1971 ex. sess. as amended by section 190, chapter 158, Laws of 1979 and RCW 46.79.010; amending section 2, chapter 110, Laws of 1971 ex. sess. as amended by section 191, chapter 158, Laws of 1979 and RCW 46.79.020; amending section 5, chapter 110, Laws of 1971 ex. sess. and RCW 46.79.050; amending section 7, chapter 110, Laws of 1971 ex. sess. and RCW 46.79.070; amending section 9, chapter 110, Laws of 1971 ex. sess. and RCW 46.79.090; amending section 11, chapter 110, Laws of 1971 ex. sess. and RCW 46.79.110; amending section 46.80.150, chapter 12, Laws of 1961 as last amended by section 10, chapter 253, Laws of 1977 ex. sess. and RCW 46.80.150; adding a new section to chapter 46.79 RCW; defining crimes; and prescribing penalties.

To Committee on Transportation

HOUSE BILL NO. 205, by Committee on Transportation and Representative Wilson (by Department of Licensing request):

AN ACT Relating to licensing equipment account; adding a new section to chapter 46.16 RCW; and adding a new section to chapter 46.68 RCW.

To Committee on Transportation

HOUSE BILL NO. 206, by Representative Chandler:

AN ACT Relating to state agencies; adopting a supplemental budget; making supplemental appropriations and authorizing expenditures; making other appropriations; amending section 52, chapter 270, Laws of 1979 ex. sess. (uncodified); amending section 1, chapter 167, Laws of 1980 (uncodified); amending section 53, chapter 270, Laws of 1979 ex. sess. as amended by section 8, chapter 167, Laws of 1980 (uncodified); amending section 54, chapter 270, Laws of 1979 ex. sess. as amended by section 9, chapter 167, Laws of 1980 (uncodified); amending section 55, chapter 270, Laws of 1979 ex. sess. (uncodified); amending section 56, chapter 270, Laws of 1979 ex. sess. (uncodified); amending section 58, chapter 270, Laws of 1979 ex. sess. as amended by section 10, chapter 167, Laws of 1980 (uncodified); amending section 59, chapter 270, Laws of 1979 ex. sess. as amended by section 11, chapter 167, Laws of 1980 (uncodified); amending section 60, chapter 270, Laws of 1979 ex. sess. (uncodified); amending section 61, chapter 270, Laws of 1979 ex. sess. (uncodified); amending section 62, chapter 270, Laws of 1979 ex. sess. (uncodified); amending section 19, chapter 261, Laws of 1980 (uncodified); amending section 63, chapter 270, Laws of 1979 ex. sess. (uncodified); amending section 64, chapter 270, Laws of 1979 ex. sess. (uncodified); amending and reenacting section 65, chapter 270, Laws of 1979 ex. sess. as amended by section 1, chapter 158, Laws of 1980 and by section 12, chapter 167, Laws of 1980 (uncodified); amending section 173, chapter 270, Laws of 1979 ex. sess. (uncodified); amending section 38, chapter 270, Laws of 1979 ex. sess. (uncodified); and declaring an emergency.

To Committee on Ways and Means

HOUSE BILL NO. 207, by Committee on Revenue and Representative Greengo:

AN ACT Relating to insurance premiums taxation; amending section .14.06, chapter 79, Laws of 1947 and RCW 48.14.060; adding a new section to chapter 48.14 RCW; and declaring an emergency.

To Committee on Revenue

HOUSE BILL NO. 208, by Committee on Revenue and Representative Greengo:

AN ACT Relating to excise taxation; amending section 82.32.090, chapter 15, Laws of 1961 as last amended by section 1, chapter 179, Laws of 1971 ex. sess. and RCW 82.32.090; adding a new section to chapter 82.32 RCW; repealing section 82.04.490, chapter 15, Laws of 1961, section 45, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.04.490; repealing section 82.08.070, chapter 15, Laws of 1961, section 8, chapter 293, Laws of 1961, section 8, chapter 299, Laws of 1971 ex. sess. and RCW 82.08-.070; repealing section 82.12.050, chapter 15, Laws of 1961, section 53, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.12.050; repealing section 82.16.070, chapter 15, Laws of 1961, section 14, chapter 293, Laws of 1961, section 56, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.16.070; providing an effective date; and declaring an emergency.

To Committee on Revenue

HOUSE BILL NO. 209, by Committee on Revenue and Representative Greengo:

AN ACT Relating to state funds; amending section 28A.40.100, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 6, Laws of 1980 and RCW 28A.40.100; amending section 2, chapter 178, Laws of 1961 and RCW 79.64.020; amending section 8, chapter 294, Laws of 1971 ex. sess. as last amended by section 3, chapter 6, Laws of 1979 and RCW 84.33.080; adding a new section to chapter 84.33 RCW; creating new sections; repealing section 1, chapter 70, Laws of 1975-'76 2nd ex. sess. and RCW 82.32.095; providing effective dates; and declaring an emergency.

To Committee on Revenue

HOUSE JOINT RESOLUTION NO. 3, by Committee on Ethics, Law and Justice and Representatives Ellis, Bickham, Padden, Patrick, Pruitt, Gruger and Becker:

Authorizing additional court commissioners.

To Committee on Ethics, Law and Justice

MOTIONS

Mr. Nelson (G) moved that all bills listed on today's agenda under the fourth order of business be considered first reading and be passed to the committees designated.

Mr. Heck moved that Mr. Nelson's motion be amended and House Bill No. 206 be referred concurrently to Committee on Appropriations – Education; Committee on Appropriations – Human Services; Committee on Appropriations – General Government and Committee on Revenue.

Mr. Heck spoke in favor of the motion.

POINT OF ORDER

Mr. Nelson (G): "I don't believe the person is now addressing the motion that was made on the rereferral at all. He's straying completely into some domain that has nothing to do with the motion."

The Speaker: "The Speaker has been very lenient since the Speaker did notice there was nothing contained in Representative Heck's remarks that were addressing the motion before the House. Representative Heck, could you address the motion you have placed."

Mr. Heck continued his remarks in favor of the motion to amend Mr. Nelson's motion.

Representatives Nelson (G) and Chandler spoke against the motion, and Representatives King (R), O'brien and Becker spoke in favor of it.

Mr. Nelson (G) demanded the previous question and the demand was sustained.

Mr. King (R) demanded an electric roll vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion by Representative Heck that Representative Nelson's motion be amended and House Bill No. 206 be referred concurrently to the Appropriations Committees and the Revenue Committee, and the motion was lost by the following vote: Yeas, 41; nays, 55; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Nickell, Salatino.

The motion by Representative Nelson (G) to refer the bills was carried.

On motion of Mr. Nelson (G), HOUSE BILL NO. 164 was referred to Committee on Labor and Economic Development.

On motion of Mr. Nelson (G), HOUSE BILL NO. 138 was rereferred from Committee on Financial Institutions to Committee on Appropriations – General Government.

REPORTS OF STANDING COMMITTEES

January 26, 1981

HOUSE BILL NO. 51, Prime Sponsor: Representative Schmitt, prohibiting installation of urea-formaldehyde based foam insulation in residential structures. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representative Lundquist.

Passed to Committee on Rules for second reading.

January 27, 1981

HOUSE BILL No. 103, Prime Sponsor: Committee on Transportation, making an appropriation for the Urban Arterial Board. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Bender, Burns, Cantu, Chamberlain, Eberle, Erak, Gallagher, Garrett, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Garson, Martinis, Sprague.

Passed to Committee on Rules for second reading.

January 26, 1981

HOUSE BILL NO. 105, Prime Sponsor: Committee on Labor and Economic Development, permitting the port commission to waive the rent security requirement. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Not signing report: Representative Flanagan.

Not attending: Representatives Barr, Lux.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, January 30, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

NINETEENTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Friday, January 30, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Maura Hartaugh and Andy Ruark. Prayer was offered by The Reverend Paul McCann of the United Churches of Olympia.

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

MESSAGE FROM THE SENATE

January 30, 1981

Mr. Speaker:

The President has signed:

HOUSE BILL NO. 104,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 210, by Representatives Thompson, Greengo, Clayton, Bickham, Williams and Galloway:

AN ACT Relating to property tax relief; amending section 3, chapter 196, Laws of 1974 ex. sess. as amended by section 2, chapter 120, Laws of 1975 1st ex. sess. and RCW 84.70.010; amending section 4, chapter 196, Laws of 1974 ex. sess. as last amended by section 1, chapter 200, Laws of 1977 ex. sess. and RCW 84.70.020; and amending section 36.21.080, chapter 4, Laws of 1963 as last amended by section 1, chapter 120, Laws of 1975 1st ex. sess. and RCW 36.21.080.

To Committee on Revenue

HOUSE BILL NO. 211, by Representatives Tupper, Patrick, Isaacson, Chandler, Erickson, Lundquist, Johnson, Williams, Nisbet, Prince, Tilly, Nelson (G), Wang and Houchen:

AN ACT Relating to state government; amending section 1, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.010; amending section 8, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.080; amending section 13, chapter 234, Laws of 1969 ex. sess. as amended by section 1, chapter 137, Laws of 1973 and RCW 42.18.130; amending section 15, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.150; amending section 16, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.160; amending section 17, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.170; amending section 18, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.180; amending section 19, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.190; amending section 20, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.200; amending section 22, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.220; amending section 23, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.230; amending section 24, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.240; amending section 25, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.250; amending section 28, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.280; amending section 29, chapter 234, Laws of 1969 ex. sess. as amended by section 2, chapter 137, Laws of 1973 and RCW 42.18.290; amending section 31, chapter 234, Laws of 1969 ex. sess. and RCW 42.18.310; adding new sections to chapter 42.18 RCW; defining crimes; and providing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 212, by Representatives Greengo, Rinehart, Chandler, Galloway, Flanagan, Bickham, Bond, Nisbet, Granlund, Rust, Warnke, Becker, Teutsch, Taylor, Thompson, King (R), Struthers, O'Brien, Burns, Patrick, Johnson, Padden, Houchen, Nelson (D) and Brekke:

AN ACT Relating to excise taxation; adding new sections to chapter 82.04 RCW; adding a new section to chapter 82.08 RCW; and adding a new section to chapter 82.12 RCW.

To Committee on Revenue

HOUSE BILL NO. 213, by Representatives Thompson, Barrett, Isaacson, Teutsch and Sanders:

AN ACT Relating to the Open Public Meetings Act; amending section 2, chapter 250, Laws of 1971 ex. sess. and RCW 42.30.020; and amending section 11, chapter 250, Laws of 1971 ex. sess. as last amended by section 1, chapter 42, Laws of 1979 and RCW 42.30.110.

To Committee on State Government

HOUSE BILL NO. 214, by Representatives Greengo, Rinehart, Chandler, Galloway, Bickham, Bond, Nisbet, Granlund, Rust, Warnke, Becker, Sanders, Teutsch, Taylor, Thompson, King (R), Struthers, O'Brien, Burns, Patrick, Johnson, Padden, Nelson (D) and Brekke:

AN ACT Relating to property taxes; amending section 84.36.060, chapter 15, Laws of 1961 as amended by section 5, chapter 40, Laws of 1973 2nd ex. sess. and RCW 84.36.060; creating a new section; and declaring an emergency.

To Committee on Revenue

HOUSE BILL NO. 215, by Representatives Garrett, Martinis and McDonald:

AN ACT Relating to state investments; amending section 3, chapter 104, Laws of 1965 ex. sess. as amended by section 5, chapter 103, Laws of 1973 1st ex. sess. and RCW 43.84.031; amending section 43.84.080, chapter 8, Laws of 1965 as last amended by section 1, chapter 154, Laws of 1979 ex. sess. and RCW 43.84.080; amending section 43.84.140, chapter 8, Laws of 1965 and RCW 43.84.140; amending section 2, chapter 17, Laws of 1975-'76 2nd ex. sess. as last amended by section 3, chapter 119, Laws of 1979 and RCW 43.84.150; amending section 14, chapter 103, Laws of 1973 1st ex. sess. and RCW 43.84.170; amending section 8, chapter 267, Laws of 1971 ex. sess. as amended by section 1, chapter 103, Laws of 1973 1st ex. sess. and RCW 2.10.080; amending section 8, chapter 229, Laws of 1937 as amended by section 1, chapter 221, Laws of 1955 and RCW 2.12.070; amending section 43.33.030, chapter 8, Laws of 1965 and RCW 43.33.030; amending section 10, chapter 251, Laws of 1977 ex. sess. and RCW 43.33.130; amending section 3, chapter 261, Laws of 1945 as last amended by section 1, chapter 170, Laws of 1973 1st ex. sess. and RCW 41.24.030; amending section 6, chapter 209, Laws of 1969 ex. sess. as last amended by section 3, chapter 44, Laws of 1975-'76 2nd ex. sess. and RCW 41.26.060; amending section 7, chapter 209, Laws of 1969 ex. sess. as last amended by section 2, chapter 103, Laws of 1973 1st ex. sess. and RCW 41.26.070; amending section 15, chapter 103, Laws of 1973 1st ex. sess. and RCW 41.32.207; amending section 16, chapter 103, Laws of 1973 1st ex. sess. and RCW 41.40.072; amending section 2, chapter 91, Laws of 1959 and RCW 41.40.075; amending section 9, chapter 274, Laws of 1947 as last amended by section 4, chapter 128, Laws of 1969 and RCW 41.40.080; amending section 7, chapter 105, Laws of 1975-'76 2nd ex. sess. as amended by section 1, chapter 251, Laws of 1977 ex. sess. and RCW 41.50.050; amending section 10, chapter 105, Laws of 1975-'76 2nd ex. sess. as amended by section 2, chapter 251, Laws of 1977 ex. sess. and RCW 41.50.080; amending section 5, chapter 10, Laws of 1965 as amended by section 11, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.31.300; amending section 43.43.170, chapter 8, Laws of 1965 as amended by section 2, chapter 12, Laws of 1969 and RCW 43.43.170; amending section 43.43.175, chapter 8, Laws of 1965 and RCW 43.43.175; amending section 4, chapter 281, Laws of 1961 as amended by section 3, chapter 197, Laws of 1969 ex. sess. and RCW 47.12.210; amending section 47.58.070, chapter 13, Laws of 1961 and RCW 47.58.070; amending section 47.60.100, chapter 13, Laws of 1961 and RCW 47.60.100; amending section 51.44.100, chapter 23, Laws of 1961 as last amended by section 6, chapter 103, Laws of 1973 1st ex. sess. and RCW 51.44.100; amending section 7, chapter 217, Laws of 1945 and RCW 73.12.060; amending section 2, chapter 207, Laws of 1975 1st ex. sess. as amended by section 51, chapter 78, Laws of 1980 and RCW 77.12.323; adding a new chapter to Title 43 RCW; creating new sections; repealing section 43.33.020, chapter 8, Laws of 1965 and RCW 43.33.020; repealing section 43.33.025, chapter 8, Laws of 1965 and RCW 43.33.025; repealing section 7, chapter 103, Laws of 1973 1st ex. sess., section 112, chapter 34, Laws of 1975-'76 2nd ex. sess., section 3, chapter 251, Laws of 1977 ex. sess., section 1, chapter 119, Laws of 1979 and RCW 43.33.050; repealing section 8, chapter 103, Laws of 1973 1st ex. sess. and RCW 43.33.060; repealing section 9, chapter 103, Laws of 1973 1st ex. sess., section 26, chapter 105, Laws of 1975-'76 2nd ex. sess., section 4, chapter 251, Laws of 1977 ex. sess. and RCW 43.33.070; repealing section 10, chapter 103, Laws of 1973 1st ex. sess. and RCW 43.33.080; repealing section 11, chapter 103, Laws of 1973 1st ex. sess. and RCW 43.33.090; repealing section 6, chapter 251, Laws of 1977 ex. sess., section 2, chapter 119, Laws of 1979 and RCW 43.33.110; repealing section 11, chapter 251, Laws of 1977 ex. sess. and RCW 43.33.120; making an appropriation; and providing effective dates.

To Committee on State Government

HOUSE BILL No. 216, by Representatives Wilson, Schmidt, Houchen, Nisbet, McCormick, Smith, Fiske, Clayton and Lundquist:

AN ACT Relating to the ferry system; amending section 5, chapter 39, Laws of 1970 ex. sess. as last amended by section 55, chapter 151, Laws of 1979 and RCW 41.05.050; amending section 2, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.020; adding new sections to chapter 41.06 RCW; adding a

new section to chapter 47.60 RCW; repealing section 29, chapter 1, Laws of 1961 and RCW 41.06-.290; repealing section 47.64.005, chapter 13, Laws of 1961 and RCW 47.64.005; repealing section 47.64.010, chapter 13, Laws of 1961, section 33, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.010; repealing section 47.64.030, chapter 13, Laws of 1961, section 34, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.030; repealing section 47.64.040, chapter 13, Laws of 1961, section 35, chapter 296, Laws of 1975 1st ex. sess., section 1, chapter 73, Laws of 1979 ex. sess. and RCW 47.64.040; repealing section 47.64.060, chapter 13, Laws of 1961 and RCW 47.64.060; repealing section 47.64.070, chapter 13, Laws of 1961 and RCW 47.64.070; repealing section 47.64.080, chapter 13, Laws of 1961 and RCW 47.64.080; repealing section 47.64.090, chapter 13, Laws of 1961 and RCW 47.64.090; repealing section 47.65.060, chapter 13, Laws of 1961 and RCW 47.65.060; repealing section 47.65.080, chapter 13, Laws of 1961 and RCW 47.65.080; making an appropriation; and declaring an emergency.

To Committee on Transportation

HOUSE BILL NO. 217, by Representatives Eberle, Warnke, Clayton, Patrick and Padden:

AN ACT Relating to juveniles; amending section 58, chapter 291, Laws of 1977 ex. sess. as amended by section 57, chapter 155, Laws of 1979 and RCW 13.40.040; and amending section 65, chapter 291, Laws of 1977 ex. sess. as amended by section 63, chapter 155, Laws of 1979 and RCW 13.40.110.

To Committee on Institutions

HOUSE BILL NO. 218, by Representatives Rosbach, Owen, Chamberlain, Monohon, Nisbet, King (J), Wilson, Valle, Barr, Erak, Van Dyken, Heck, Vander Stoep, Nelson (D), Mitchell, North, Brekke, Fiske, Rinehart, Pruitt, Becker, Wang and Lux:

AN ACT Relating to the processing of timber from public lands; adding a new chapter to Title 79 RCW; prescribing penalties; and providing an effective date.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 219, by Representatives O'Brien, Wilson, Struthers, Sherman and Brekke:

AN ACT Relating to businesses and professions; adding a new chapter to Title 18 RCW; and prescribing penalties.

To Committee on Labor and Economic Development

HOUSE BILL NO. 220, by Representatives Lux and Nelson (D):

AN ACT Relating to basic education; and amending section 3, chapter 359, Laws of 1977 ex. sess. as amended by section 1, chapter 250, Laws of 1979 ex. sess. and RCW 28A.58.754.

To Committee on Education

HOUSE BILL NO. 221, by Representatives Thompson, Rosbach and Flanagan:

AN ACT Relating to solid waste disposal; amending section 84.52.052, chapter 15, Laws of 1961 as last amended by section 1, chapter 325, Laws of 1977 ex. sess. and RCW 84.52.052; and adding new sections to chapter 36.58 RCW.

To Committee on Local Government

HOUSE BILL NO. 222, by Committee on Ethics, Law and Justice and Representatives Ellis, Becker, Tupper, Padden, Patrick, Granlund, Bickham, Salatino and Tilly:

AN ACT Relating to the uniform commercial code; amending section 1-105, chapter 157, Laws of 1965 ex. sess. and RCW 62A.1-105; amending section 1-201, chapter 157, Laws of 1965 ex. sess. and RCW 62A.1-201; amending section 2-107, chapter 157, Laws of 1965 ex. sess. and RCW 62A.2-107; amending section 2-702, chapter 157, Laws of 1965 ex. sess. and RCW 62A.2-702; amending section 5-116, chapter 157, Laws of 1965 ex. sess. and RCW 62A.5-116; amending section 9-102, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-102; amending section 9-103, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-103; amending section 9-104, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-104; amending section 9-105, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-105; amending section 9-106, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-106; amending section 9-203, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-203; amending section 9-204, chapter 157, Laws of 1965 ex. sess. as amended by section 1, chapter 102, Laws of 1974 ex. sess. and RCW 62A.9-204; amending section 9-205, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-205; amending section 9-301, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-301; amending section 9-302, chapter 157, Laws of 1965 ex. sess. as last amended by section 210, chapter 158, Laws of 1979 and RCW 62A.9-302; amending section 9-304, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-304; amending section 9-305, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-305; amending section 9-306, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-306; amending section 9-307, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-307; amending section 9-308, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-308; amending section 9-312, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-312; amending section 9-313, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-

313; amending section 9-318, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-318; amending section 9-401, chapter 157, Laws of 1965 ex. sess. as last amended by section 211, chapter 158, Laws of 1979 and RCW 62A.9-401; amending section 9-402, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-402; amending section 9-403, chapter 157, Laws of 1965 ex. sess. as last amended by section 212, chapter 158, Laws of 1979 and RCW 62A.9-403; amending section 9-404, chapter 157, Laws of 1965 ex. sess. as last amended by section 213, chapter 158, Laws of 1979 and RCW 62A.9-404; amending section 9-405, chapter 157, Laws of 1965 ex. sess. as last amended by section 214, chapter 158, Laws of 1979 and RCW 62A.9-405; amending section 9-406, chapter 157, Laws of 1965 ex. sess. as last amended by section 215, chapter 158, Laws of 1979 and RCW 62A.9-406; amending section 9-407, chapter 157, Laws of 1965 ex. sess. as amended by section 10, chapter 114, Laws of 1967 and RCW 62A.9-407; amending section 9-501, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-501; amending section 9-502, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-502; amending section 9-504, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-504; amending section 9-505, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-505; adding new sections to Article 9 of Title 62A RCW; adding a new article to Title 62A RCW; repealing section 81.36.140, chapter 14, Laws of 1961 and RCW 81.36.140; repealing section 81.36.150, chapter 14, Laws of 1961 and RCW 81.36.150; repealing section 81.36.160, chapter 14, Laws of 1961 and RCW 81.36.160; recodifying RCW 62A.9-408; and providing an effective date.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 223, by Committee on Natural Resources and Environmental Affairs and Representative Rosbach:

AN ACT Relating to forest protection; amending section 3, chapter 12, Laws of 1965 ex. sess. and RCW 76.04.252; amending section 15, chapter 125, Laws of 1911 and RCW 76.04.280; repealing section 1, chapter 18, Laws of 1953 and RCW 76.04.275; repealing section 2, chapter 18, Laws of 1953 and RCW 76.04.277; and prescribing penalties.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 224, by Committee on Revenue and Representative Greengo:

AN ACT Relating to revenue and taxation; and amending section 49, chapter 37, Laws of 1980 as amended by section 3, chapter 86, Laws of 1980 and RCW 82.08.0284.

To Committee on Revenue

HOUSE BILL NO. 225, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to nursing home administrators; amending section 3, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.030; amending section 7, chapter 57, Laws of 1970 ex. sess. as last amended by section 2, chapter 243, Laws of 1977 ex. sess. and RCW 18.52.070; amending section 11, chapter 57, Laws of 1970 ex. sess. as last amended by section 54, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.52.110; amending section 12, chapter 57, Laws of 1970 ex. sess. as last amended by section 5, chapter 243, Laws of 1977 ex. sess. and RCW 18.52.120; amending section 15, chapter 57, Laws of 1970 ex. sess. as amended by section 6, chapter 243, Laws of 1977 ex. sess. and RCW 18.52.150; amending section 17, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.160; amending section 9, chapter 57, Laws of 1970 ex. sess. as amended by section 3, chapter 243, Laws of 1977 ex. sess. and RCW 18.52.090; and repealing section 8, chapter 57, Laws of 1970 ex. sess., section 53, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.52.080.

To Committee on Human Services

HOUSE BILL NO. 226, by Committee on Ethics, Law and Justice and Representatives Ellis, Stratton and Rosbach:

AN ACT Relating to abortion; and adding a new section to chapter 9.02 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 227, by Committee on Transportation and Representative Wilson:

AN ACT Relating to special permits for oversize or overweight vehicle loads; and amending section 46.44-.092, chapter 12, Laws of 1961 as last amended by section 32, chapter 151, Laws of 1977 ex. sess. and RCW 46.44.092.

To Committee on Transportation

HOUSE BILL NO. 228, by Representatives Dawson, Bickham, Ellis, Tilly, Clayton, McGinnis, Patrick, Wang, Houchen and Brown:

AN ACT Relating to financial responsibility for motor vehicles; amending section 14, chapter 169, Laws of 1963 and RCW 46.29.140; amending section 17, chapter 169, Laws of 1963 and RCW 46.29.170; amending section 22, chapter 169, Laws of 1963 and RCW 46.29.220; amending section 23, chapter

169, Laws of 1963 and RCW 46.29.230; adding a new section to chapter 46.29 RCW; and prescribing penalties.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 229, by Committee on Revenue and Representatives Ellis, Greengo, McGinnis and Johnson:

AN ACT Relating to revenue and taxation; amending section 47, chapter 26, Laws of 1967 ex. sess. and RCW 82.03.180; amending section 82.32.150, chapter 15, Laws of 1961 and RCW 82.32.150; amending section 82.32.180, chapter 15, Laws of 1961 as last amended by section 148, chapter 81, Laws of 1971 and RCW 82.32.180; and amending section 82.32.200, chapter 15, Laws of 1961 as amended by section 83, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.32.200.

To Committee on Revenue

HOUSE BILL NO. 230, by Representatives McGinnis, King (R), Bickham and Erak:

AN ACT Relating to insurance rates; adding a new chapter to Title 48 RCW; creating new sections; prescribing penalties; providing an effective date; and providing an expiration date.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 231, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to congregate care; and adding a new section to chapter 74.08 RCW.

To Committee on Human Services

HOUSE BILL NO. 232, by Representatives Bickham, Eng, Winsley, King (R), McGinnis, Martinis, Sanders, Nisbet, Scott and King (J):

AN ACT Relating to lending for business purposes; and amending section 1, chapter 142, Laws of 1969 ex. sess. as last amended by section 1, chapter 180, Laws of 1975 1st ex. sess. and RCW 19.52.080.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 233, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to privacy; amending section 2, chapter 93, Laws of 1967 ex. sess. and RCW 9.73.040; and amending section 3, chapter 93, Laws of 1967 ex. sess. and RCW 9.73.050.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 234, by Representatives Leonard, McCormick, Ellis, Bond, Padden, Hastings and Patrick:

AN ACT Relating to education; setting forth the "Balanced Treatment for Creation-Science and Evolution-Science Act"; creating new sections; adding new sections to chapter 223, Laws of 1969 ex. sess. and to Title 28A RCW as a new chapter thereof; providing for the general repeal of contrary laws; and setting forth an effective date for the administration hereof.

To Committee on Education

HOUSE BILL NO. 235, by Select Committee on Corrections and Representatives Struthers, Becker, Houchen, Nelson (D), Mitchell, Owen, Barr, Granlund, Winsley, Walk, Leonard, Galloway, Fiske, Warnke, Van Dyken, Erickson, Berleen, Stratton, Clayton, Johnson, Wilson, Rinehart, O'Brien and Walk:

AN ACT Relating to corrections; amending section 2, chapter 316, Laws of 1977 ex. sess. as amended by section 11, chapter 232, Laws of 1979 ex. sess. and RCW 70.48.020; amending section 18, chapter 94, Laws of 1974 ex. sess. and RCW 43.101.180; amending section 33, chapter 249, Laws of 1909 as last amended by section 1, chapter 295, Laws of 1971 ex. sess. and RCW 9.92.080; amending section 7, chapter 133, Laws of 1955 as last amended by section 1, chapter 141, Laws of 1979 and RCW 9.95.060; amending section 13, chapter 133, Laws of 1955 as last amended by section 2, chapter 141, Laws of 1979 and RCW 9.95.120; amending section 3, chapter 98, Laws of 1969 as amended by section 3, chapter 141, Laws of 1979 and RCW 9.95.121; amending section 6, chapter 98, Laws of 1969 as amended by section 4, chapter 141, Laws of 1979 and RCW 9.95.124; amending section 3, chapter 114, Laws of 1935 as last amended by section 5, chapter 141, Laws of 1979 and RCW 9.95.170; amending section 3, chapter 227, Laws of 1957 as last amended by section 6, chapter 141, Laws of 1979 and RCW 9.95.200; amending section 1, chapter 19, Laws of 1980 and RCW 9.95.210; amending section 8, chapter 227, Laws of 1957 as last amended by section 8, chapter 141, Laws of 1979 and RCW 9.95.250; amending section 7, chapter 114, Laws of 1935 as last amended by section 9, chapter 141, Laws of 1979 and RCW 9.95.260; amending section 3, chapter 217, Laws of 1961 as amended by section 2, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.320; amending section 4, chapter 217, Laws of 1961 as amended by section 3, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.330; amending section 5, chapter 217, Laws of 1961 as amended by section 4, chapter 31, Laws of 1971 ex.

sess. and RCW 9.95.340; amending section 6, chapter 217, Laws of 1961 as amended by section 5, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.350; amending section 7, chapter 217, Laws of 1961 as amended by section 6, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.360; amending section 8, chapter 217, Laws of 1961 as amended by section 7, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.370; amending section 2, chapter 123, Laws of 1973 1st ex. sess. and RCW 9.95A.020; amending section 3, chapter 123, Laws of 1973 1st ex. sess. and RCW 9.95A.030; amending section 4, chapter 123, Laws of 1973 1st ex. sess. and RCW 9.95A.040; amending section 8, chapter 123, Laws of 1973 1st ex. sess. and RCW 9.95A.080; amending section 9A.32.040, chapter 260, Laws of 1975 1st ex. sess. as amended by section 3, chapter 206, Laws of 1977 ex. sess. and RCW 9A.32.040; amending section 3, chapter 9, Laws of 1975-'76 2nd ex. sess. as amended by section 6, chapter 206, Laws of 1977 ex. sess. and RCW 9A.32.047; amending section 4, chapter 14, Laws of 1975 1st ex. sess. as last amended by section 1, chapter 244, Laws of 1979 ex. sess. and RCW 9A.44.040; amending section 11.08.101, chapter 145, Laws of 1965 as amended by section 10, chapter 141, Laws of 1979 and RCW 11.08.101; amending section 11.08.120, chapter 145, Laws of 1965 as amended by section 11, chapter 141, Laws of 1979 and RCW 11.08.120; amending section 2, chapter 103, Laws of 1969 as amended by section 2, chapter 4, Laws of 1969 ex. sess. and RCW 36.63.255; amending section 1, chapter 10, Laws of 1979 and RCW 43.17.010; amending section 2, chapter 10, Laws of 1979 and RCW 43.17.020; amending section 43.19.450, chapter 8, Laws of 1965 as amended by section 45, chapter 141, Laws of 1979 and RCW 43.19.450; amending section 3, chapter 104, Laws of 1967 as amended by section 130, chapter 141, Laws of 1979 and RCW 71.06.091; amending section 71.06.140, chapter 25, Laws of 1959 as last amended by section 131, chapter 141, Laws of 1979 and RCW 71.06.140; amending section 72.01.010, chapter 28, Laws of 1959 as last amended by section 142, chapter 141, Laws of 1979 and RCW 72.01.010; amending section 1, chapter 169, Laws of 1953 as last amended by section 143, chapter 141, Laws of 1979 and RCW 72.01.042; amending section 72.01.050, chapter 28, Laws of 1959 as last amended by section 145, chapter 141, Laws of 1979 and RCW 72.01.050; amending section 72.01.210, chapter 28, Laws of 1959 as last amended by section 154, chapter 141, Laws of 1979 and RCW 72.01.210; amending section 72.01.240, chapter 28, Laws of 1959 as amended by section 155, chapter 141, Laws of 1979 and RCW 72.01.240; amending section 1, chapter 210, Laws of 1959 as amended by section 159, chapter 141, Laws of 1979 and RCW 72.01.282; amending section 1, chapter 40, Laws of 1959 as amended by section 164, chapter 141, Laws of 1979 and RCW 72.01.370; amending section 2, chapter 40, Laws of 1959 as amended by section 165, chapter 141, Laws of 1979 and RCW 72.01.380; amending section 1, chapter 140, Laws of 1959 as amended by section 166, chapter 141, Laws of 1979 and RCW 72.01.410; amending section 1, chapter 193, Laws of 1961 as last amended by section 167, chapter 141, Laws of 1979 and RCW 72.01.430; amending section 1, chapter 46, Laws of 1967 as last amended by section 168, chapter 141, Laws of 1979 and RCW 72.01.450; amending section 2, chapter 46, Laws of 1969 ex. sess. as amended by section 171, chapter 141, Laws of 1979 and RCW 72.01.460; amending section 1, chapter 50, Laws of 1970 ex. sess. as amended by section 172, chapter 141, Laws of 1979 and RCW 72.01.480; amending section 72.02.040, chapter 28, Laws of 1959 as amended by section 57, chapter 18, Laws of 1970 ex. sess. and RCW 72.02.040; amending section 2, chapter 171, Laws of 1971 ex. sess. and RCW 72.02.110; amending section 7, chapter 134, Laws of 1967 as amended by section 173, chapter 141, Laws of 1979 and RCW 72.04A.050; amending section 9, chapter 134, Laws of 1967 as amended by section 174, chapter 141, Laws of 1979 and RCW 72.04A.070; amending section 10, chapter 134, Laws of 1967 as amended by section 175, chapter 141, Laws of 1979 and RCW 72.04A.080; amending section 11, chapter 134, Laws of 1967 as last amended by section 176, chapter 141, Laws of 1979 and RCW 72.04A.090; amending section 3, chapter 9, Laws of 1965 ex. sess. as amended by section 188, chapter 141, Laws of 1979 and RCW 72.08.101; amending section 4, chapter 9, Laws of 1965 ex. sess. as amended by section 189, chapter 141, Laws of 1979 and RCW 72.08.102; amending section 72.08.380, chapter 28, Laws of 1959 as amended by section 192, chapter 141, Laws of 1979 and RCW 72.08.380; amending section 72.12.020, chapter 28, Laws of 1959 as amended by section 193, chapter 141, Laws of 1979 and RCW 72.12.020; amending section 72.12.140, chapter 28, Laws of 1959 as amended by section 198, chapter 141, Laws of 1979 and RCW 72.12.140; amending section 1, chapter 214, Laws of 1959 as amended by section 199, chapter 141, Laws of 1979 and RCW 72.13.010; amending section 4, chapter 214, Laws of 1959 as amended by section 200, chapter 141, Laws of 1979 and RCW 72.13.040; amending section 6, chapter 214, Laws of 1959 as amended by section 202, chapter 141, Laws of 1979 and RCW 72.13.060; amending section 7, chapter 214, Laws of 1959 as amended by section 203, chapter 141, Laws of 1979 and RCW 72.13.070; amending section 12, chapter 214, Laws of 1959 as amended by section 206, chapter 141, Laws of 1979 and RCW 72.13.120; amending section 1, chapter 122, Laws of 1967 ex. sess. as amended by section 211, chapter 141, Laws of 1979 and RCW 72.15.010; amending section 8, chapter 122, Laws of 1967 ex. sess. as amended by section 134, chapter 81, Laws of 1971 and RCW 72.15.060; amending section 72.23.010, chapter 28, Laws of 1959 as last amended by section 2, chapter 145, Laws of 1974 ex. sess. and RCW 72.23.010; amending section 72.60.100, chapter 28, Laws of 1959 as amended by section 1, chapter 40, Laws of 1972 ex. sess. and RCW 72.60.100; amending section 2, chapter 40, Laws of 1972 ex. sess. as amended by section 3, chapter 160, Laws of 1979 ex. sess. and RCW 72.60.102; amending section 72.60.160, chapter 28, Laws of 1959 as amended by section 260, chapter 141, Laws of 1979 and RCW 72.60.160; amending section 72.60.190, chapter 28, Laws of 1959 as amended by section 4, chapter 160, Laws of 1979 ex. sess. and RCW 72.60.190; amending section 72.60.220, chapter 28, Laws of 1959 and RCW 72.60.220; amending section 5, chapter 273, Laws of 1959 as last amended by section 5, chapter 160, Laws of 1979 ex. sess. and RCW 72.60.280; amending section 4, chapter 7, Laws of 1972 ex. sess. and RCW 72.62.040; amending section 1, chapter 17, Laws of 1967

as amended by section 274, chapter 141, Laws of 1979 and RCW 72.65.010; amending section 8, chapter 17, Laws of 1967 as last amended by section 279, chapter 141, Laws of 1979 and RCW 72.65.080; amending section 10, chapter 17, Laws of 1967 as amended by section 280, chapter 141, Laws of 1979 and RCW 72.65.100; amending section 2, chapter 58, Laws of 1971 ex. sess. as amended by section 2, chapter 20, Laws of 1973 and RCW 72.66.010; amending section 1, chapter 59, Laws of 1972 ex. sess. and RCW 72.68.031; amending section 2, chapter 59, Laws of 1972 ex. sess. and RCW 72.68.032; amending section 72.68.040, chapter 28, Laws of 1959 as last amended by section 284, chapter 141, Laws of 1979 and RCW 72.68.040; amending section 2, chapter 287, Laws of 1959 as amended by section 290, chapter 141, Laws of 1979 and RCW 72.70.020; amending section 5, chapter 287, Laws of 1959 as amended by section 292, chapter 141, Laws of 1979 and RCW 72.70.050; amending section 2, chapter 108, Laws of 1979 ex. sess. and RCW 72.72.020; adding a new section to chapter 41.06 RCW; adding new sections to chapter 43.19 RCW; adding a new section to chapter 43.101 RCW; adding a new section to chapter 70.48 RCW; adding a new section to chapter 72.13 RCW; adding a new section to chapter 72.20 RCW; adding a new section to chapter 72.40 RCW; adding a new section to chapter 72.64 RCW; adding a new section to chapter 72.68 RCW; adding a new chapter to Title 72 RCW; creating new sections; repealing section 3, chapter 178, Laws of 1933 and RCW 19.20.010; repealing section 1, chapter 294, Laws of 1927, section 1, chapter 178, Laws of 1933, section 1, chapter 73, Laws of 1970 ex. sess., section 1, chapter 44, Laws of 1975 and RCW 19.20.020; repealing section 2, chapter 294, Laws of 1927, section 2, chapter 178, Laws of 1933 and RCW 19.20.060; repealing section 5, chapter 178, Laws of 1933 and RCW 19.20.900; repealing section 3, chapter 294, Laws of 1927 and RCW 19.20.910; repealing section 31, chapter 99, Laws of 1979 and RCW 43.131.209; repealing section 73, chapter 99, Laws of 1979 and RCW 43.131.210; repealing section 72.08.170, chapter 28, Laws of 1959, section 32, chapter 106, Laws of 1973 and RCW 72.08.170; repealing section 72.60.010, chapter 28, Laws of 1959, section 254, chapter 141, Laws of 1979 and RCW 72.60.010; repealing section 72.60.020, chapter 28, Laws of 1959, section 255, chapter 141, Laws of 1979 and RCW 72.60.020; repealing section 72.60.030, chapter 28, Laws of 1959, section 256, chapter 141, Laws of 1979 and RCW 72.60.030; repealing section 72.60.040, chapter 28, Laws of 1959, section 257, chapter 141, Laws of 1979 and RCW 72.60.040; repealing section 72.60.050, chapter 28, Laws of 1959 and RCW 72.60.050; repealing section 72.60.060, chapter 28, Laws of 1959, section 169, chapter 34, Laws of 1975-76 2nd ex. sess. and RCW 72.60.060; repealing section 72.60.070, chapter 28, Laws of 1959 and RCW 72.60.070; repealing section 72.60.080, chapter 28, Laws of 1959 and RCW 72.60.080; repealing section 72.60.090, chapter 28, Laws of 1959, section 258, chapter 141, Laws of 1979 and RCW 72.60.090; repealing section 72.60.120, chapter 28, Laws of 1959 and RCW 72.60.120; repealing section 72.60.130, chapter 28, Laws of 1959, section 259, chapter 141, Laws of 1979, section 2, chapter 160, Laws of 1979 ex. sess. and RCW 72.60.130; repealing section 72.60.140, chapter 28, Laws of 1959 and RCW 72.60.140; repealing section 72.60.150, chapter 28, Laws of 1959 and RCW 72.60.150; repealing section 72.60.170, chapter 28, Laws of 1959 and RCW 72.60.170; repealing section 72.60.180, chapter 28, Laws of 1959 and RCW 72.60.180; repealing section 72.60.200, chapter 28, Laws of 1959, section 261, chapter 141, Laws of 1979 and RCW 72.60.200; repealing section 72.60.210, chapter 28, Laws of 1959 and RCW 72.60.210; repealing section 72.60.230, chapter 28, Laws of 1959 and RCW 72.60.230; repealing section 1, chapter 273, Laws of 1959, section 263, chapter 141, Laws of 1979 and RCW 72.60.240; repealing section 2, chapter 273, Laws of 1959, section 262, chapter 141, Laws of 1979 and RCW 72.60.250; repealing section 3, chapter 273, Laws of 1959, section 264, chapter 141, Laws of 1979 and RCW 72.60.260; repealing section 4, chapter 273, Laws of 1959, section 11, chapter 189, Laws of 1971 ex. sess., section 173, chapter 151, Laws of 1979 and RCW 72.60.270; prescribing penalties; providing an effective date; and declaring an emergency.

HOUSE BILL NO. 236, by Representatives Brown, Winsley, Johnson, Wang, Gallagher, Walk, Erickson, Granlund, Dawson, Salatino, Ehlers, Eberle, Warnke, Grimm and Lane:

AN ACT Relating to multipurpose public facilities; adding a new section to chapter 82.08 RCW; and adding a new section to chapter 82.12 RCW.

To Committee on Revenue

HOUSE BILL NO. 237, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to health; and adding a new section to chapter 18.53 RCW.

To Committee on Human Services

HOUSE BILL NO. 238, by Committee on Ethics, Law and Justice and Representatives Salatino, Bickham, Granlund, Ellis, Padden, Patrick, Tupper, Becker, Pruitt and Wang:

AN ACT Relating to corporations; amending section 54, chapter 53, Laws of 1965 as amended by section 36, chapter 292, Laws of 1971 ex. sess. and RCW 23A.12.010; amending section 48, chapter 53, Laws of 1965 as last amended by section 8, chapter 99, Laws of 1980 and RCW 23A.08.450; and amending section 8, chapter 53, Laws of 1965 as amended by section 5, chapter 16, Laws of 1979 and RCW 23A.08.050.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 239, by Committee on Transportation and Representatives Wilson and Clayton (by Washington State Patrol request):

AN ACT Relating to motor vehicles; and amending section 43, chapter 155, Laws of 1965 ex. sess. as amended by section 30, chapter 62, Laws of 1975 and RCW 46.61.305.

To Committee on Transportation

HOUSE BILL NO. 240, by Committee on Transportation and Representative Wilson (by Washington State Patrol request):

1 AN ACT Relating to motor vehicles; and amending section 71, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.615.

To Committee on Transportation

HOUSE BILL NO. 241, by Committee on Transportation and Representatives Wilson and Garson (by Washington State Patrol request):

AN ACT Relating to commercial vehicles; adding a new section to chapter 46.08 RCW; and prescribing penalties.

To Committee on Transportation

HOUSE BILL NO. 242, by Committee on Revenue and Representatives James and Greengo:

AN ACT Relating to property taxation; and amending section 6, chapter 87, Laws of 1970 ex. sess. as amended by section 7, chapter 212, Laws of 1973 1st ex. sess. and RCW 84.34.060.

To Committee on Revenue

HOUSE BILL NO. 243, by Representatives Sommers, Eng, McDonald, Galloway, Martinis, Taylor, Nelson (G), Grimm, Chandler, Ehlers, Bender, Becker and Hastings:

AN ACT Relating to education; amending section 1, chapter 95, Laws of 1979 and RCW 28A.58.800; amending section 2, chapter 95, Laws of 1979 and RCW 28A.58.802; amending section 3, chapter 95, Laws of 1979 and RCW 28A.58.804; amending section 4, chapter 95, Laws of 1979 and RCW 28A.58.806; amending section 5, chapter 95, Laws of 1979 and RCW 28A.58.808; amending section 6, chapter 95, Laws of 1979 and RCW 28A.58.810; adding a new section to chapter 95, Laws of 1979 and to chapter 28A.58 RCW; creating new sections; and providing an effective date.

To Committee on Education

HOUSE BILL NO. 244, by Representatives Valle, Sanders, Brekke, Berleen, Fancher, McCormick, Addison and Lux:

AN ACT Relating to liability for conversion; and amending section 1, chapter 59, Laws of 1975 1st ex. sess. as amended by section 1, chapter 134, Laws of 1977 ex. sess. and RCW 4.24.230.

To Committee on Labor and Economic Development

HOUSE BILL NO. 245, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

AN ACT Relating to public assistance; reenacting and amending section 74.04.005, chapter 26, Laws of 1959 as last amended by section 1, chapter 84, Laws of 1980 and by section 1, chapter 174, Laws of 1980 and RCW 74.04.005; amending section 74.04.015, chapter 26, Laws of 1959 as last amended by section 296, chapter 141, Laws of 1979 and RCW 74.04.015; amending section 74.04.050, chapter 26, Laws of 1959 as amended by section 3, chapter 228, Laws of 1963 and RCW 74.04.050; amending section 74.04.200, chapter 26, Laws of 1959 as amended by section 302, chapter 141, Laws of 1979 and RCW 74.04.200; amending section 6, chapter 172, Laws of 1969 ex. sess. and RCW 74.04.510; amending section 3, chapter 10, Laws of 1973 2nd ex. sess. and RCW 74.04.620; amending section 6, chapter 10, Laws of 1973 2nd ex. sess. and RCW 74.04.650; amending section 74.08.025, chapter 26, Laws of 1959 as last amended by section 1, chapter 79, Laws of 1980 and RCW 74.08.025; amending section 74.08.040, chapter 26, Laws of 1959 and RCW 74.08.040; amending section 10, chapter 172, Laws of 1969 ex. sess. and RCW 74.08.043; amending section 74.08.120, chapter 26, Laws of 1959 as last amended by section 326, chapter 141, Laws of 1979 and RCW 74.08.120; amending section 2, chapter 51, Laws of 1973 1st ex. sess. and RCW 74.08.540; amending section 74.09.010, chapter 26, Laws of 1959 as amended by section 333, chapter 141, Laws of 1979 and RCW 74.09.010; amending section 4, chapter 30, Laws of 1967 ex. sess. as last amended by section 4, chapter 169, Laws of 1971 ex. sess. and RCW 74.09.510; amending section 5, chapter 30, Laws of 1967 ex. sess. as last amended by section 344, chapter 141, Laws of 1979 and RCW 74.09.520; amending section 74.12.010, chapter 26, Laws of 1959 as last amended by section 350, chapter 141, Laws of 1979 and RCW 74.12.010; adding a new section to chapter 74.04 RCW; adding new sections to chapter 74.08 RCW; adding a

new section to chapter 74.09 RCW; repealing section 2, chapter 174, Laws of 1980 and RCW 74.04-.001; repealing section 74.04.250, chapter 26, Laws of 1959 and RCW 74.04.250; repealing section 1, chapter 35, Laws of 1973 1st ex. sess. and RCW 74.08.047; repealing section 2, chapter 35, Laws of 1973 1st ex. sess. and RCW 74.08.048; repealing section 74.08.112, chapter 26, Laws of 1959 and RCW 74.08.112; repealing section 74.09.020, chapter 26, Laws of 1959 and RCW 74.09.020; repealing section 74.09.030, chapter 26, Laws of 1959, section 334, chapter 141, Laws of 1979 and RCW 74.09.030; repealing section 74.09.070, chapter 26, Laws of 1959, section 336, chapter 141, Laws of 1979 and RCW 74.09.070; repealing section 74.10.010, chapter 26, Laws of 1959, section 346, chapter 141, Laws of 1979 and RCW 74.10.010; repealing section 74.10.020, chapter 26, Laws of 1959, section 5, chapter 169, Laws of 1971 ex. sess. and RCW 74.10.020; repealing section 74.10.030, chapter 26, Laws of 1959, section 347, chapter 141, Laws of 1979 and RCW 74.10.030; repealing section 74.10-.070, chapter 26, Laws of 1959, section 348, chapter 141, Laws of 1979 and RCW 74.10.070; repealing section 1, chapter 60, Laws of 1967 ex. sess., section 349, chapter 141, Laws of 1979 and RCW 74.10.090; repealing section 2, chapter 60, Laws of 1967 ex. sess. and RCW 74.10.100; and declaring an emergency.

To Committee on Human Services

HOUSE BILL NO. 246, by Committee on Institutions and Representatives Houchen, Becker, Dawson and Kreidler:

AN ACT Relating to criminal justice training; amending section 3, chapter 212, Laws of 1977 ex. sess. as amended by section 1, chapter 164, Laws of 1979 ex. sess. and RCW 43.101.210; creating a new section; and declaring an emergency.

To Committee on Institutions

HOUSE CONCURRENT RESOLUTION NO. 3, by Representative Nelson (G):

Establishing cut-off dates for the 47th legislature.

To Committee on Rules

MOTION

On motion of Mr. Nelson (G), all bills and the resolution listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

REPORTS OF STANDING COMMITTEES

January 29, 1981

HOUSE BILL NO. 30, Prime Sponsor: Representative Monohon, authorizing the operation of ambulance services by county transportation authorities. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Burns, Chamberlain, Garrett, Hine, Leonard, Monohon, North, Stratton, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representatives Berleen, James.

Not attending: Representatives Berleen, Brown, Erickson, Lane.

Referred to Committee on Rules for second reading.

January 26, 1981

HOUSE BILL NO. 58, Prime Sponsor: Representative Owen, requiring only one copy of certain codes to be filed with local governments. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Monohon, North, Stratton, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representative Leonard.

January 28, 1981

HOUSE BILL NO. 75, Prime Sponsor: Representative Martinis, directing the transportation commission to prepare its own budget request independent of the department. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Eberle, Gallagher, Garrett, Garson, Lundquist, McCormick, Patrick, Prince, Sherman, Smith, Sprague, Walk.

Voting nay: Representative Schmidt.

Not attending: Representatives Burns, Eberle, Hankins.

January 27, 1981

HOUSE BILL NO. 157, Prime Sponsor: Representative Addison, requiring local governments and state agencies to pay interest on delinquent contract payments. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Dickie, Ehlers, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), O'Brien, Rinehart, Rust, Sprague.

Not signing report: Representative Erak.

JANUARY 28, 1981

HOUSE BILL NO. 207, Prime Sponsor: Committee on Revenue, providing for the prepayment of insurance premiums taxes. Reported by Committee on Revenue.

Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Hastings, Sanders, Chandler, Chairman Ways and Means.

MINORITY recommendation: Do not pass. Signed by Representatives Rinehart, Ranking Minority Member; Brown, Galloway, Granlund, Rust.

January 28, 1981

HOUSE BILL NO. 208, Prime Sponsor: Committee on Revenue, modifying provisions on excise tax collections. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Hastings, Sanders, Chandler, Chairman Ways and Means Committee.

MINORITY recommendation: Do not pass. Signed by Representatives Rinehart, Ranking Minority Member; Brown, Galloway, Granlund, Rust.

January 28, 1981

HOUSE BILL NO. 209, Prime Sponsor: Committee on Revenue, modifying provisions relating to state funds. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Hastings, Sanders, Chandler, Chairman Ways and Means Committee.

MINORITY recommendation: Do not pass. Signed by Representatives Rinehart; Ranking Minority Member; Brown, Galloway, Granlund, Rust.

MOTIONS

On motion of Mr. Nelson (G), House Bill No. 30, House Bill No. 58, House Bill No. 75 and House Bill No. 157 were passed to Committee on Rules for second reading.

On motion of Mr. Nelson (G), House Bill No. 207, House Bill No. 208 and House Bill No. 209 were rereferred to Committee on Ways and Means.

SECOND READING

HOUSE BILL NO. 103, by Committee on Transportation and Representatives Wilson, Garrett and Gallagher:

Making an appropriation for the Urban Arterial Board.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 51, by Representatives Schmitten, Garrett, Salatino, Valle and Patrick:

Prohibiting installation of urea-formaldehyde based foam insulation in residential structures.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 105, by Committee on Labor and Economic Development and Representatives Sanders, Patrick, Barrett and Hankins:

Permitting the port commission to waive the rent security requirement.

The bill was read the second time and passed to Committee on Rules for third reading.

THIRD READING

ENGROSSED HOUSE BILL NO. 42, by Representatives Tilly, Ellis, Winsley, Gallagher, Valle, Sherman, Patrick, Schmitten, Dawson, Brown, Van Dyken, Stratton, Bond, Taylor, Sanders and Cantu:

Prohibiting the use, possession, and delivery of drug paraphernalia.

The bill was read the third time and placed on final passage.

Representatives Tilly, Taylor, Pruitt and Stratton spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 42, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Rinehart.

Not voting: Representative Berleen.

Engrossed House Bill No. 42, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

EXPLANATION OF VOTE

When I took this office I swore that I would uphold the Constitution and Laws of the United States and of the State of Washington to the best of my ability. I believe that Engrossed House Bill No. 42 will be found unconstitutional, and for me to vote for something that I believe unconstitutional would violate my oath of office. I did not vote against the act because under our system of government the courts, and not legislators, must decide questions of constitutionality.

JEANETTE BERLEEN, 31st District.

HOUSE CONCURRENT RESOLUTION NO. 2, by Representatives Isaacson, Valle, Bond and Sherman (by Joint Ad Hoc Committee on Science and Technology request):

Creating a 1981 Joint Ad Hoc Committee on Science and Technology.

The resolution was read the third time and placed on final passage.

Mr. Isaacson spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 2, and the resolution was adopted by the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Barr.

House Concurrent Resolution No. 2, having received the constitutional majority, was declared passed.

RESOLUTIONS

The Speaker declared the House to be at ease.

The Speaker (Mr. Amen presiding) called the House to order.

HOUSE RESOLUTION NO. 81-12, by Representative Polk:

WHEREAS, Questions have been raised in the news media and elsewhere regarding the possible conflict of interest between the duties of members of the Legislature and their role in the private sector or because of their regular employment; and

WHEREAS, The public has a right to know whether such conflicts in fact do exist; and

WHEREAS, It is in the best interests of the legislative process and the people of the state of Washington as a whole for clear guidelines to be established regarding the public and private activities of citizen-legislators; and

WHEREAS, Such guidelines do not now exist in statute law or in other form;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of the state of Washington, That the Joint Board of Legislative Ethics be and is hereby requested to review the question of proper relationships between the legislative and other activities of members of the Washington State Legislature; and

BE IT FURTHER RESOLVED, That questions to be considered by the Joint Board of Legislative Ethics include, but are not limited to, the following:

- (1) Should a legislator or former legislator or his or her company be allowed to contract to provide goods or services to agencies of state government; and
- (2) Should legislators who are employed by the state as their regular occupation be allowed to sit on standing committees or to vote on matters affecting the operations or financing of state government, compensation of state employees, or other matters of interest to state employees; and
- (3) Should legislators who are employed by counties or other local government entities be allowed to sit on standing committees or to vote on matters affecting the funding or operation of such counties or local governments; and
- (4) Should employees of community colleges or other state-supported institutions of higher education, who are also members of the Legislature, be allowed to sit on standing committees or to vote on matters affecting the funding or operation of such higher education institutions; and
- (5) Should physicians or the spouses of physicians be allowed to sit on standing committees or vote on matters affecting the rate of payment to physicians by the state for provision of medical services to persons on public assistance; and
- (6) Should union officials serving in the Legislature be allowed to sit on standing committees or vote on matters affecting organized labor; and
- (7) Should employees of school districts be allowed to sit on standing committees or to vote on matters affecting school districts, compensation of school employees, or related matters; and
- (8) Should lawyers be allowed to serve on legislative standing committees or vote on matters affecting the bar or the judiciary; and
- (9) Should members of the Legislature engaged in private business or enterprise be allowed to sit on standing committees or vote on matters affecting such businesses or enterprises (for example, should farmers be allowed to sit on the Committee on Agriculture or vote on agricultural matters, etcetera); and

BE IT FURTHER RESOLVED, That, because of the legitimate nature of these and related questions and because of the need to obtain clear, acceptable ethical guidelines as soon as possible, the Joint Board of Legislative Ethics be and is hereby requested to review these matters and to present to the Legislature its recommendations for ethical guidelines prior to the adjournment of the 1981 Regular Session of the Washington State Legislature.

Speaker Polk moved adoption of the resolution and spoke in favor of it.

Representative King (R) spoke in favor of the resolution and it was adopted.

The Speaker resumed the Chair.

HOUSE RESOLUTION NO. 81-7, by Representatives Tupper and Bender:

WHEREAS, The House Select Committee on Vietnam Era Veterans established by the Forty-sixth Legislature, House Floor Resolution 80-187, has prepared and submitted a report of its findings to the Forty-seventh Legislature; and

WHEREAS, The finding in the report substantiates the need for legislative action by the Forty-seventh Legislature; and

WHEREAS, Members of the Select Committee on Vietnam Era Veterans have prepared legislative proposals designed to meet the problem of all veterans in the state of Washington;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the House continue the Select Committee on Vietnam Era Veterans to ensure that the legislative proposals suggested by the report on Vietnam Era Veterans are given full consideration during the current legislative session and to preserve the expertise and cooperation established during the committee's investigation; and

BE IT FURTHER RESOLVED, That the Speaker of the House of Representatives appoint ten members for the Select Committee. The Select Committee shall cease to exist at the end of this regular session; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted by the Chief Clerk of the House of Representatives to John Spellman, Governor of the state of Washington and to the Director of the Department of Veterans Affairs.

Mr. Tupper moved adoption of the resolution. Representatives Tupper and Bender spoke in favor of the resolution, and it was adopted.

HOUSE RESOLUTION NO. 81-8, by Representative Leonard, Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King (J), King (R), Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson (D), Nelson (G), Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Polk, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson and Winsley.

WHEREAS, The world was profoundly shocked and dismayed when armed Iranian militants seized the American Embassy in Teheran on November 4, 1979, in blatant disregard of international law; and

WHEREAS, Fifty-two of the Americans who were in the embassy at the time it was seized have remained in Iran as hostages, used as political pawns by opposing factions within that country; and

WHEREAS, The complicated process of gaining the hostages' release was marked by frustration and tragedy, with each new obstacle adding more anguish to the burden shared by the families and loved ones of the captives; and

WHEREAS, The thoughts and prayers of all Americans and of the world have been with the hostages and their families and loved ones throughout this tragic experience; and

WHEREAS, The ordeal of the hostages is finally over and the prayers of the world have been answered by the release and safe return of all fifty-two hostages;

NOW, THEREFORE, BE IT RESOLVED, That the members of the House of Representatives joyfully welcome home the hostages after their four hundred and forty-four days of captivity and offer their deepest appreciation for the sacrifices borne so courageously by the hostages and their families and loved ones; and

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to each of the fifty-two former hostages.

On motion of Ms. Leonard, the resolution was adopted.

HOUSE RESOLUTION NO. 81-10, by Representatives Struthers and Becker:

WHEREAS, The House of Representatives of the state of Washington in the Forty-sixth Legislature passed House Floor Resolution No. 79-43 establishing a planning body to develop a ten-year plan for corrections; and

WHEREAS, The planning body is now known as and functioning as the select committee on corrections; and

WHEREAS, The select committee on corrections has done an excellent and important job in studying the corrections needs in the state of Washington;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the House of Representatives continues to endorse House Floor Resolution No. 79-43; and

BE IT FURTHER RESOLVED, That the Select Committee on Corrections complete its tasks and introduce bills for consideration by the Forty-seventh Legislature.

On motion of Mr. Struthers, the resolution was adopted.

MOTIONS

On motion of Mr. Nelson (G), HOUSE BILL NO. 235 was referred to Select Committee on Corrections.

On motion of Mr. Nelson (G), the House reverted to the third order of business.

MESSAGE FROM THE SECRETARY OF STATE

The Honorable,
Speaker of the House of Representatives
The Legislature of the State of Washington
Olympia, Washington
Mr. Speaker:

We herewith respectfully transmit HOUSE BILL NO. 1410, HOUSE BILL NO. 1453, SUBSTITUTE HOUSE BILL NO. 1610, and HOUSE BILL NO. 1843, each vetoed by the governor, together with the official veto messages setting forth her objection to each bill as provided in Article III, Section 12, of the Washington State Constitution.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Seal of the State of Washington at Olympia, this twelfth day of January, A.D., 1981.

(Seal of the State of Washington)

BRUCE K. CHAPMAN,
Secretary of State

MOTION TO OVERRIDE VETO OF GOVERNOR

Mr. Nelson (G) moved that Substitute House Bill No. 1610 do pass notwithstanding the Governor's veto.

Representatives McDonald and Sommers spoke in favor of the motion.

Mr. King (R) spoke in favor of the motion.

ROLL CALL

The Clerk called the roll on the motion that the House do pass Substitute House Bill No. 1610 notwithstanding the Governor's veto, and the bill was passed by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Polk, Prince, Pruitt, Rinchart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Gallagher, Wang.

Not voting: Representative Teutsch.

Substitute House Bill No. 1610, notwithstanding the governor's veto, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STANDING COMMITTEE APPOINTMENTS

The Speaker announced the following changes in standing committee assignments:

Representative Dickie to replace Representative Nelson (G) on Committee on Education;

Representative Nickell to replace Representative Dickie on Committee on State Government;

Representative Nickell to replace Representative Schmitt on Committee on Human Services and Committee on Natural Resources and Environmental Affairs.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, February 2, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

TWENTY-SECOND DAY
MORNING SESSION

House Chamber, Olympia, Wash., Monday, February 2, 1981.

The House was called to order at 9:30 a.m. by the Speaker.

REPORTS OF STANDING COMMITTEES

January 30, 1981

HOUSE BILL NO. 99, Prime Sponsor: Representative Smith, modifying provisions relating to water rights reverted to the state. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Amen, Fancher, Fiske, Hastings, Padden, Prince.

Voting Nay: Representatives Galloway, Ranking Minority Member; Gallagher.

Not in attendance: Representatives Granlund, Kreidler, Lux, Sommers.

Passed to Committee on Rules for second reading.

January 30, 1981

HOUSE BILL NO. 157, Prime Sponsor: Representative Addison, requiring local governments and state agencies to pay interest on delinquent contract payments. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Local Government.

January 29, 1981

HOUSE BILL NO. 166, Prime Sponsor: Representative McDonald, implementing law relating to payment of school district personnel. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Cantu, Ellis, James, Lane, Lewis, McDonald, Nelson (G), Vander Stoep.

MINORITY recommendation: Do not pass. Signed by Representatives Valle, Ranking Minority Member; Bender, Ehlers, Hinc, Warnke.

Not signing report: Representatives Eng, Galloway, Maxie.

Passed to Committee on Rules for second reading.

January 30, 1981

HOUSE BILL NO. 206, Prime Sponsor: Representative Chandler, adopting a supplemental budget. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Greengo, McDonald, Nisbet, Williams.

Not signing report: Representatives Sommers, Ranking Minority Member; Becker, Thompson, Warnke.

Passed to Committee on Rules for second reading.

January 30, 1981

HOUSE BILL NO. 207, Prime Sponsor: Committee on Revenue, providing for the payment of insurance premiums taxes. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill by Committee on Revenue be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Greengo, McDonald, Nisbet, Williams.

Not signing report: Representatives Sommers, Ranking Minority Member; Becker, Thompson, Warnke.

Passed to Committee on Rules for second reading.

January 30, 1981

HOUSE BILL NO. 208, Prime Sponsor: Committee on Revenue, modifying provisions on excise tax collections. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill by Committee on Revenue be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Greengo, McDonald, Nisbet, Williams.

Not signing report: Representatives Sommers, Ranking Minority Member; Becker, Thompson, Warnke.

Passed to Committee on Rules for second reading.

January 30, 1981

HOUSE BILL No. 209, Prime Sponsor: Committee on Revenue, modifying provisions relating to state funds. Reported by Committee on Ways and Means.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Greengo, McDonald, Nisbet, Williams.

Not signing report: Representatives Sommers, Ranking Minority Member; Becker, Thompson, Warnke.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Tuesday, February 3, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

**TWENTY-THIRD DAY
MORNING SESSION**

House Chamber, Olympia, Wash., Tuesday, February 3, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Katie Sauter and Eric Fisher. Prayer was offered by The Reverend George Mitchell of the First Christian Church of Olympia.

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

MESSAGE FROM THE SENATE

January 30, 1981

Mr. Speaker:

The Senate has passed:

**SUBSTITUTE SENATE BILL NO. 3110,
ENGROSSED SENATE BILL NO. 3115,**

ENGROSSED SENATE JOINT RESOLUTION NO. 107,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 247, by Committee on Agriculture and Representative Smith:

AN ACT Relating to irrigation districts; and amending section 4, chapter 150, Laws of 1939 and RCW 87.03.630.

To Committee on Agriculture

HOUSE BILL NO. 248, by Committee on Local Government and Representatives Barrett and Isaacson:

AN ACT Relating to local improvement districts; and amending section 35.43.110, chapter 7, Laws of 1965 and RCW 35.43.110.

To Committee on Local Government

HOUSE BILL NO. 249, by Committee on Financial Institutions and Insurance and Representatives Dawson and Brown:

AN ACT Relating to motor vehicles; and amending section 7, chapter 169, Laws of 1963 as amended by section 1, chapter 78, Laws of 1979 and RCW 46.29.070.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 250, by Committee on Labor and Economic Development and Representatives Sanders, Eberle, Clayton, Smith, Hankins, Barrett, Patrick, Flanagan, Barr, Johnson and Wilson:

AN ACT Relating to workers' compensation; amending section 51.08.070, chapter 23, Laws of 1961 as last amended by section 12, chapter 350, Laws of 1977 ex. sess. and RCW 51.08.070; amending section 51.08.180, chapter 23, Laws of 1961 as amended by section 15, chapter 350, Laws of 1977 ex. sess. and RCW 51.08.180; amending section 51.12.020, chapter 23, Laws of 1961 as last amended by section 1, chapter 128, Laws of 1979 and RCW 51.12.020; amending section 51.12.070, chapter 23, Laws of 1961 as last amended by section 81, chapter 289, Laws of 1971 ex. sess. and RCW 51.12.070; and adding a new section to chapter 51.12 RCW.

To Committee on Labor and Economic Development

HOUSE BILL NO. 251, by Committee on Financial Institutions and Insurance and Representatives Dawson and Ellis (by Insurance Commissioner request):

AN ACT Relating to examinations of health care service contractors and health maintenance organizations; amending section 12, chapter 115, Laws of 1969 and RCW 48.44.145; and amending section 13, chapter 290, Laws of 1975 1st ex. sess. and RCW 48.46.120.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 252, by Committee on Agriculture and Representative Smith:

AN ACT Relating to agriculture; amending section 15.36.100, chapter 11, Laws of 1961 and RCW 15.36.100; amending section 15.36.110, chapter 11, Laws of 1961 and RCW 15.36.110; amending section 15.36.120, chapter 11, Laws of 1961 and RCW 15.36.120; amending section 15.36.140, chapter 11, Laws of 1961 and RCW 15.36.140; amending section 22, chapter 63, Laws of 1969 and RCW 15.49.220; amending section 28, chapter 63, Laws of 1969 and RCW 15.49.280; amending section 29, chapter 63, Laws of 1969 and RCW 15.49.290; amending section 31, chapter 63, Laws of 1969 and RCW 15.49.310; amending section 32, chapter 63, Laws of 1969 and RCW 15.49.320; amending section 33, chapter 63, Laws of 1969 as amended by section 1, chapter 154, Laws of 1979 and RCW 15.49.330; amending section 34, chapter 63, Laws of 1969 as amended by section 3, chapter 26, Laws of 1977 ex. sess. and RCW 15.49.340; amending section 35, chapter 63, Laws of 1969 and RCW 15.49.350; amending section 37, chapter 63, Laws of 1969 and RCW 15.49.370; amending section 38, chapter 63, Laws of 1969 and RCW 15.49.380; amending section 41, chapter 63, Laws of 1969 and RCW 15.49.410; amending section 23, chapter 22, Laws of 1967 ex. sess. as amended by section 9, chapter 257, Laws of 1975 1st ex. sess. and RCW 15.54.350; amending section 20, chapter 190, Laws of 1971 ex. sess. and RCW 15.58.200; amending section 22, chapter 190, Laws of 1971 ex. sess. and RCW 15.58.220; amending section 7, chapter 249, Laws of 1961 as amended by section 3, chapter 177, Laws of 1967 and RCW 17.21.070; amending section 11, chapter 249, Laws of 1961 as amended by section 6, chapter 177, Laws of 1967 and RCW 17.21.110; amending section 9, chapter 191, Laws of 1971 ex. sess. as amended by section 4, chapter 92, Laws of 1979 and RCW 17.21.203; amending section 22, chapter 249, Laws of 1961 as last amended by section 7, chapter 191, Laws of 1971 ex. sess. and RCW 17.21.220; amending section 50, chapter 124, Laws of 1963 and RCW 22.09.500; amending section 51, chapter 124, Laws of 1963 and RCW 22.09.510; adding a new section to chapter 17.21 RCW; adding new sections to chapter 43.23 RCW; repealing section 15.36.050, chapter 11, Laws of 1961 and RCW 15.36.050; repealing section 15.52.020, chapter 11, Laws of 1961 and RCW 15.52.020; and repealing section 15.52.030, chapter 11, Laws of 1961 and RCW 15.52.030.

To Committee on Agriculture

HOUSE BILL NO. 253, by Representatives Rosbach and Lux:

AN ACT Relating to savings and loan associations; amending section 4, chapter 122, Laws of 1955 as last amended by section 7, chapter 107, Laws of 1969 and RCW 33.48.030; amending section 119-A, chapter 235, Laws of 1945 and RCW 33.04.010; amending section 40, chapter 235, Laws of 1945, and RCW 33.20.030; and adding a new section to chapter 33.48 RCW.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 254, by Representatives Dawson, Bickham, Patrick, Brown, McGinnis, Erak, Ellis, Lewis, Houchen, Lane, Tilly and Garrett:

AN ACT Relating to casualty insurance; amending section 27, chapter 150, Laws of 1967 as amended by section 1, chapter 117, Laws of 1980 and RCW 48.22.030; adding a new section to chapter 48.18 RCW; and providing an effective date.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 255, by Representatives Galloway and Clayton:

AN ACT Relating to vital statistics; and adding new sections to chapter 70.58 RCW.

HOUSE BILL NO. 256, by Representatives Galloway, Clayton, Walk, Granlund and Gruger:

AN ACT Relating to vital statistics; and adding new sections to chapter 70.58 RCW.

HOUSE BILL NO. 257, by Representatives Van Dyken, Becker, Fiske, Lundquist, Fancher, Barr, Thompson and Greengo:

AN ACT Relating to border towns; amending section 6, chapter 175, Laws of 1957 and RCW 66.08.190; adding a new section to chapter 66.08 RCW; and creating a new section.

To Committee on Local Government

HOUSE BILL NO. 258, by Representatives Wilson, Martinis, Nisbet, Dawson, Owen, Houchen, Lundquist, Schmidt, Fiske, James, Gallagher, Sherman, Eberle, Tupper, Bender, Pruitt and Granlund:

AN ACT Relating to maritime transportation; amending section 2, chapter 15, Laws of 1973 1st ex. sess. and RCW 43.79A.020; amending section 1, chapter 80, Laws of 1969 ex. sess. and RCW 43.80.100; amending section 2, chapter 16, Laws of 1963 as last amended by section 34, chapter 151, Laws of 1977 ex. sess. and RCW 46.61.405; amending section 2, chapter 151, Laws of 1977 ex. sess. and RCW 47.01.021; amending section 1, chapter 65, Laws of 1975-'76 2nd ex. sess. and RCW 47.04.140; amending section 1, chapter 103, Laws of 1977 ex. sess. and RCW 47.12.023; amending section 2, chapter 103, Laws of 1977 ex. sess. and RCW 47.12.026; amending section 47.28.090, chapter 13, Laws of 1961 as amended by section 2, chapter 21, Laws of 1971 ex. sess. and RCW 47.28.090; amending section 47.56.030, chapter 13, Laws of 1961 as last amended by section 66, chapter 151, Laws of 1977 ex. sess. and RCW 47.56.030; amending section 9, chapter 278, Laws of 1961 and RCW 47.56.032; amending section 47.56.050, chapter 13, Laws of 1961 as amended by section 25, chapter 106, Laws of 1973 and RCW 47.56.050; amending section 47.60.010, chapter 13, Laws of 1961 and RCW 47.60.010; amending section 47.60.015, chapter 13, Laws of 1961 and RCW 47.60.015; amending section 47.60.040, chapter 13, Laws of 1961 and RCW 47.60.040; amending section 47.60.113, chapter 13, Laws of 1961 and RCW 47.60.113; amending section 47.60.122, chapter 13, Laws of 1961 and RCW 47.60.122; amending section 47.60.130, chapter 13, Laws of 1961 as last amended by section 6, chapter 189, Laws of 1979 ex. sess. and RCW 47.60.130; amending section 47.60.140, chapter 13, Laws of 1961 as amended by section 58, chapter 170, Laws of 1965 ex. sess. and RCW 47.60.140; amending section 47.60.160, chapter 13, Laws of 1961 and RCW 47.60.160; amending section 1, chapter 44, Laws of 1972 ex. sess. and RCW 47.60.282; amending section 8, chapter 24, Laws of 1972 ex. sess. and RCW 47.60.325; amending section 18, chapter 7, Laws of 1961 ex. sess. and RCW 47.60.350; amending section 20, chapter 7, Laws of 1961 ex. sess. and RCW 47.60.370; amending section 22, chapter 7, Laws of 1961 ex. sess. and RCW 47.60.390; amending section 1, chapter 9, Laws of 1961 ex. sess. and RCW 47.60.400; amending section 9, chapter 9, Laws of 1961 ex. sess. and RCW 47.60.470; amending section 1, chapter 85, Laws of 1970 ex. sess. and RCW 47.60.500; amending section 1, chapter 27, Laws of 1979 and RCW 47.60.502; amending section 2, chapter 27, Laws of 1979 and RCW 47.60.503; amending section 2, chapter 85, Laws of 1970 ex. sess. as last amended by section 3, chapter 27, Laws of 1979 and RCW 47.60.505; amending section 4, chapter 24, Laws of 1972 ex. sess. and RCW 47.60.540; amending section 8, chapter 27, Laws of 1979 and RCW 47.60.544; amending section 1, chapter 69, Laws of 1975-'76 2nd ex. sess. and RCW 47.60.550; amending section 1, chapter 360, Laws of 1977 ex. sess. and RCW 47.60.560; amending section 6, chapter 360, Laws of 1977 ex. sess. and RCW 47.60.610; amending section 2, chapter 166, Laws of 1977 ex. sess. and RCW 47.60.660; amending section 47.64.010, chapter 13, Laws of 1961 as amended by section 33, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.010; amending section 47.64.040, chapter 13, Laws of 1961 as last amended by section 1, chapter 73, Laws of 1979 ex. sess. and RCW 47.64.040; amending section 47.64.080, chapter 13, Laws of 1961 and RCW 47.64.080; amending section 47.65.060, chapter 13, Laws of 1961 and RCW 47.65.060; amending section 47.65.080, chapter 13, Laws of 1961 and RCW 47.65.080; amending section 1, chapter 294, Laws of 1959 as last amended by section 1, chapter 69, Laws of 1977 ex. sess. and RCW 49.46.010; amending section 18, chapter 236, Laws of 1959 and RCW 53.34.180; reenacting and amending section 1, chapter 166, Laws of 1921 as last amended by section 5, chapter 166, Laws of 1977 ex. sess. and by section 1, chapter 205, Laws of 1977 ex. sess. and RCW 60.28.010; creating a new chapter in Title 47 RCW; repealing section 47.56.010, chapter 13, Laws of 1961 and RCW 47.56.010; repealing section 47.56.040, chapter 13, Laws of 1961 and RCW 47.56.040; repealing section 47.56.042, chapter 13, Laws of 1961 and RCW 47.56.042; repealing section 23, chapter 3, Laws of 1963 ex. sess., section 17, chapter 195, Laws of 1971 ex. sess. and RCW 47.60.045; repealing section 47.60.280, chapter 13, Laws of 1961 and RCW 47.60.280; repealing section 2, chapter 44, Laws of 1972 ex. sess. and RCW 47.60.283; repealing section 47.60.290, chapter 13, Laws of 1961, section 6, chapter 24, Laws of 1972 ex. sess. and RCW 47.60.290; repealing section 1, chapter 166, Laws of 1977 ex. sess. and RCW 47.60.650; repealing section 1, chapter 56, Laws of 1965 ex. sess. and RCW 47.61.010; repealing section 2, chapter 56, Laws of 1965 ex. sess. and RCW 47.61.020; and repealing section 47.65.091, chapter 13, Laws of 1961 and RCW 47.65.091.

To Committee on Transportation

HOUSE BILL NO. 259, by Representatives Brekke, Addison, Wang, Hankins, Nelson (D), Burns, Valle, Kroidler, Monohon, Rust, Pruitt and Ellis:

AN ACT Relating to energy and resource savings through conservation; adding a new section to Title 39 RCW; adding a new section to chapter 39.30 RCW; and adding new sections to chapter 43.19 RCW.

To Committee on State Government

HOUSE BILL NO. 260, by Representatives Prince, Padden, Kreidler, Galloway, Amen and Barr:

AN ACT Relating to agriculture; and amending section 15.66.150, chapter 11, Laws of 1961 as amended by section 1, chapter 93, Laws of 1979 ex. sess. and RCW 15.66.150.

To Committee on Agriculture

HOUSE BILL NO. 261, by Representatives Sanders, Barrett, Isaacson, Owen, Scott, McCormick, Hastings, Flanagan and Eberle:

AN ACT Relating to compensation for government interference with private property rights; creating a new chapter in Title 64 RCW; and declaring an emergency.

HOUSE BILL NO. 262, by Representatives Berleen, Barnes, Struthers, Patrick, Hine, Wilson, Addison, Valle, Pruitt and Lux:

AN ACT Relating to transportation; and making an appropriation.

To Committee on Transportation

HOUSE BILL NO. 263, by Representatives Struthers, Warnke, Barnes, Garson, Nelson (G), Patrick, McGinnis, Vander Stoep, Chamberlain, Berleen and Ellis (by Executive request):

AN ACT Relating to retirement systems; adding a new section to chapter 2.12 RCW; adding a new section to chapter 28B.10 RCW; adding a new section to chapter 41.32 RCW; adding a new section to chapter 41.40 RCW; adding a new section to chapter 43.43 RCW; making appropriations; and declaring an emergency.

To Committee on Appropriations - General Government

HOUSE BILL NO. 264, by Representatives Struthers, King (J), Warnke, Barrett, Dawson, King (R), Bickham, Isaacson, Eberle, Winsley, Martinis, Lane, McCormick, Hastings, Ellis, Sanders, Grimm and Bond:

AN ACT Relating to rent control; adding a new section to chapter 35.21 RCW; adding a new section to chapter 36.01 RCW; and declaring an emergency.

HOUSE BILL NO. 265, by Representatives Flanagan, Rust, Struthers, Tilly, Amen, Fancher, Hastings, Dickie, North, Sommers and Smith:

AN ACT Relating to property taxation; amending section 84.36.100, chapter 15, Laws of 1961 and RCW 84.36.100; and repealing section 84.36.090, chapter 15, Laws of 1961 and RCW 84.36.090.

To Committee on Revenue

HOUSE BILL NO. 266, by Representatives Lane, Johnson, Dawson, Patrick, Fiske, Sommers, Chamberlain, Dickie, Mitchell, Padden, McGinnis, Nickell, Vander Stoep, Warnke, Bickham, Van Dyken, Leonard, Taylor, Nelson (G), Erickson, Williams, Smith, Ellis, Lundquist, Barrett, Monohon, Winsley, Tupper, Hankins, Kreidler, Garson, Bond, Teutsch, Cantu, Galloway, Lewis, Heck, Lux, Granlund and Nelson, D. (by Executive request):

AN ACT Relating to social and health services; adding new sections to chapter 43.20A RCW; providing an effective date; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 267, by Committee on Human Services and Representatives Mitchell, Pruitt, Ellis and Wang:

AN ACT Relating to sanitarians; adding new sections to chapter 18.90 RCW; repealing section 1, chapter 200, Laws of 1959 and RCW 18.90.010; repealing section 2, chapter 200, Laws of 1959, section 5, chapter 188, Laws of 1967, section 52, chapter 34, Laws of 1975-76 2nd ex. sess. and RCW 18.90.020; repealing section 3, chapter 200, Laws of 1959 and RCW 18.90.030; repealing section 4, chapter 200, Laws of 1959, section 19, chapter 266, Laws of 1971 ex. sess., section 80, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.90.040; repealing section 5, chapter 200, Laws of 1959, section 81, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.90.050; repealing section 6, chapter 200, Laws of 1959 and RCW 18.90.060; repealing section 7, chapter 200, Laws of 1959 and RCW 18.90.070; repealing section 8, chapter 200, Laws of 1959 and RCW 18.90.900; repealing section 18, chapter 99, Laws of 1979 and RCW 43.131.183; repealing section 60, chapter 99, Laws of 1979 and RCW 43.131.184; prescribing penalties; providing an effective date; and declaring an emergency.

To Committee on Human Services

HOUSE BILL NO. 268, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to motor vehicles; amending section 8, chapter 136, Laws of 1979 ex. sess. as amended by section 1, chapter 128, Laws of 1980 and RCW 46.63.060; amending section 9, chapter 136, Laws of 1979 ex. sess. as amended by section 2, chapter 128, Laws of 1980 and RCW 46.63.070; amending section 13, chapter 136, Laws of 1979 ex. sess. as amended by section 4, chapter 128, Laws of 1980 and RCW 46.63.110; amending section 46.20.270, chapter 12, Laws of 1961 as last amended by section 58, chapter 136, Laws of 1979 ex. sess. and RCW 46.20.270; adding a new section to chapter 46.16 RCW; declaring an emergency; and providing an effective date.

To Committee on Transportation

HOUSE BILL NO. 269, by Committee on Human Services and Representatives Mitchell, Kreidler and Thompson:

AN ACT Relating to nursing homes; amending section 36, chapter 177, Laws of 1980 and RCW 74.46.360; amending section 40, chapter 177, Laws of 1980 and RCW 74.46.400; amending section 41, chapter 177, Laws of 1980 and RCW 74.46.410; and providing an effective date.

To Committee on Human Services

HOUSE BILL NO. 270, by Committee on Human Services and Representatives Mitchell, Kreidler and Gruger:

AN ACT Relating to licensing social workers; adding a new chapter to Title 18 RCW; prescribing penalties; and providing an effective date.

To Committee on Human Services

HOUSE BILL NO. 271, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to dental hygienists; amending section 27, chapter 16, Laws of 1923 as last amended by section 1, chapter 235, Laws of 1971 ex. sess. and RCW 18.29.050; amending section 34, chapter 16, Laws of 1923 and RCW 18.29.080; adding new sections to chapter 18.29 RCW; repealing section 6, chapter 47, Laws of 1969 and RCW 18.29.005; repealing section 26, chapter 16, Laws of 1923 and RCW 18.29.010; repealing section 32, chapter 16, Laws of 1923, section 5, chapter 47, Laws of 1969, section 26, chapter 30, Laws of 1975 1st ex. sess., section 33, chapter 158, Laws of 1979 and RCW 18.29.070; declaring an emergency; and providing an effective date.

To Committee on Labor and Economic Development

HOUSE BILL NO. 272, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to extradition and rendition; adding a new chapter to Title 10 RCW; repealing section 1, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.200; repealing section 2, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.210; repealing section 3, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.220; repealing section 4, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.230; repealing section 5, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.240; repealing section 6, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.250; repealing section 7, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.260; repealing section 8, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.270; repealing section 9, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.280; repealing section 10, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.290; repealing section 11, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.300; repealing section 12, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.310; repealing section 13, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.320; repealing section 14, chapter 46, Laws of 1971 ex. sess., section 16, chapter 244, Laws of 1979 ex. sess. and RCW 10.88.330; repealing section 15, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.340; repealing section 16, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.350; repealing section 17, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.360; repealing section 18, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.370; repealing section 19, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.380; repealing section 20, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.390; repealing section 21, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.400; repealing section 22, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.410; repealing section 23, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.420; repealing section 24, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.430; repealing section 25, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.440; repealing section 26, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.450; repealing section 27, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.900; repealing section 28, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.910; repealing section 29, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.920; repealing section 32, chapter 46, Laws of 1971 ex. sess. and RCW 10.88.930; repealing section 2, chapter 17, Laws of 1971 ex. sess. and RCW 10.91.010; repealing section 3, chapter 17, Laws of 1971 ex. sess. and RCW 10.91.020; repealing section 4, chapter 17, Laws of 1971 ex. sess. and RCW 10.91.030; repealing section 5, chapter 17, Laws of 1971 ex. sess. and RCW 10.91.040; repealing section 9, chapter 17, Laws of 1971 ex. sess. and RCW 10.91.050; repealing section 6, chapter 17, Laws of 1971 ex. sess. and RCW 10.91.900; repealing

section 7, chapter 17, Laws of 1971 ex. sess. and RCW 10.91.910; and repealing section 8, chapter 17, Laws of 1971 ex. sess. and RCW 10.91.920.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 273, by Committee on Natural Resources and Environmental Affairs and Representatives Rosbach, Garrett and North:

AN ACT Relating to the youth development and conservation corps; and amending section 43.51.540, chapter 8, Laws of 1965 as amended by section 2, chapter 7, Laws of 1975 and RCW 43.51.540.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 274, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to practical nurses; amending section 1, chapter 222, Laws of 1949 as last amended by section 1, chapter 79, Laws of 1967 and RCW 18.78.010; amending section 2, chapter 222, Laws of 1949 as amended by section 2, chapter 79, Laws of 1967 and RCW 18.78.020; amending section 3, chapter 222, Laws of 1949 and RCW 18.78.030; amending section 4, chapter 222, Laws of 1949 as last amended by section 45, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.78.040; amending section 5, chapter 222, Laws of 1949 as last amended by section 64, chapter 158, Laws of 1979 and RCW 18.78.050; amending section 6, chapter 222, Laws of 1949 as last amended by section 26, chapter 292, Laws of 1971 ex. sess. and RCW 18.78.060; amending section 7, chapter 222, Laws of 1949 and RCW 18.78.070; amending section 10, chapter 222, Laws of 1949 as last amended by section 66, chapter 158, Laws of 1979 and RCW 18.78.090; amending section 11, chapter 222, Laws of 1949 as amended by section 1, chapter 68, Laws of 1971 and RCW 18.78.100; amending section 12, chapter 222, Laws of 1949 as amended by section 46, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.78.110; amending section 17, chapter 222, Laws of 1949 and RCW 18.78.160; amending section 18, chapter 222, Laws of 1949 as amended by section 5, chapter 79, Laws of 1967 and RCW 18.78.170; amending section 7, chapter 79, Laws of 1967 and RCW 18.78.175; amending section 6, chapter 79, Laws of 1967 as amended by section 2, chapter 68, Laws of 1971 and RCW 18.78.182; and adding new sections to chapter 18.78 RCW.

To Committee on Human Services

HOUSE BILL NO. 275, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to the correction of various state statutes necessitated by the amendment and/or repeal thereof in two or more laws which were enacted without reference to the other; correcting certain internal references and nomenclature therein; reenacting section 9A.48.100, chapter 260, Laws of 1975 1st ex. sess. as last amended by section 3, chapter 145, Laws of 1979 and by section 11, chapter 244, Laws of 1979 ex. sess. and RCW 9A.48.100; reenacting section 70, page 235, Laws of 1854 as last amended by section 2, chapter 53, Laws of 1977 ex. sess. and by section 2, chapter 248, Laws of 1977 ex. sess. and RCW 12.12.030; reenacting section 11, chapter 283, Laws of 1947 as last amended by section 1, chapter 23, Laws of 1975 and by section 47, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.43.080; reenacting section 9, chapter 144, Laws of 1919 as amended by section 57, chapter 30, Laws of 1975 1st ex. sess. and by section 5, chapter 69, Laws of 1975 1st ex. sess. and RCW 18.53.070; reenacting section 35.13.172, chapter 7, Laws of 1965 as amended by section 15, chapter 164, Laws of 1973 1st ex. sess. and by section 14, chapter 195, Laws of 1973 1st ex. sess. and RCW 35.13.172; reenacting section 35.18.020, chapter 7, Laws of 1965 as amended by section 26, chapter 151, Laws of 1979 and by section 19, chapter 126, Laws of 1979 ex. sess. and RCW 35.18.020; reenacting section 4, chapter 233, Laws of 1963 as amended by section 11, chapter 232, Laws of 1977 ex. sess. and by section 96, chapter 169, Laws of 1977 ex. sess. and RCW 40.06.040; reenacting section 14, chapter 289, Laws of 1977 ex. sess. as amended by section 1, chapter 49, Laws of 1979 and by section 11, chapter 156, Laws of 1979 and by section 1, chapter 82, Laws of 1979 ex. sess. and RCW 43.131-.140; reenacting section 7, chapter 121, Laws of 1965 ex. sess. as last amended by section 3, chapter 61, Laws of 1979 and by section 1, chapter 63, Laws of 1979 and RCW 46.20.055; reenacting section 1, chapter 1, Laws of 1969 as last amended by section 3, chapter 176, Laws of 1979 ex. sess. and by section 59, chapter 136, Laws of 1979 ex. sess. and RCW 46.20.308; amending and reenacting section 47.12.140, chapter 13, Laws of 1961 as amended by section 6, chapter 78, Laws of 1977 ex. sess. and by section 52, chapter 151, Laws of 1977 ex. sess. and RCW 47.12.140; reenacting section 51.16.060, chapter 23, Laws of 1961 as last amended by section 11, chapter 323, Laws of 1977 ex. sess. and by section 26, chapter 350, Laws of 1977 ex. sess. and RCW 51.16.060; amending and reenacting section 1, chapter 166, Laws of 1921 as last amended by section 5, chapter 166, Laws of 1977 ex. sess. and by section 1, chapter 205, Laws of 1977 ex. sess. and RCW 60.28.010; reenacting section 10, chapter 307, Laws of 1971 ex. sess. as amended by section 6, chapter 94, Laws of 1979 and by section 219, chapter 158, Laws of 1979 and RCW 70.93.100; amending and reenacting section 82.50.170, chapter 15, Laws of 1961 as last amended by section 1, chapter 9, Laws of 1975 1st ex. sess. and by section 97, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.50.170; reenacting section 84.48.110, chapter 15, Laws of 1961 as last amended by section 4, chapter 86, Laws of 1979 ex. sess. and section 185, chapter 151, Laws of 1979 and RCW 84.48.110; repealing section 15.32.370, chapter 11, Laws of 1961, section 1, chapter 73, Laws of 1965, section 1, chapter 40, Laws of 1967 ex. sess. and RCW 15.32.370; repealing section 1, chapter 186, Laws of 1963, section 12, chapter 87, Laws of 1980 and RCW 34.04.160;

repealing section 36.76.010, chapter 4, Laws of 1963, section 72, chapter 232, Laws of 1969 ex. sess., section 21, chapter 42, Laws of 1970 ex. sess., section 52, chapter 56, Laws of 1970 ex. sess., section 1, chapter 9, Laws of 1971 and RCW 36.76.010; repealing section 94, chapter 130, Laws of 1943, section 138, chapter 220, Laws of 1963 and RCW 38.32.130; repealing section 43.22.160, chapter 8, Laws of 1965, section 80, chapter 154, Laws of 1973 1st ex. sess. and RCW 43.22.160; repealing section 43.22.170, chapter 8, Laws of 1965, section 81, chapter 154, Laws of 1973 1st ex. sess. and RCW 43.22.170; repealing section 2, chapter 76, Laws of 1972 ex. sess., section 65, chapter 75, Laws of 1977 and RCW 43.125.020; repealing section 47.12.060, chapter 13, Laws of 1961, section 1, chapter 96, Laws of 1975 1st ex. sess., section 47, chapter 151, Laws of 1977 ex. sess. and RCW 47.12.060; repealing section 47.12.070, chapter 13, Laws of 1961, section 2, chapter 91, Laws of 1969, section 2, chapter 96, Laws of 1975 1st ex. sess., section 48, chapter 151, Laws of 1977 ex. sess. and RCW 47.12.070; repealing section 51.40.010, chapter 23, Laws of 1961, section 61, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.010; repealing section 51.40.020, chapter 23, Laws of 1961, section 1, chapter 36, Laws of 1965, section 2, chapter 80, Laws of 1965 ex. sess., section 62, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.020; repealing section 51.40.030, chapter 23, Laws of 1961, section 63, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.030; repealing section 51.40.040, chapter 23, Laws of 1961, section 29, chapter 106, Laws of 1973, section 64, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.040; repealing section 51.40.050, chapter 23, Laws of 1961, section 65, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.050; repealing section 51.40.060, chapter 23, Laws of 1961, section 66, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.060; repealing section 51.40.070, chapter 23, Laws of 1961, section 67, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.070; repealing section 72.50.040, chapter 28, Laws of 1959, section 6, chapter 49, Laws of 1970 ex. sess. and RCW 72.50.040; and repealing section 74.09.170, chapter 26, Laws of 1959, section 340, chapter 141, Laws of 1979 and RCW 74.09.170; and declaring an emergency.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 276, by Committee on Transportation and Representative Wilson (by Department of Licensing request):

AN ACT Relating to motor vehicle dealers; amending section 46.70.070, chapter 12, Laws of 1961 as last amended by section 8, chapter 132, Laws of 1973 1st ex. sess. and RCW 46.70.070; amending section 9, chapter 132, Laws of 1973 1st ex. sess. and RCW 46.70.075; amending section 46.70.090, chapter 12, Laws of 1961 as last amended by section 13, chapter 132, Laws of 1973 1st ex. sess. and RCW 46.70.090; amending section 11, chapter 74, Laws of 1967 ex. sess. as last amended by section 3, chapter 125, Laws of 1977 ex. sess. and RCW 46.70.101; amending section 16, chapter 74, Laws of 1967 ex. sess. as last amended by section 4, chapter 125, Laws of 1977 ex. sess. and RCW 46.70.180; and adding a new section to chapter 46.70 RCW.

To Committee on Transportation

HOUSE BILL NO. 277, by Committee on Revenue and Representatives Bond and Greengo:

AN ACT Relating to nonpolluting special motor vehicle fuel; amending section 1, chapter 335, Laws of 1977 ex. sess. as amended by section 1, chapter 48, Laws of 1979 and RCW 82.38.075; and providing penalties.

To Committee on Revenue

HOUSE BILL NO. 278, by Committee on Education and Representatives Cantu, Taylor and Johnson:

AN ACT Relating to the employment status of school provisional employees; amending section 1, chapter 114, Laws of 1975-'76 2nd ex. sess. and RCW 28A.67.072; and creating a new section.

To Committee on Education

HOUSE BILL NO. 279, by Committee on Education and Representative Taylor:

AN ACT Relating to school districts; amending section 9, chapter 15, Laws of 1975-'76 2nd ex. sess. and RCW 28A.57.415; creating new sections; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW.

To Committee on Education

HOUSE BILL No. 280, by Committee on Revenue and Representative Greengo (by Department of Revenue request):

AN ACT Relating to insurance premium taxes; amending section .14.02, chapter 79, Laws of 1947 as last amended by section 2, chapter 233, Laws of 1979 ex. sess. and RCW 48.14.020; amending section .14.06, chapter 79, Laws of 1947 and RCW 48.14.060; adding new sections to chapter 48.44 RCW; adding new sections to chapter 48.46 RCW; and declaring an emergency.

To Committee on Human Services

HOUSE JOINT MEMORIAL NO. 3, by Representatives Tupper, Greengo, Chandler, Berleen, Amen, Nisbet, Struthers, Fancher, Taylor, Nelson (G), Patrick, Becker, Pruitt, Gruger, Erickson, Williams, Rust, Scott, Garrett, Heck, Lux, Granlund, Rinehart and Nelson (D):

Memorializing Congress to regulate reporting of election returns.

To Committee on State Government

HOUSE JOINT MEMORIAL NO. 4, by Representatives Lundquist, James, Chamberlain, Van Dyken, Barr, Leonard, Isaacson, Erickson, Barrett, Monohon, Garrett, Berleen, North, Stratton, Hine, Lewis, Lane, Johnson and Heck:

Requesting reallocation of federal funds to aid victims of Mt. St. Helens eruption.

To Committee on Local Government

HOUSE JOINT RESOLUTION NO. 4, by Representatives James, Bond, Nisbet, Rosbach, Barnes, Lewis, Struthers, Hastings, Patrick, Leonard, Mitchell, Tupper, Teutsch, Schmidt, Flanagan, Padden, Barr, Bickham, Taylor, Houchen, Clayton, Isaacson, Sanders, Lane, Fiske, Nickell, Ellis, McGinnis, Garson, Prince, Dickie, Barrett, McDonald, Berleen, Addison, Hankins, Lundquist, Eberle, Nelson (G), Williams, Smith, Johnson, Dawson, Fancher, Greengo, Chandler, Tilly, Wilson, Chamberlain, Cantu and Vander Stoep:

Restricting the growth of state tax revenues.

To Committee on Revenue

HOUSE JOINT RESOLUTION NO. 5, by Representatives Grimm, Walk, Erickson, Ehlers and Heck:

Permitting current use assessment of all real property.

To Committee on Revenue

HOUSE CONCURRENT RESOLUTION NO. 4, by Committee on Labor and Economic Development and Representatives Patrick, Sanders, Scott, Flanagan, Smith, Garrett, Brown, Barrett, Hankins, Clayton, Eberle and Warnke:

Declaring foreign trade policy.

To Committee on Labor and Economic Development.

HOUSE CONCURRENT RESOLUTION NO. 5, by Representatives Prince, Smith and Galloway:

Creating a joint agricultural study committee.

To Committee on Agriculture

SUBSTITUTE SENATE BILL NO. 3110, by Committee on Judiciary (originally sponsored by Senators Talmadge, Hemstad, Shinpoch, Zimmerman and Deccio):

Providing for reduction of court congestion.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE BILL NO. 3115, by Senators Talmadge, Hemstad and Shinpoch:

Authorizing district court actions on contractors' bonds.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE JOINT RESOLUTION NO. 107, by Senators Talmadge, Hemstad and Wojahn:

Authorizing additional court commissioners.

To Committee on Ethics, Law and Justice

MOTIONS

On motion of Mr. Nelson (G), all bills, memorials and resolutions listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

On motion of Mr. Nelson (G), HOUSE BILL NO. 255 and HOUSE BILL NO. 256 were referred to Committee on State Government.

On motion of Mr. Nelson (G), HOUSE BILL NO. 261 was referred to Committee on Local Government.

On motion of Mr. Nelson (G), HOUSE BILL NO. 264 was referred to Committee on Labor and Economic Development.

COMMITTEE ASSIGNMENT

The Speaker appointed Representative McGinnis to the Joint Committee on Workers' Compensation.

SECOND READING

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MOTION

On motion of Mr. Nelson (G), House Bill No. 206 was placed at the top of today's second reading calendar.

HOUSE BILL NO. 206, by Representative Chandler:

Adopting a supplemental budget.

The bill was read the second time.

On motion of Mr. Chandler, Substitute House Bill No. 206 was substituted for House Bill No. 206, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 206 was read the second time.

POINT OF ORDER

Mr. O'Brien: "Rule 13, subsection (B) states as follows: '...No bills shall be considered on second reading unless a calendar of bills for second reading and copies of any amendment made by a committee have been distributed to each member no later than 8:00 p.m. on the second day preceding such consideration unless otherwise provided by the rules committee...' I submit to you, Mr. Speaker, that the amendments were not placed on the desks of the members by Sunday night at 8 p.m., the second day preceding today's consideration of Substitute House Bill No. 206."

SPEAKER'S RULING

The Speaker: "Representative O'Brien, Rule 13(B) provides that, unless '...otherwise provided by the rules committee.' The action of the Rules Committee yesterday in placing this substitute bill, not an amendment, before the body of the House, is the other consideration by the Rules Committee. Therefore, your point of order is not well taken."

POINT OF ORDER

Mr. O'Brien: "To my knowledge, the Rules Committee didn't discuss Substitute House Bill No. 206 for the purpose of consideration. A waiving or suspending of the rules now is to amendments. We didn't discuss that particular point."

The Speaker: "Representative O'Brien, you were in Rules Committee and you know that this is a substitute bill, not an amendment provided by the committee."

Mr. O'Brien: "A substitute bill is nothing but one amendment."

The Speaker: "Thank you very much. Your point is not well taken."

MOTION

Mr. Nelson (G) moved that the House do now resolve itself into the Committee of the Whole for purpose of considering Substitute House Bill No. 206.

POINT OF ORDER

Mr. O'Brien: "I'd like to have you rule on Rule 15 which states: 'Bills appropriating money may be considered in committee of the whole house, and no change in the amount appropriated shall be made outside of the committee of the whole: PROVIDED, That the report of the committee of the whole with amendments incorporated thereto may be adopted

by a majority vote of the members present on the second reading. No amendment to the general appropriation bill, commonly known as the budget, adding any new item, or items, thereto not incorporated in the bill as reported by the ways and means committee, shall be adopted except by the affirmative vote of two-thirds of the representatives elected....' I submit to you the supplemental bill should not be classified as the general appropriation bill, and therefore amendments can be adopted by the Committee of the Whole by majority vote. I'd like you to rule on that."

The Speaker: "Representative O'Brien, do I understand you are asking me to rule whether this is a budget bill or not?"

Mr. O'Brien: "I would like you to rule whether or not the supplemental bill appropriating moneys should be classified differently than the general appropriation bill. There are two fine distinctions, Mr. Speaker. One is a supplemental bill appropriating money and the other is a general appropriation bill which is your main omnibus appropriation bill, which is entirely different from a supplemental bill, and therefore amendments should be able to be adopted by a majority vote of the members present."

SPEAKER'S RULING

The Speaker: "Representative O'Brien, your point of order, as I understand it, is to ask for a ruling on whether this budget bill before us is a general appropriation bill, and therefore subject to Rule 15, and I would rule that it is."

Mr. O'Brien: "You are going to rule that a supplemental appropriation bill is in the same category as a general appropriation bill?"

The Speaker: "Representative O'Brien, I am ruling that this is a general appropriation bill affecting the general appropriations that were passed two years ago and falls into the same category with the same distinction as any other general appropriation bill."

Mr. Heck demanded an electric roll call vote on the motion, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion that the House resolve itself into Committee of the Whole for the purpose of considering Substitute House Bill No. 206, and the motion was carried by the following vote: Yeas, 56; nays, 42; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

COMMITTEE OF THE WHOLE

Substitute House Bill No. 206 was considered in the Committee of the Whole, Representative Amen presiding, and reported back to the House with the recommendation that the bill do pass with the following amendments by Representatives Nelson (D) and Brekke:

On page 20, add new sections following section 27 as follows:

"NEW SECTION. Sec. 28. The department shall conduct a random sample of those individuals affected by the elimination and/or reduction of the public assistance programs as required by this supplemental budget. This study shall include a detailing of the following impacts: (1) the extent to which individuals are institutionalized as a result of loss of assistance; (2) the number of individuals which were able to find assistance from private sources to meet basic needs; (3) the number of individuals who become enrolled in another state or locally funded program. The department shall provide this report within existing research resources.

NEW SECTION. Sec. 29. The department shall conduct a random sample of those individuals affected by the reduction of chore services as required by this supplemental budget. This study shall include a detailing of the following impacts: (1) the extent to which individuals are institutionalized as a result of loss of assistance; (2) the number of individuals which were able to find assistance from private sources to meet basic needs; and (3) the number of individuals who become enrolled in another state or locally funded program. The department shall provide this report within existing research resources."

Renumber the remaining sections consecutively.

The Speaker resumed the Chair.

MOTIONS

On motion of Mr. Amen, Substitute House Bill No. 206 was adopted as amended by the Committee of the Whole.

On motion of Mr. Nelson (G), the reading by the Committee of the Whole was considered to be second reading and the bill was ordered engrossed.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 206 was placed on final passage.

Representatives Chandler and McDonald spoke in favor of passage of the bill, and Representatives Wang and Warnke spoke against it.

Mr. Warnke spoke again in opposition to the bill, and Mr. Chandler spoke again in favor of it.

Ms. Becker spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 206, and the bill passed the House by the following vote: Yeas, 51; nays, 47; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Engrossed Substitute House Bill No. 206, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 207, by Committee on Revenue and Representative Greengo:

Providing for the prepayment of insurance premiums taxes.

The bill was read the second time.

On motion of Mr. Chandler, Substitute House Bill No. 207 was substituted for House Bill No. 207, and the bill was placed on the calendar for second reading.

Substitute House Bill No. 207 was read the second time.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Greengo spoke in favor of the bill, and Ms. Sommers spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 207, and the bill passed the House by the following vote: Yeas, 55; nays, 42; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representative Winsley.

Substitute House Bill No. 207, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 208, by Committee on Revenue and Representative Greengo:

Modifying provisions on excise tax collections.

The bill was read the second time.

On motion of Mr. Chandler, Substitute House Bill No. 208 was substituted for House Bill No. 108, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 208 was read the second time.

Ms. Sommers moved adoption of the following amendment:

On page 3, line 13 strike all of section 3 and renumber the remaining sections consecutively.

Representatives Sommers and Heck spoke in favor of the amendment, and Mr. Bond spoke against it.

Mr. Hastings demanded an oral roll call vote and the demand was sustained.

Representatives Owen, Ehlers, Rinehart, Nelson (D) and Sommers spoke in favor of the amendment, and Representatives Greengo and McGinnis spoke against it.

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representative Sommers to page 3 of Substitute House Bill No. 208, and the amendment was not adopted by the following vote: Yeas, 42; nays, 54; not voting, 2.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Hankins, Winsley.

The Speaker called on Mr. Amen to preside.

Ms. Sommers moved adoption of the following amendment:

On page 1, strike everything after the enacting clause and insert the following:

***NEW SECTION. Section 1.** There is added to chapter 82.32 RCW a new section to read as follows:

For tax payments due for the taxable activities occurring in and after the month of June, 1981, through December, 1981, the taxes imposed in chapters 82.04, 82.08, 82.12, 82.14, and 82.16 RCW are due and payable within fifteen days following the end of the month in which the taxable activities occur. For tax payments due for taxable activities occurring after December, 1981, these taxes are due and payable within five days following the end of the month in which the taxable activities occur. The payments so remitted shall be made along with a form which sets forth the amount of tax estimated by the taxpayer to be due and such other taxpayer account information as the department of revenue may require. A reconciliation report shall be submitted before the end of the next month succeeding each calendar quarter of each calendar year for the preceding calendar quarter setting forth the amount of gross sales, including nontaxable sales, taxable sales or activities, the amount of tax thereon, and such other information as the department may require, and the taxpayer shall remit therewith the balance owing, if any, of the tax due for the three months of the preceding quarter. The report shall set forth the amount of the payments made at the end of each month of the quarter and any balance due or credit due the taxpayer. For paying less than the total amount due in any month of the quarter, a penalty equal to ten percent of the amount underpaid shall be assessed unless the total of the amounts paid monthly is at least ninety percent of the amount due. This penalty for underpaying is in addition to any penalties applicable for failure to pay before penalty dates under RCW 82.32.090.

The department of revenue may relieve any taxpayer or class of taxpayers from the obligation of remitting monthly and may require the return to cover other longer reporting periods, but in no event may returns be filed for a period greater than one year. The department of revenue shall allow any taxpayer with an annual tax liability of less than nine thousand dollars to file quarterly or annual returns, and the department of revenue shall adjust this dollar figure annually to reflect inflation.

The department of revenue may also require verified annual returns from any taxpayer, setting forth such additional information as it may deem necessary to correctly determine tax liability.

Sec. 2. Section 82.32.090, chapter 15, Laws of 1961 as last amended by section 1, chapter 179, Laws of 1971 ex. sess. and RCW 82.32.090 are each amended to read as follows:

If payment of any tax due is not received by the department of revenue by the ~~((last day of the month in which the tax becomes))~~ due date, there shall be assessed a penalty of five percent of the amount of the tax; and if the tax is not received by the last day of the month ~~((next succeeding the month))~~ in which the due date falls, there shall be assessed a total penalty of ten percent of the amount of the tax; and if the tax is not received by the last day of the ~~((second))~~ month next succeeding the month in which the due date falls, there shall be assessed a total penalty of twenty percent of the amount of the tax. No penalty so added shall be less than two dollars.

If payment of any tax is received within the first ten days of the month next succeeding the month in which the tax is payable, the amount of such payment shall be credited to, and shall be treated for all purposes as having been collected during, the fiscal year which includes the month preceding the month in which such due date falls. Effective June 30, 1985, and thereafter if the payment of any tax is received during the first fifteen days in the month in which the tax is payable, the amount of such payment shall be credited to, and shall be treated for all purposes as having been collected during, the fiscal year which includes the month preceding the month in which such due date falls.

If a warrant be issued by the department of revenue for the collection of taxes, increases, and penalties, there shall be added thereto a penalty of five percent of the amount of the tax, but not less than five dollars.

Notwithstanding the foregoing, the aggregate of penalties imposed under this chapter for failure to file a return, late payment of any tax, increase, or penalty, or issuance of a warrant shall not exceed twenty-five percent of the tax due, or seven dollars, whichever is greater.

NEW SECTION. Sec. 3. The following acts or parts of acts are each repealed:

(1) Section 82.04.490, chapter 15, Laws of 1961, section 45, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.04.490;

(2) Section 82.08.070, chapter 15, Laws of 1961, section 8, chapter 293, Laws of 1961, section 8, chapter 299, Laws of 1971 ex. sess. and RCW 82.08.070;

(3) Section 82.12.050, chapter 15, Laws of 1961, section 53, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.12.050; and

(4) Section 82.16.070, chapter 15, Laws of 1961, section 14, chapter 293, Laws of 1961, section 56, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.16.070.

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect June 1, 1981, except section 3 of this act which shall take effect July 1, 1981."

Ms. Sommers spoke in favor of the amendment, and Mr. Hastings spoke against it.

Ms. Sommers spoke again in favor of the amendment.

POINT OF ORDER

Mr. Nelson (G): "I would ask that the lady who is speaking on the amendment keep her remarks to the amendment, and not stray from the content of this bill."

The Speaker (Mr. Amen presiding): "Representative Sommers, will you please confine your remarks to the amendment before us."

Ms. Sommers concluded her remarks in favor of the amendment, and Mr. Greengo spoke against it.

POINT OF INQUIRY

Mr. Hastings yielded to question by Mr. Lux.

Mr. Lux: "Representative Hastings, did you say that business would be impacted considerably because they use the tax revenues they collect in their operation?"

Mr. Hastings: "I said that businesses could be impacted, particularly those business that do a credit business, because generally you bill on the tenth of the month following or something like that. Very seldom in a down-economy like we're facing right now, do you get all of your revenues in by the tenth, let alone the fifteenth. I think that makes a hardship on those merchants, particularly the credit merchants. Also, I would like to mention that the compensation that was out of that amendment does not do service to those businesses."

Mr. Lux spoke in favor of the amendment.

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

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Ms. Sommers to page 1 of Substitute House Bill No. 208, and the amendment was not adopted by the following vote: Yeas, 36; nays, 61; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Wang.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Not voting: Mr. Speaker.

The Speaker resumed the Chair.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Substitute House Bill No. 208 was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 208, and the bill passed the House by the following vote: Yeas, 54; nays, 44; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Bond, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, McGinnis, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Substitute House Bill No. 208, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

POINT OF INFORMATION

Ms. Rust: "On Substitute House Bills 207, 208 and 209, it says the sponsors are the Committee on Revenue, yet the majority report is signed by people who are not on the Committee on Revenue, and there is no minority report signed and there was a minority report. I would like to ask you why this is not included?"

The Speaker: "I'd like to call your attention to the Bill Report Book that you all have at your desks. The bill reports that are in there are the report of the last committee that dealt with the bill before it went to the Rules Committee. Therefore, it's merely in your book to show how the bill was, what kind of shape the bill was in, before it went to the Rules Committee. It has been requested that all bill reports be inserted in the bill books so that you can have a record of the action taken by preceding committees in the case where it has been referred to more than one committee. We will follow that procedure in the future and the bill room will be so advised."

HOUSE BILL NO. 209, by Committee on Revenue and Representative Greengo:

Modifying provisions relating to state funds.

The bill was read the second time.

On motion of Mr. Greengo, Second Substitute House Bill No. 209 was substituted for House Bill No. 209, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 209 was read the second time.

Ms. Granlund moved adoption of the following amendment by Representatives Granlund and Dawson:

On page 2, line 19 after "direct," insert "Any money from the common school construction fund which is made available for the current use of the common schools shall be restored to the fund by appropriation, including interest income foregone, before the end of the next fiscal biennium following such use."

Representatives Granlund, Dawson, Scott, Heck and Rinehart spoke in favor of the amendment, and Representatives McDonald and Greengo spoke against it.

Representative Nelson (D) spoke in favor of the amendment, and Representatives Dawson and Granlund spoke again in favor of the amendment.

Mr. Grimm demanded an oral roll call vote on the amendment, and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Granlund and Dawson to page 2, line 19 of Second Substitute House Bill No. 209, and the amendment was adopted by the following vote: Yeas, 49; nays, 47; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Dawson, Dickie, Ehlers, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Chamberlain, Chandler, Clayton, Eberle, Ellis, Fancher, Flanagan, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Cantu, Mitchell.

POINT OF PARLIAMENTARY INQUIRY

Mr. Martinis: "Is it proper that the Chief Clerk ask a member how they voted by either sign language or to indicate how they should vote if they have not indicated the vote by sign language?"

The Speaker: "Mr. Martinis, the Chief Clerk does not instruct anybody how to vote, as you well know. If the Clerk up here can find out how a member is intending to vote—some people have weaker voices than others—they can use any means at all useful to them in determining their duty."

Ms. Galloway moved adoption of the following amendment:

On page 2, line 32 after "derived." insert "Any funds so appropriated or transferred shall be restored to the fund by appropriation, including interest income foregone, before the end of the next fiscal biennium following the appropriation or transfer."

Representatives Galloway and Rinehart spoke in favor of the amendment, and Mr. Greengo spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Galloway to page 2, line 32 of Second Substitute House Bill No. 209, and the amendment was not adopted by the following vote: Yeas, 44; nays, 52; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Cantu, Mitchell.

Ms. Rust moved adoption of the following amendment:

On page 5, line 18 after "chapter." insert "Funds appropriated from the state timber reserve account for the support of the common schools shall be restored to the account by appropriation, including interest income foregone, before the end of the next fiscal biennium following the appropriation."

Ms. Rust spoke in favor of the amendment, and Mr. Greengo spoke against it.

The amendment was not adopted.

The Clerk read the following amendment by Representative Rinehart:

On page 7, line 24 after "1981." insert "Any funds so transferred shall be restored to the criminal justice training account by appropriation, including interest income foregone, before July 1, 1983."

POINT OF ORDER

Mr. King (R): "Mr. Speaker, a division was called for on the last vote by several different people."

The Speaker: "I guess I didn't hear it, Representative King. I'm sorry but we've passed that order of business. If you would like to move for reconsideration and get back there, we could do that."

Mr. King (R): "As long as we have not proceeded to another item of business a motion for division would still be in order."

SPEAKER'S RULING

The Speaker: "The vote was announced by the Speaker, so if you would like to move for reconsideration you are welcome to do that. The question before the House is now an amendment by Representative Rinehart on page 7, line 24."

Ms. Rinehart moved adoption of the amendment and spoke in favor of it.

Mr. King (R) demanded an oral roll call vote and the demand was sustained.

Mr. Nisbet spoke against the amendment, and Mr. Nelson (D) spoke in favor of it.

POINT OF INQUIRY

Ms. Hine asked Mr. Nisbet to yield to question and he refused to yield.

Mr. Nisbet spoke again in opposition to the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Rinehart to Second Substitute House Bill No. 209, and the amendment was not adopted by the following vote: Yeas, 43; nays, 52; not voting, 3.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Cantu, McCormick, Mitchell.

The bill was ordered engrossed.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Engrossed Second Substitute House Bill No. 209 was placed on final passage.

Ms. Rust spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 209, and the bill passed the House by the following vote: Yeas, 52; nays, 42; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representatives Bond, Cantu, Eberle, Mitchell.

Engrossed Second Substitute House Bill No. 209, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Wednesday, February 4, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

TWENTY-FOURTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, February 4, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present, except Representative Ellis, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Lorena Van Tongeren and Shannon Schenk. Prayer was offered by The Reverend George Mitchell of the First Christian Church of Olympia.

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

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 281, by Representatives Chandler, Pruitt, Tupper and Van Dyken:

AN ACT Relating to local government; adding a new section to chapter 35.21 RCW; adding a new section to chapter 36.32 RCW; and declaring an emergency.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 282, by Representatives Erickson, Tupper, Nelson (D), Scott, Burns, Taylor, Gruger, Heck, Rust, Hine, Bender, Eng, McCormick, Martinis, Ehlers, Sherman, Granlund, Van Dyken, Lux, Galloway, Sprague, King (R), Wang and Kroidler:

AN ACT Relating to reapportionment and redistricting; and creating a new chapter in Title 44 RCW.

HOUSE BILL NO. 283, by Representatives Tupper, Erickson, Nelson (D), Scott, Burns, Taylor, Gruger, Heck, Rust, Hine, Bender, Eng, McCormick, Martinis, Ehlers, Sherman, Granlund, Van Dyken, Lux, Galloway, Sprague, Nisbet, King (R), Garrett, Wang, Salatino and Kroidler:

AN ACT Relating to reapportionment and redistricting; creating a new chapter in Title 44 RCW; and providing a contingent effective date.

HOUSE BILL NO. 284, by Representatives Winsley and Eng:

AN ACT Relating to banks and trust companies; amending section 30.08.020, chapter 33, Laws of 1955 as last amended by section 4, chapter 104, Laws of 1973 1st ex. sess. and RCW 30.08.020; and amending section 30.40.020, chapter 33, Laws of 1955 as last amended by section 35, chapter 53, Laws of 1973 1st ex. sess. and RCW 30.40.020.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 285, by Committee on Education and Representatives Cantu, Schmidt, Patrick, James, Barrett, Ellis, Johnson, Eberle, Dickie, McDonald, Lane, Taylor, Hastings, Sanders and Addison:

AN ACT Relating to school districts; amending section 28A.02.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.02.030; and providing penalties.

To Committee on Education

HOUSE JOINT RESOLUTION NO. 6, by Representatives Tupper, Erickson, Nelson (D), Scott, Taylor, Gruger, Heck, Rust, Hine, Bender, Eng, McCormick, Martinis, Ehlers, Sherman, Granlund, Lux, Galloway, Wilson, Sprague, Nisbet, King (R), Garrett, Wang, Salatino, Kroidler and Pruitt:

Amending the Constitution to establish a redistricting commission.

MOTION

On motion of Mr. Nelson (G), the bills and resolution listed on today's agenda under the fourth order of business were considered first reading and referred to the committees designated.

POINT OF PARLIAMENTARY INQUIRY

Mr. Tupper: "Mr. Speaker, two of the bills that were referred are of concern to me. They are designated to go to the Select Committee on Redistricting and I wanted to find out a little more about how that committee is constituted and will it be regularly receiving bills?"

The Speaker: "On January 17th in open session, the Speaker appointed the Select Committee on Redistricting and named the members of the committee at that time. It would be my intention that the committee would receive bills that refer to the subject of redistricting."

MOTION

Mr. Nelson (G) moved that HOUSE BILL NO. 282 be referred to the Select Committee on Redistricting.

POINT OF ORDER

Mr. King (R): "Mr. Speaker, the Select Committee on Redistricting is not a standing committee and there are no procedures within the rules that I can see for referral to anything but a standing committee of any bills before the Legislature. It puzzles me, and I guess what I'm going to do is raise a point of order, that the committee does not, in fact, exist for the purpose of receiving bills."

SPEAKER'S RULING

The Speaker: "Representative King, I'd like to call your attention to several items in the House rules. Under Rule 1, committee is defined as a standing or select committee; under Rule 5, the Speaker shall appoint all conference, select or joint committees; under Rule 13, after the first reading the measure shall be referred to an appropriate committee. If committee is defined to include a select committee, I see no problem with the referral of this measure to that committee. Your point is not well taken."

POINT OF ORDER

Mr. Heck: "Mr. Speaker, the very rule which you referred to, defining a committee as any standing or select committee of the House, '...as so designated by rule or resolution,' has not occurred. While you have the authority under the rules to appoint select committees, this defines committees only as those that exist in the rules or those created by resolution. We haven't done that. By your own precedence in establishing the Select Committee on Vietnam Era Veterans and Criminal Justice, you created those committees by resolution. The Select Committee on Redistricting has not been created by resolution. It, therefore, does not exist for the purpose of receiving legislation."

SPEAKER'S RULING

The Speaker: "Representative Heck, we have broadly interpreted the word 'resolution' to include a resolution of the Speaker of the House in terms of appointing a committee. Again, I would find your point not well taken."

POINT OF ORDER

Mr. O'Brien: "House Rule 28 points out specifically the committees of the House. If you're going to set up a new committee you should at least amend the rules to stipulate that you want to have another standing committee. Rule 28 sets forth the standing committees of the House and Rule 29 states how those committees shall operate. If you want to bypass two rules, that's fine, but I think you should take it upon yourself, if you want to have another standing committee relative to this legislative redistricting, to amend the rules to give it some status. This has happened before in your Special Select Committee on Institutions, but it's still a violation of our House rules. I would think, if you want to create more committees, you should do it on the basis of amending the rules and not arbitrarily by a Speaker's decision."

SPEAKER'S RULING

The Speaker: "Representative O'Brien, perhaps you misunderstand. This is not intended to be a standing committee; it's a select committee and it doesn't have to be included in the rules dealing with standing committees."

Mr. O'Brien: "Mr. Speaker, it has a function like the standing committees. In reporting bills to a select committee, the select committee has to report it back out to the Rules Committee to place on second reading in the usual process, so you are circumventing the process that has been established not only by rules but also by precedence."

The Speaker: "It does have a great deal of similarity but, I assure you, we are not circumventing the process. The process was built in to allow the creation of select committees, and that's exactly what has been done."

POINT OF INFORMATION

Mr. Bender: "Does this mean now that the Vietnam Select Committee will get the legislation that we proposed in the last interim?"

The Speaker: "I will certainly examine that question. I haven't researched anything about your subcommittee and how that was appointed either, Representative Bender, but they certainly could, I believe. I will look into that further for you."

MOTION

Mr. Heck moved that the motion by Representative Nelson (G) be amended and House Bill No. 282 be referred to Committee on State Government.

Mr. Heck spoke in favor of the motion.

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker, the gentleman has made a motion to amend my motion to refer to the State Government Committee. I think he should speak within the bounds of why he feels this particular bill should be referred there rather than to the select committee."

The Speaker: "Representative Heck, will you please confine your remarks to the motion before us and not to the discussion of the rules or the way we got to this point."

Mr. Heck continued his remarks.

POINT OF ORDER

Mr. Nelson (G): "The gentleman is again straying and is beginning now to put into perspective what he thinks another member is doing with a given bill, if the bill ever reaches that committee. I think the speaker should address himself as to why he thinks the bill should go to State Government Committee and continue that line rather than going into any of these other personal charges."

The Speaker: "Representative Heck, please do confine your remarks. I asked you to do that before and you seem to have a penchant toward straying from the subject. Would you please try diligently to confine yourself."

Mr. Heck continued speaking in favor of his motion.

POINT OF ORDER

Mr. Nelson (G): "Again, the gentleman is starting to impugn the motives of another member on this House floor and is now conjecturing that a given chairman is going to do something in violation of giving this bill an opportunity to be heard in a fair manner. We're addressing the idea of having it go to a committee that has been established. It is on record as being there, and I don't think we should hear these charges now brought out as though we had not done those proper things that should permit this bill to go to the Select Committee on Redistricting. If he wants to confine his remarks as to why it should be in State Government which, I think, is his motion, that's fine, but I think he's going well beyond that."

The Speaker: "Representative Heck, we've gone through this several times. Do you think you can restrain yourself? You point out that you've perhaps had some lessons in the past, but that's also why I recognize it so well."

Mr. Eberle spoke against the motion to amend Representative Nelson's motion, and Mr. King (R) spoke in favor of it.

Mr. Grimm demanded an electric roll call vote and the demand was sustained.

POINT OF INQUIRY

Mr. Eberle yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Eberle, as you perhaps know, I am a member of this select committee, and it's difficult for me to let you know that perhaps on two other occasions this select committee, since it isn't a standing committee, was scheduled at the same time as another committee on which I serve making it impossible for me to be at both places. If this bill is not referred to State Government Committee and goes to the Select Committee on Redistricting, what assurance do we have that the record of scheduling the meetings when they conflict with regular standing committee meetings, is somehow going to change?"

Mr. Eberle: "Representative Ehlers, it is true we have had a little difficulty in finding a time slot for the committee that was fully free for everyone. However, that may be because this committee was appointed a week after the other committees were established and its time slots were arranged. I just talked to my committee staff a moment ago and they said that on Monday of this week your secretary was asked to speak to you to see if you would be available for a meeting on Friday afternoon and she called back and said 'yes,' so I suppose you are available this Friday."

Mr. Ehlers spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

POINT OF INFORMATION

Ms. Sommers: "Will the public be given the normal several days' notice when this committee schedules a hearing on a redistricting bill?"

The Speaker: "Yes."

Ms. Sommers: "Is there then, as Representative Eberle appeared to state, a meeting scheduled for Friday of this week?"

The Speaker: "Notices were sent out last Friday to the media and to people who have indicated interest in the subject matter. I personally have seen notices posted in various buildings around the capitol campus."

Ms. Sommers: "Mr. Speaker, I do not see a notice on our normal calendar. Does that mean that this select committee's meetings will not be included in the normal calendar?"

The Speaker: "No, it does not mean that. You will find that in the future it will be on the calendar of meetings."

POINT OF INFORMATION

Mr. Brown: "Do we have a Human Services Committee meeting going on?"

The Speaker: "Yes, we do."

Mr. Brown: "Shouldn't those members be present here on the floor?"

The Speaker: "Representative Brown, if you had been present here on the floor in the beginning of the session, you would have heard that they were excused under leave of the Speaker in accordance with the House rules."

POINT OF INQUIRY

Mr. Eberle yielded to question by Mr. Grimm.

Mr. Grimm: "Representative Eberle, you've mentioned that you would be willing to give these measures a full and fair public hearing and an opportunity for people to speak on them. Given that what has been completed and the members have information available to them and a decision on which they can weigh, are you willing to commit to committing members of that committee, of which you are the chairman, to vote in public session on these redistricting proposals so that we have an opportunity to have a record on that matter?"

Mr. Eberle: "Representative Grimm, I'm a member of this body like everyone else, and I guess I abide by the rules just like everyone else does."

Representatives Grimm, Ehlers and O'Brien spoke in favor of the motion.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Ms. Granlund.

Ms. Granlund: "Representative Nelson, I've been sitting here musing, why was it necessary for Representative Struthers to introduce a resolution so as to have the corrections bill sent to the Select Committee on Institutions and now we don't need such a resolution?"

Mr. Nelson (G): "Representative Granlund, I'd like to call your attention to the fact that the Select Committee on Corrections was established in the previous session, and it called for a resolution to reestablish its activity for this session. In the case of the Select Committee on Redistricting, it is a new committee, something that was ordered by the Speaker, to address this very technical area and it doesn't need a resolution."

ROLL CALL

The Clerk called the roll on the motion that House Bill No. 282 be referred to the Committee on State Government, and the motion was lost by the following vote: Yeas, 34; nays, 47; not voting, 17.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King R., Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., O'Brien, Owen, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Isaacson, James, Johnson, Lundquist, McDonald, McGinnis, Nelson G. A., Nisbet, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Ellis, Erickson, Houchen, King J., Kreidler, Lane, Leonard, Lewis, Mitchell, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang.

POINT OF PERSONAL PRIVILEGE

Mr. Lux: "Mr. Speaker, I think I want to express my feeling of shame and disbelief that we have disenfranchised the membership of a whole committee on this motion."

The Speaker stated the question before the House to be the motion by Mr. Nelson (G) that House Bill No. 282 be referred to the Select Committee on Redistricting.

POINT OF INFORMATION

Mr. Scott: "It is my understanding that those excused members will not have a chance to vote on this issue. I assume that is correct."

The Speaker: "They were not here to vote."

Mr. Scott: "Is it your purpose to establish the precedence of allowing people, by whatever means, by your leave in the future, if there happens to be a tough issue on the floor, that you can have a convenient meeting to get the proponents—"

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker, the gentleman from the 39th District is impugning your motives and the actual ability on the part of the Speaker to make these determinations from time to time. To make generalizations to the point he's now gone is far beyond asking for a point of information."

SPEAKER'S RULING

The Speaker: "Obviously, I agree with you, Representative Nelson. Representative Scott, Democratic staff brought to my attention that there was a meeting going on and that they had a number of problems still in front of them. It was my determination at that time to allow that committee to continue meeting. I did not know at that point that you and your people were going to raise this issue that, in your view, is of such critical nature."

The motion was carried.

MOTION

On motion of Mr. Nelson (G), HOUSE BILL NO. 283 and HOUSE JOINT RESOLUTION NO. 6 were referred to Select Committee on Redistricting.

REPORT OF STANDING COMMITTEE

January 30, 1981

HOUSE BILL NO. 82, Prime Sponsor: Representative Barnes, creating the Pacific Northwest Electric Power and Conservation Planning Council. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Bender, Bond, Dickie, Hine, McCormick, Schmidt, Scott, Sprague, Tupper, Vander Stoep, Wang.

MINORITY recommendation: Do not pass. Signed by Representative Isaacson.

Not attending: Representatives Eberle, Sherman.

Passed to Committee on Rules for second reading.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

SECOND READING

HOUSE BILL NO. 77, by Representatives Addison, Erak, Garson, Greengo, Brown, Dickie, Barrett, Teutsch, Patrick, Hankins, Taylor, Johnson, Hastings, Sanders, Houchen, Granlund, McGinnis, Warnke and Lewis:

Authorizing legislative review of agency rules by a joint select committee with power to suspend.

The bill was read the second time.

Mr. Addison moved adoption of the following amendments:

On page 9, line 1 following "may" strike "suspend an existing rule or"

On page 9, line 4 following "amended," strike "withdrawn, or repealed" and insert "or withdrawn"

On page 9, line 6 strike "suspension of a rule or"

On page 9, line 10 strike "suspension or"

On page 9, line 12 following "of" strike "suspension or"

On page 16, line 19 following "may" strike "suspend an existing rule or"

On page 16, line 22 following "amended," strike "withdrawn, or repealed" and insert "or withdrawn"

On page 16, line 24 following "The" strike "suspension or"

On page 16, line 28 following "rule" strike "suspension or"

On page 16, line 30 following "of" strike "suspension or"

Mr. Addison spoke in favor of the amendments, and Mr. Ehlers spoke against them.

POINT OF INQUIRY

Mr. Addison yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Addison, with your amendment, could this committee delay in the proposed rules?"

Mr. Addison: "The bill provides for that. The amendment doesn't address that question."

Representatives Valle and Walk spoke against the amendments, and Mr. Garson spoke in favor of them.

Mr. Addison spoke again in favor of the amendments.

Mr. Addison concluded his remarks in favor of the amendments, and they were adopted.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

On motion of Mr. Nelson (G), HOUSE BILL NO. 257 was rereferred from Committee on Local Government to Committee on Revenue.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Thursday, February 5, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

TWENTY-FIFTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Thursday, February 5, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present, except Representatives Ellis and Leonard, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Sheila Warne and Dani Mayer. Prayer was offered by The Reverend George Mitchell of the First Christian Church of Olympia.

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

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 286, by Representatives Teutsch, Brekke, Mitchell, Valle, Williams, Wang, King (J), Tilly, Rinehart, Thompson, Sommers, McDonald, Stratton, Pruitt, Nisbet, Chamberlain, Winsley, Sanders, Ehlers, Sherman, Patrick, Lux, Isaacson, Eng, Greengo, Gruger, Tupper, Garrett, Wilson, Maxie, Erickson, Eberle, Heck, Granlund, Kreidler, Hine, Burns and Rust:

AN ACT Relating to displaced homemakers; amending section 2, chapter 73, Laws of 1979 and RCW 28B.04.020; amending section 5, chapter 73, Laws of 1979 and RCW 28B.04.050; amending section 6, chapter 73, Laws of 1979 and RCW 28B.04.060; amending section 7, chapter 73, Laws of 1979 and RCW 28B.04.070; amending section 8, chapter 73, Laws of 1979 and RCW 28B.04.080; adding a new section to chapter 36.18 RCW; repealing section 13, chapter 73, Laws of 1979 and RCW 28B.04.130; and declaring an emergency.

To Committee on Human Services

HOUSE BILL NO. 287, by Representatives Bender, Nelson (G), Gruger, Teutsch, Burns, Chandler, Cantu, Patrick, Lux, O'Brien, Eng, Greengo, Sherman, Garrett, Maxie, Kreidler, Wang, Nisbet, Hine, Stratton, Rust and Brekke:

AN ACT Relating to education; implementing a program of education for gifted children; amending section 28A.16.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.16.030; creating new sections; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.41 RCW; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.16 RCW; repealing section 28A.16.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.16.010; and repealing section 28A.16.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.16.020.

To Committee on Education

HOUSE BILL NO. 288, by Representatives Bender, Tilly, Pruitt, Erickson, Gruger, Burns, Wilson, Isaacson, Lux, Garrett, Maxie, Nelson (D), Kreidler, Warnke and Brekke:

AN ACT Relating to motor vehicles; adding a new section to chapter 46.37 RCW; adding a new section to chapter 46.61 RCW; and prescribing penalties.

To Committee on Transportation

HOUSE BILL NO. 289, by Representatives Walk, Garrett, Patrick, Granlund, Nickell, Galloway, Owen, Gallagher, North, Sherman, Sanders, Grimm and Houchen:

AN ACT Relating to police dogs; adding a new section to chapter 4.24 RCW; adding a new section to chapter 9A.76 RCW; defining crimes; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 290, by Representatives Galloway, Winsley, King (J), Williams, Heck, Houchen, Thompson, Mitchell, Struthers, Nelson (D) and Maxie:

AN ACT Relating to the board of trustees for the state school for the deaf; and amending section 4, chapter 96, Laws of 1972 ex. sess. and RCW 72.42.040.

To Committee on Institutions

HOUSE BILL NO. 291, by Representatives Patrick, Winsley, Monohon, Warnke, Garrett, Williams, Lux, Erak, Nelson (D), Brown, Rinehart, Brekke, King (R), Wang, Barrett, Maxie, Bender, Kreidler and Rust:

AN ACT Relating to public employee collective bargaining; amending section 2, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.020; amending section 3, chapter 108, Laws of 1967 ex. sess. as last amended by section 15, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.030; amending section 5, chapter 131, Laws of 1973 as amended by section 3, chapter 184, Laws of 1979 ex. sess. and RCW 41.56.460; and amending section 5, chapter 152, Laws of 1977 ex. sess. as last amended by section 2, chapter 11, Laws of 1980 and RCW 41.06.167.

To Committee on Labor and Economic Development

HOUSE BILL NO. 292, by Representatives Martinis, Bickham, Becker, Lewis, Barr, Van Dyken, King (R) and Hine:

AN ACT Relating to funding public transportation systems; and amending section 2, chapter 296, Laws of 1971 ex. sess. as last amended by section 1, chapter 163, Laws of 1980 and RCW 82.14.045.

To Committee on Transportation

HOUSE BILL NO. 293, by Representatives Patrick, Brown, Barr and Stratton:

AN ACT Relating to prostitution; and amending section 9A.88.030, chapter 260, Laws of 1975 1st ex. sess. as amended by section 15, chapter 244, Laws of 1979 ex. sess. and RCW 9A.88.030.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 294, by Representatives Lane, Tilly, Addison, Tupper, Mitchell, Teutsch, Garson and Patrick:

AN ACT Relating to parking for disabled persons; amending section 6, chapter 192, Laws of 1979 ex. sess. and RCW 46.16.380; and providing penalties.

To Committee on Transportation

HOUSE BILL NO. 295, by Representatives Tupper, Erickson, Pruitt, McDonald, Lane, Patrick, Bender, Heck and Johnson:

AN ACT Relating to elections; providing for a presidential preference primary; and creating a new chapter in Title 29 RCW.

To Committee on State Government

HOUSE BILL NO. 296, by Representatives Gallagher, Brown, Lux and Maxie:

An ACT Relating to hours of labor; and adding a new section to chapter 49.12 RCW.

To Committee on Labor and Economic Development

HOUSE BILL NO. 297, by Representatives Dawson, Garrett, McGinnis, Bickham, Brown, Lewis, McCormick, Houchen, McDonald, Hankins, Winsley, Lane, Schmidt, Sprague, Fancher, Bond, Leonard, Teutsch, Barrett, Lundquist, Maxie, Gruger, Lux, Becker, Grimm, Scott, Granlund, Martinis, Kreidler, Wang, Hine, King (J), Gallagher, O'Brien, North, Bender, Ehlers, Sherman, Rinehart, Stratton, Warnke, Pruitt, Rust and Brekke:

AN ACT Relating to medicare supplemental insurance; adding a new chapter to Title 48 RCW; and providing an effective date.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 298, by Representatives Winsley, Fancher, Lux and Gallagher (by Department of Employment Security request):

AN ACT Relating to unemployment compensation; amending section 19, chapter 2, Laws of 1970 ex. sess. as last amended by section 1, chapter 74, Laws of 1980 and RCW 50.04.323; amending section 2, chapter 153, Laws of 1977 ex. sess. and RCW 50.13.020; amending section 68, chapter 35, Laws of 1945 as last amended by section 6, chapter 73, Laws of 1973 and RCW 50.20.010; amending section 80, chapter 35, Laws of 1945 as last amended by section 3, chapter 74, Laws of 1980 and RCW 50.20.120; amending section 2, chapter 1, Laws of 1971 as last amended by section 11, chapter 292, Laws of 1977 ex. sess. and RCW 50.22.010; amending section 3, chapter 1, Laws of 1971 and RCW 50.22.020; amending section 4, chapter 1, Laws of 1971 and RCW 50.22.030; amending section 20, chapter 3, Laws of 1971 as last amended by section 14, chapter 292, Laws of 1977 ex. sess. and RCW 50.44.030; amending section 22, chapter 3, Laws of 1971 as last amended by section 2, chapter 74, Laws of 1980 and RCW 50.44.050; creating new sections; repealing section 10, chapter 33, Laws of

1977 ex. sess. and RCW 50.24.012; repealing section 22, chapter 292, Laws of 1977 ex. sess. and RCW 50.24.013; providing effective dates; and declaring an emergency.

To Committee on Labor and Economic Development

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 4, 1981

HOUSE BILL NO. 86, Prime Sponsor: Representative Garrett, updating the Model Traffic Ordinance. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Eberle, Patrick.

Passed to Committee on Rules for second reading.

February 4, 1981

HOUSE BILL NO. 245, Prime Sponsor: Committee on Human Services, modifying public assistance laws. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Houchen, Lane, Leonard, Nickell, Padden, Teutsch, Vander Stoep.

MINORITY recommendation: Do not pass. Signed by Representatives Kreidler, Ranking Minority Member; Erickson, King (J), North, Pruitt, Stratton, Wang.

Not attending: Representative Winsley.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 77, by Representatives Addison, Erak, Garson, Greengo, Brown, Dickie, Barrett, Teutsch, Patrick, Hankins, Taylor, Johnson, Hastings, Sanders, Houchen, Granlund, McGinnis, Warnke and Lewis:

Authorizing legislative review of agency rules by a joint select committee with power to suspend.

The House resumed consideration of the bill on second reading. (For previous action, see yesterday's Journal.)

Mr. Chandler moved adoption of the following amendments by Representatives Chandler, Walk, Ellis, Williams and Greengo:

On page 8, beginning on line 33 strike all of section 9. Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 16, beginning on line 16, strike all of section 18. Renumber the remaining sections consecutively and correct any internal references accordingly.

Representatives Chandler, Walk and Rinehart spoke in favor of the amendments, and Representatives Addison, McGinnis and Sanders spoke against them.

Mr. Addison spoke again in opposition to the amendments.

The amendments were adopted.

House Bill No. 77 was ordered engrossed and passed to Committee on Rules for third reading.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

HOUSE BILL NO. 166, by Representatives McDonald, Taylor, Chandler, Bond, Flanagan, Barr, Smith, Wilson, McGinnis, Struthers, Lundquist and Amen:

Implementing law relating to payment of school district personnel.

The bill was read the second time.

On motion of Mr. Taylor, Substitute House Bill No. 166 was substituted for House Bill No. 166, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 166 was read the second time.

Mr. Warnke moved adoption of the following amendment:
On page 3, line 35 after "contributions" insert ", excluding insurance,"

Mr. Warnke spoke in favor of the amendment, and Mr. McDonald spoke against it.

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

Mr. Warnke closed debate, speaking again in favor of the amendment.

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representative Warnke to Substitute House Bill No. 166, and the amendment was not adopted by the following vote: Yeas, 43; nays, 52; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Eberle, Ellis, Leonard.

Mr. Warnke moved adoption of the following amendment:

On page 4, following line 18 insert a new section as follows:

NEW SECTION. Sec. 5. Nothing in this act shall be construed to interfere with, diminish or deny the rights guaranteed to employees under RCW 41.59.060 and 41.56.040.

Remember the remaining sections consecutively.

Representatives Warnke, Heck, King (R) and Scott spoke in favor of the amendment, and Representatives McDonald and Chandler spoke against it.

Mr. Nelson (G) demanded the previous question and the demand was sustained.

On motion of Mr. Nelson (G), Representative Warnke was allowed to closed debate.

Mr. Warnke closed debate, speaking again in favor of the amendment.

Mr. Heck demanded an oral roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Warnke to page 4 of Substitute House Bill No. 166, and the amendment was not adopted by the following vote: Yeas, 42; nays, 54; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Ellis, Leonard.

Mr. Warnke moved adoption of the following amendments:

On page 3, line 27 after "increases" insert "or decreases"

On page 3, line 28 after "whatsoever" strike "in excess of" and insert "which is greater or less than"

Mr. Warnke spoke in favor of the amendments, and Mr. McDonald spoke against them.

Mr. Warnke closed debate, speaking again in favor of the amendments.

Mr. Brown demanded an oral roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Warnke to page 3, lines 27 and 28 of Substitute House Bill No. 166, and the amendments were not adopted by the following vote: Yeas, 42; nays, 53; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Sprague, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representatives Ellis, Leonard, Williams.

Ms. Galloway moved adoption of the following amendment:

On page 3, line 33 after "payable" insert ": PROVIDED, That any school district may offer a non-continuing compensation bonus to any employee in excess of the amount or percentage specified in this section"

Representatives Galloway, Hine and Pruitt spoke in favor of the amendment, and Representatives Taylor and McDonald spoke against it.

Mr. Brown demanded an oral roll call vote and the demand was sustained.

Mr. Taylor again opposed the amendment, and Ms. Galloway spoke again in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Galloway to Substitute House Bill No. 166, and the amendment was not adopted by the following vote: Yeas, 43; nays, 52; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Dawson, Ellis, Leonard.

Ms. Galloway moved adoption of the following amendments:

On page 3, line 26 after "employees" strike "No" and insert "Every"

On page 3, line 27 after "increases" strike everything through "the" on line 28 and insert "in an"

On page 3, line 33 after "payable." insert "The amount or percentage provided by the legislature for salary and compensation increases shall be a part of those amounts of dollars appropriated by the legislature pursuant to RCW 28A.41.130 and 28A.41.140, which shall constitute a fully funded program of basic education. Any additional amounts provided by a school district shall be in excess of those amounts necessary to discharge the state's constitutional responsibility to fund basic education."

On page 4, beginning on line 14 strike everything through line 25.

Representatives Galloway and Hine spoke in favor of the amendments, and Mr. McDonald spoke against them.

Mr. King demanded an oral roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Galloway to page 3 of Substitute House Bill No. 166, and the amendments were not adopted by the following vote: Yeas, 47; nays, 48; not voting, 3.

Voting yea: Representatives Addison, Barrett, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt,

Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Dawson, Ellis, Leonard.

On motion of Mr. Taylor, the following amendments were adopted:

On page 3, line 28 after "amount" strike all the material down to and including "amended, and" on line 31 and insert "and or percentage as may be provided for employees as"

On page 4, line 6 after "payable" strike everything through "program" on line 8 and insert a new subsection as follows:

*(3) For purposes of this section, salary and compensation shall not include the following:

(a) Payment for unused leave for illness or injury under RCW 28A.58.097;

(b) Employer contributions for the following employee fringe benefit:

(i) Old Age Survivors Insurance

(ii) Workers' Compensation

(iii) Unemployment Compensation

(iv) Retirement benefits under the Washington State Retirement System.*

Re-number the remaining subsection.

Substitute House Bill No. 166 was ordered engrossed and passed to Committee on Rules for second reading.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

On motion of Mr. Nelson (G), HOUSE BILL NO. 280 was rereferred from Committee on Human Services to Committee on Financial Institutions and Insurance.

On motion of Mr. Nelson (G), HOUSE BILL NO. 82 was placed at the top of tomorrow's second reading calendar.

RESOLUTION

HOUSE RESOLUTION NO. 81-9, by Representatives Erak, O'Brien and Gallagher:

WHEREAS, John Pearsall, the state's senior county commissioner, is stepping aside after serving the citizens of Grays Harbor County as county commissioner almost continuously since 1943; and

WHEREAS, John Pearsall's career of public service to citizens of this state has spanned six decades, beginning in 1938 when he entered the political arena as a candidate for the state legislature; and

WHEREAS, During his two terms as a state legislator, John Pearsall served his constituents in the Harbor faithfully, and was instrumental in making Grays Harbor College a part of the statewide community college system; and

WHEREAS, John Pearsall leaves behind him a legacy of service and hard work for the citizens of the Harbor, and can count among his greatest accomplishments the construction of the new county courthouse complex and the multiservice center in Aberdeen; and

WHEREAS, Through his dedicated service to the state, John Pearsall has exemplified his belief that public office is not only a public trust but an individual honor;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives pays tribute to John Pearsall, the grand old man of Harbor politics, a public servant and old-fashioned gentleman who has touched the lives of so many throughout the state.

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives transmit a copy of this resolution to John Pearsall.

Mr. Erak moved adoption of the resolution. Representatives Erak and O'Brien spoke in favor of it and the resolution was adopted.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, February 6, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

TWENTY-SIXTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Friday, February 6, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present, except Representatives Ellis and Struthers, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Yvonne Strachila and Jamie Pierce. Prayer was offered by The Reverend George Mitchell of the First Christian Church of Olympia.

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

MESSAGE FROM THE GOVERNOR

February 5, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I have the honor to advise that on February 5, 1981, Governor Spellman approved the following House Bill, entitled:

HOUSE BILL NO. 104: Relating to the Department of Natural Resources.

Sincerely,
Marilyn Showalter, Counsel

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 299, by Representatives Tupper, Erickson, Chandler, Granlund, Williams, Grimm, Van Dyken, Stratton, McGinnis, McCormick, McDonald, Kreidler, Bond, Nisbet, Garrett and Padden:

AN ACT Relating to initiatives and referendums; amending section 29.79.050, chapter 9, Laws of 1965 as amended by section 3, chapter 118, Laws of 1973 1st ex. sess. and RCW 29.79.050; amending section 29.79.060, chapter 9, Laws of 1965 and RCW 29.79.060; amending section 29.79.070, chapter 9, Laws of 1965 and RCW 29.79.070; amending section 29.79.080, chapter 9, Laws of 1965 as amended by section 4, chapter 118, Laws of 1973 1st ex. sess. and RCW 29.79.080; amending section 29.79.120, chapter 9, Laws of 1965 and RCW 29.79.120; adding new sections to chapter 29.79 RCW; and creating new sections.

To Committee on State Government

HOUSE BILL NO. 300, by Representatives Fancher, Garson, Smith, Owen, Flanagan, Amen, Barr, McCormick and Dawson:

AN ACT Relating to state lands; amending section 24, chapter 255, Laws of 1927 as last amended by section 4, chapter 109, Laws of 1979 ex sess. and RCW 79.01.096; amending section 10, chapter 109, Laws of 1979 ex. sess. and RCW 79.01.242; amending section 63, chapter 255, Laws of 1927 as amended by section 12, chapter 109, Laws of 1979 ex. sess. and RCW 79.01.252; and amending section 1, chapter 203, Laws of 1949 as last amended by section 20, chapter 109, Laws of 1979 ex. sess. and RCW 79.12.570.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 301, by Representatives Pruitt, Teutsch, Wang and Garrett (by Department of Social and Health Services request):

AN ACT Relating to long-term care facilities; adding a new chapter to Title 74 RCW; and creating a new section.

To Committee on Human Services

HOUSE BILL NO. 302, by Representatives Garson, Addison, McGinnis, Walk, Hankins, Kreidler, Rust and Johnson:

AN ACT Relating to state government; amending section 2, chapter 6, Laws of 1977 and RCW 41.06.110; amending section 12, chapter 1, Laws of 1961 as amended by section 2, chapter 43, Laws of 1975-'76 2nd ex. sess. and RCW 41.06.120; amending section 15, chapter 1, Laws of 1961 as last amended by section 3, chapter 118, Laws of 1980 and RCW 41.06.150; amending section 17, chapter 1, Laws of 1961 as amended by section 3, chapter 43, Laws of 1975-'76 2nd ex. sess. and RCW 41.06.170; amending section 73, chapter 151, Laws of 1979 as amended by section 3, chapter 265, Laws of 1979 ex. sess. and RCW 42.17.240; creating new sections; creating a new chapter in Title 41 RCW; repealing section 4, chapter 43, Laws of 1975-'76 2nd ex. sess. and RCW 41.06.125; repealing section 18, chapter 1, Laws of 1961 and RCW 41.06.180; repealing section 19, chapter 1, Laws of 1961 and RCW 41.06.190; repealing section 20, chapter 1, Laws of 1961, section 25, chapter 36, Laws of 1969 ex. sess. and RCW 41.06.200; repealing section 21, chapter 1, Laws of 1961, section 101, chapter 81, Laws of 1971 and RCW 41.06.210; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 303, by Representatives Galloway, Isaacson, Garrett, Chamberlain, Barrett, King (J), Winsley, Nickell, Garson, Lundquist, Williams, Teutsch, Tilly, Stratton, Wang, Lewis, Bickham, Granlund and Hine (by Governor Spellman, Secretary of State and State Treasurer request):

AN ACT Relating to local economic development; creating new sections; adding new sections to Title 39 RCW as a new chapter thereof; and providing penalties.

To Committee on Labor and Economic Development

HOUSE BILL NO. 304, by Representatives Hankins, Hastings, McCormick, Isaacson, Stratton, Nisbet, Prince, Johnson, Lundquist and Garrett:

AN ACT Relating to security forces for operating agencies; and adding new sections to chapter 43.52 RCW.

To Committee on Local Government

HOUSE BILL NO. 305, by Representatives Walk and Sprague:

AN ACT Relating to public works; and amending section 2, chapter 183, Laws of 1923 as last amended by section 2, chapter 230, Laws of 1975 1st ex. sess. and RCW 39.04.020.

To Committee on State Government

HOUSE BILL NO. 306, by Representatives Chandler, Rosbach, Eng and Lux (by Department of General Administration request):

AN ACT Relating to savings and loan associations; adding new sections to chapter 33.12 RCW; repealing section 8, chapter 257, Laws of 1947 and RCW 33.24.190; and declaring an emergency.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 307, by Committee on Labor and Economic Development and Representatives Fancher, Nelson (G) and Gallagher:

AN ACT Relating to unemployment compensation; amending section 19, chapter 2, Laws of 1970 ex. sess. as last amended by section 1, chapter 74, Laws of 1980 and RCW 50.04.323; amending section 2, chapter 153, Laws of 1977 ex. sess. and RCW 50.13.020; amending section 68, chapter 35, Laws of 1945 as last amended by section 6, chapter 73, Laws of 1973 and RCW 50.20.010; amending section 80, chapter 35, Laws of 1945 as last amended by section 3, chapter 74, Laws of 1980 and RCW 50.20.120; amending section 2, chapter 1, Laws of 1971 as last amended by section 11, chapter 292, Laws of 1977 ex. sess. and RCW 50.22.010; amending section 3, chapter 1, Laws of 1971 and RCW 50.22.020; amending section 4, chapter 1, Laws of 1971 and RCW 50.22.030; amending section 20, chapter 3, Laws of 1971 as last amended by section 14, chapter 292, Laws of 1977 ex. sess. and RCW 50.44.030; amending section 22, chapter 3, Laws of 1971 as last amended by section 2, chapter 74, Laws of 1980 and RCW 50.44.050; creating new sections; repealing section 10, chapter 33, Laws of 1977 ex. sess. and RCW 50.24.012; repealing section 22, chapter 292, Laws of 1977 ex. sess. and RCW 50.24.013; providing effective dates; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE JOINT RESOLUTION NO. 7, by Representatives Chamberlain, Isaacson, Garrett, Galloway, Barrett, King (J), Winsley, Nickell, Garson, Heck, Hine, Williams, Lundquist, Teutsch, Tilly, Stratton and Wang (by Governor Spellman, Secretary of State and State Treasurer request):

Proposing constitutional amendment allowing state and municipal corporations and public corporations acting on their behalf to issue revenue bonds.

To Committee on Local Government

MOTION

On motion of Mr. Nelson (G), all bills and the resolution listed on today's agenda under the fourth order of business were considered first reading and referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 4, 1981

HOUSE BILL NO. 172, Prime Sponsor: Committee on Local Government, deleting the requirement that public utility district obligations be registered and signed by the state auditor. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 23 beginning with "After" strike all the matter down to and including "auditor" on line 26 and insert "The state auditor need not register, certify, nor sign revenue obligations (~~after having been so registered and bearing such certificate.~~) after the effective date of this 1981 act"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Monohon, North, Stratton, Van Dyken.

Not attending: Representative Leonard.

Passed to Committee on Rules for second reading.

February 4, 1981

HOUSE BILL NO. 190, Prime Sponsor: Committee on Local Government, authorizing the state auditor to define accounting terms for certain city budgets. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Barr, Leonard.

Passed to Committee on Rules for second reading.

February 4, 1981

HOUSE BILL NO. 191, Prime Sponsor: Committee on Local Government, providing for the transfer of moneys between funds of a unit of local government. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Monohon, North, Stratton, Van Dyken.

Voting nay: Representative Berleen.

Not attending: Representatives Barr, Leonard.

Passed to Committee on Rules for second reading.

February 4, 1981

HOUSE BILL NO. 275, Prime Sponsor: Committee on Ethics, Law and Justice, correcting double amendments in the Revised Code of Washington. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Padden, Vice Chairman; Bickham, Granlund, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Ellis, Chairman; Salatino, Ranking Minority Member; Becker, Gruger.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

The Speaker declared the House to be at ease.

The Speaker called the House to order.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 166, by Committee on Education (originally sponsored by Representatives McDonald, Taylor, Chandler, Bond, Flanagan, Barr, Smith, Wilson, McGinnis, Struthers, Lundquist and Amen):

Implementing law relating to payment of school district personnel.

The bill was read the third time and placed on final passage.

POINT OF ORDER

Mr. King (R): "We should not be considering Engrossed Substitute House Bill No. 166 because of Rule 29, subsection (6), which states that all bills including a direct appropriation or having a fiscal impact of \$50,000 or more should be referred to Ways and Means Committee before final passage. Mr. Speaker, Representative Taller, then Chairman of the Legislative Evaluation and Accountability Program Committee, in writing a memorandum to all legislators, pointed out that the system that schools are using at the present time had resulted in an excess of \$10 million cost for this past biennium and he projected costs would be some \$30 million for the 1980-81 year, so the rationale for adopting the lid bill on teachers' salaries was to deal with that problem of unanticipated increases in costs to the state. There is also one additional problem which the Ways and Means Committee should look at because of the fiscal impact it might have, and that is the fact the bill includes language which would put a lid on funds from all sources whatever which would include federal categorical aid funds and would be a violation of federal law which would, in turn, jeopardize the federal funds that come to this state and are very much a part of our budget."

SPEAKER'S RULING

The Speaker: "Representative King, having looked at your document dated September 30th, dealing with the general subject matter with which this bill is dealing, but not dealing with this specific bill, the indication is that because of action of school boards there might be a fiscal impact of some nature. As I understand this bill, and having discussed it with the Chairman of the Education Committee, this is a policy statement for which no fiscal impact is determinable, but that is totally to be determined by a future piece of legislation, known as the Appropriations Bill that will be coming along later. So at this time it is impossible to say that this bill, in my judgment, has a fiscal impact of anything. There is nothing known about the dollar amount that this body may, in the future, appropriate dealing with this policy. I would find your point of order not well taken."

Mr. King (R) spoke against passage of the bill, and Mr. McDonald spoke in favor of it.

POINT OF ORDER

Mr. King (R): "If this bill has no fiscal impact, as you have ruled, bringing up arguments of fiscal impact would not be germane to the bill."

The Speaker: "Your point of order is well taken. Representative McDonald, you are obviously arguing with the Speaker's ruling."

Mr. McDonald concluded his remarks in favor of the bill, and Ms. Galloway spoke against it.

Mr. Taylor spoke in favor of the bill, and Ms. Becker spoke against it.

Mr. Nelson (G) demanded an oral roll call vote and the demand was sustained.

POINT OF INQUIRY

Mr. Taylor yielded to question by Mr. Erak.

Mr. Erak: "Representative Taylor, I have listened to your response regarding the State Education Board and the reply to the levy lid question. In some ways I think you're coming through pretty clear, and also the State Board. As I read this I would like your opinion. The

State Board also says the Legislature should provide an additional \$117.9 million for education during the remaining five months of this biennium. How do you feel about that?"

Mr. Taylor: "That's an easy question for me to answer. If we have the revenue, if the money is there, I would sure support it. Representative Erak, you and I would both support it, but we both have to be responsible. If the money were there, we would vote together on that."

Ms. Galloway again opposed passage of the bill, and Mr. Warnke also spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 166, and the bill passed the House by the following vote: Yeas, 52; nays, 44; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Ellis, Struthers.

Engrossed Substitute House Bill No. 166, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 77, by Representatives Addison, Erak, Garson, Greengo, Brown, Dickie, Barrett, Teutsch, Patrick, Hankins, Taylor, Johnson, Hastings, Sanders, Houchen, Granlund, McGinnis, Warnke and Lewis:

Authorizing legislative review of agency rules by a joint select committee with power to suspend.

The bill was read the third time and placed on final passage.

Representatives Addison and Walk spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 77, and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Tilly.

Not voting: Representatives Ellis, Struthers.

Engrossed House Bill No. 77, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Nelson (G), Engrossed Substitute House Bill No. 166 and Engrossed House Bill No. 77 were ordered immediately transmitted to the Senate.

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 308, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to embalmers and funeral directors; amending section 1, chapter 108, Laws of 1937 as last amended by section 39, chapter 158, Laws of 1979 and RCW 18.39.010; amending section 2, chapter 108, Laws of 1937 and RCW 18.39.020; amending section 6, chapter 108, Laws of 1937 as

last amended by section 42, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.39.050; amending section 5, chapter 108, Laws of 1937 as amended by section 4, chapter 107, Laws of 1965 ex. sess. and RCW 18.39.070; amending section 10, chapter 108, Laws of 1937 as amended by section 43, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.39.120; amending section 15, chapter 108, Laws of 1937 as amended by section 44, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.39.130; amending section 4, chapter 93, Laws of 1977 ex. sess. and RCW 18.39.148; amending section 8, chapter 108, Laws of 1937 as amended by section 45, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.39.150; amending section 9, chapter 93, Laws of 1977 ex. sess. and RCW 18.39.175; amending section 5, chapter 93, Laws of 1977 ex. sess. and RCW 18.39.181; amending section 9, chapter 108, Laws of 1937 and RCW 18.39.190; amending section 13, chapter 108, Laws of 1937 and RCW 18.39.220; amending section 6, chapter 93, Laws of 1977 ex. sess. and RCW 18.39.223; amending section 7, chapter 93, Laws of 1977 ex. sess. and RCW 18.39.225; adding new sections to chapter 18.39 RCW; creating new sections; repealing section 2, chapter 52, Laws of 1955, section 2, chapter 107, Laws of 1965 ex. sess., section 23, chapter 292, Laws of 1971 ex. sess. and RCW 18.39.030; repealing section 4, chapter 108, Laws of 1937, section 1, chapter 150, Laws of 1945, section 2, chapter 105, Laws of 1947, section 3, chapter 107, Laws of 1965 ex. sess., section 24, chapter 292, Laws of 1971 ex. sess., section 1, chapter 120, Laws of 1972 ex. sess., section 40, chapter 158, Laws of 1979 and RCW 18.39.040; repealing section 10, chapter 93, Laws of 1977 ex. sess. and RCW 18.39.177; repealing section 11, chapter 108, Laws of 1937, section 2, chapter 93, Laws of 1977 ex. sess., section 41, chapter 158, Laws of 1979 and RCW 18.39.180; repealing section 15, chapter 215, Laws of 1909 and RCW 18.39.210; repealing section 17, chapter 108, Laws of 1937 and RCW 18.39.230; repealing section 13, chapter 99, Laws of 1979 and RCW 43.131.173; repealing section 55, chapter 99, Laws of 1979 and RCW 43.131.174; providing an effective date; providing an expiration date; and declaring an emergency.

HOUSE BILL NO. 309, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to the furniture and bedding industry; amending section 5, chapter 183, Laws of 1951 and RCW 18.45.050; amending section 42, chapter 183, Laws of 1951 and RCW 18.45.140; amending section 43, chapter 183, Laws of 1951 and RCW 18.45.150; amending section 44, chapter 183, Laws of 1951 and RCW 18.45.160; amending section 13, chapter 183, Laws of 1951 and RCW 18.45.180; amending section 14, chapter 183, Laws of 1951 and RCW 18.45.190; amending section 38, chapter 183, Laws of 1951 and RCW 18.45.480; amending section 45, chapter 183, Laws of 1951 and RCW 18.45.490; amending section 21, chapter 266, Laws of 1971 ex. sess. as last amended by section 100, chapter 158, Laws of 1979 and RCW 43.24.085; amending section 51, chapter 99, Laws of 1979 and RCW 43.131.166; adding new sections to chapter 18.45 RCW; repealing section 9, chapter 99, Laws of 1979 and RCW 43.131.165; prescribing penalties; and declaring an emergency.

HOUSE BILL NO. 310, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to the consumer advisory committee; repealing section 23, chapter 99, Laws of 1979 and RCW 43.131.193; repealing section 65, chapter 99, Laws of 1979 and RCW 43.131.194; and declaring an emergency.

HOUSE BILL NO. 311, by Committee on Human Services and Representatives Mitchell and Wang:

AN ACT Relating to sanitarians; amending section 2, chapter 200, Laws of 1959 as last amended by section 52, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.90.020; repealing section 18, chapter 99, Laws of 1979 and RCW 43.131.183; repealing section 60, chapter 99, Laws of 1979 and RCW 43.131.184; and declaring an emergency.

MOTION

On motion of Mr. Nelson (G), all bills listed on today's supplemental agenda were referred to Committee on Human Services.

On motion of Mr. Nelson (G), the House advanced to the sixth order of business.

SECOND READING

The Speaker declared the House to be at ease.

The Speaker called the House to order.

HOUSE BILL NO. 82, by Representatives Barnes, Williams, Garson, Houchen, Wang, Hine and McCormick:

Creating the Pacific Northwest Electric Power and Conservation Planning Council.

The bill was read the second time.

On motion of Mr. Nelson (G), Substitute House Bill No. 82 was substituted for House Bill No. 82, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 82 was read the second time.

POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, House Bill No. 82 was reported out by the Rules Committee yesterday. I submit to you it is in violation of House Rule 13, subsection (B), where it states in part, '...a bill for second reading and copies of any amendment made by a committee have been distributed to each member no later than 8:00 p.m. on the second day preceding such consideration...' I submit to you, Mr. Speaker, this hasn't been done and another day should lapse before consideration of this bill."

SPEAKER'S RULING

The Speaker: "Representative O'Brien, by motion of Representative Nelson yesterday, House Bill No. 82 was placed at the top of today's second reading calendar. Therefore, it was placed there by this body and would not be in violation of the House rules since the body did decide. Your point is not well taken."

Mr. Nelson (D) moved adoption of the following amendment:

On page 1, line 18 after "appointment." add a new sentence to read as follows: "Upon appointment by the governor to the council, the nominees shall make available to the senate such disclosure information as is requested for the confirmation process, including that required in RCW 42.17.240."

Representatives Nelson (D) and Barnes spoke in favor of the amendment, and it was adopted.

Mr. Bender moved adoption of the following amendment:

On page 2, line 6 after "appointed" add ", but if a successor is not appointed within sixty days of the beginning of a new term, the member shall be considered reappointed, subject to the consent of the senate as provided in section 2 of this act"

Representatives Bender and Nelson (D) spoke in favor of the amendment, and Representatives Cantu and Barnes spoke against it.

Representatives Bender and Nelson (D) spoke again in favor of the amendment.

Mr. Brown demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Bender to page 2, line 6 of House Bill No. 82, and the amendment was not adopted by the following vote: Yeas, 36; nays, 59; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Galloway, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Ellis, Greengo, Struthers.

On motion of Mr. Nelson (D), the following amendment by Representatives Nelson (D) and Barnes was adopted:

On page 1, line 15 after "two" strike "members" and insert "residents of the state of Washington"

On motion of Mr. Nelson (D), the following amendment was adopted:

On page 1, line 21 after "in" strike "subsection" and insert "section"

Ms. Sherman moved adoption of the following amendment by Representatives Sherman and Wang:

On page 1, line 21 after "2(3)" insert "and commitment to the priorities as found in section 4(e)(1)"

Representatives Sherman and Wang spoke in favor of the amendment, and Mr. Bond spoke against it.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Sherman and Wang to page 1, line 21 of Substitute House Bill No. 82, and the amendment was not adopted by the following vote: Yeas, 38; nays, 57; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Galloway, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Ellis, Greengo, Struthers.

Mr. Isaacson moved adoption of the following amendment:

On page 1, line 19 following "act." strike the remainder of the section through "Act." on page 1, line 23.

Representatives Isaacson, Tilly and Barnes spoke in favor of the amendment, and Representatives Hine and Nelson (D) spoke against it.

Mr. Brown demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Isaacson to page 1, line 23 of Substitute House Bill No. 82, and the amendment was adopted by the following vote: Yeas, 55; nays, 40; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Erickson, Fancher, Fiske, Flanagan, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King R., Lane, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Cantu, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., Kreidler, Leonard, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representatives Ellis, Greengo, Struthers.

MOTION FOR RECONSIDERATION

Mr. King (R) moved that the House reconsider the vote by which the amendment by Representative Isaacson to page 1, line 23 of Substitute House Bill No. 82 was adopted.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which the Isaacson amendment to Substitute House Bill No. 82 was adopted, and the motion was lost by the following vote: Yeas, 40; nays, 55; not voting, 3.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Ellis, Greengo, Struthers.

Mr. Nelson (D) moved adoption of the following amendment:

On page 2, line 9 after "(1)" add a new subsection to read as follows: "No council member may have other employment for which compensation is received. However, nothing in this section prohibits a member from receiving compensation for occasional activities which do not interfere with council duties. This subsection shall not apply after the council has adopted the regional conservation and electric power plan and the program to protect, mitigate and enhance fish and wildlife as required by the act."

Remember the following subsections accordingly.

Mr. Nelson (D) spoke in favor of the amendment, and Representatives Vander Stoep and Barnes spoke against it.

Mr. Nelson (D) spoke again in favor of the amendment.

MOTION

On motion of Mr. Nelson (G), further consideration of Substitute House Bill No. 82 was deferred and the bill was ordered placed at the top of the second reading calendar for Tuesday, February 10.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, February 9, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

TWENTY-NINTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Monday, February 9, 1981

The House was called to order at 9:30 a.m. by the Speaker.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 312, by Committee on Revenue and Representative Greengo:

AN ACT Relating to revenue and taxation; amending section 134, chapter 195, Laws of 1973 1st ex. sess. and RCW 84.52.043; amending section 1, chapter 133, Laws of 1967 ex. sess. as last amended by section 1, chapter 218, Laws of 1979 ex. sess. and RCW 84.52.065; amending section 20, chapter 288, Laws of 1971 ex. sess. as last amended by section 2, chapter 218, Laws of 1979 ex. sess. and RCW 84.55.010; and declaring an emergency.

To Committee on Revenue

HOUSE BILL NO. 313, by Committee on Revenue and Representatives Greengo and Clayton:

AN ACT Relating to revenue and taxation; amending section 2, chapter 169, Laws of 1974 ex. sess. as amended by section 8, chapter 196, Laws of 1979 ex. sess. and RCW 82.04.442; amending section 4, chapter 169, Laws of 1974 ex. sess. as amended by section 8, chapter 291, Laws of 1975 1st ex. sess. and RCW 82.04.443; amending section 3, chapter 169, Laws of 1974 ex. sess. and RCW 84.40.400; adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW; and declaring an emergency.

To Committee on Revenue

HOUSE BILL NO. 314, by Committee on Ethics, Law and Justice and Representatives Eberle, Ellis, Barnes, Patrick, Warnke and Garrett:

AN ACT Relating to personal property; amending section 36.23.070, chapter 4, Laws of 1963 as last amended by section 2, chapter 14, Laws of 1973 and RCW 36.23.070; amending section 1, chapter 100, Laws of 1925 ex. sess. as last amended by section 1, chapter 44, Laws of 1973 1st ex. sess. and RCW 63.32.010; and amending section 1, chapter 104, Laws of 1961 as amended by section 4, chapter 44, Laws of 1973 1st ex. sess. and RCW 63.40.010.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 315, by Committee on Human Services and Representatives Mitchell and Tilly:

AN ACT Relating to medical assistance; and adding new sections to chapter 74.09 RCW.

To Committee on Human Services

HOUSE BILL NO. 316, by Committee on Human Services and Representatives Teutsch and Wang:

AN ACT Relating to midwifery; amending section 7, chapter 56, Laws of 1975-'76 2nd ex. sess. and RCW 7.70.020; amending section 8, chapter 160, Laws of 1917 and RCW 18.50.010; amending section 2, chapter 160, Laws of 1917 and RCW 18.50.040; amending section 4, chapter 160, Laws of 1917 as amended by section 43, chapter 158, Laws of 1979 and RCW 18.50.060; amending section 7, chapter 160, Laws of 1917 and RCW 18.50.100; amending section 21, chapter 266, Laws of 1971 ex. sess. as last amended by section 100, chapter 158, Laws of 1979 and RCW 43.24.085; adding new sections to chapter 18.50 RCW; repealing section 5, chapter 160, Laws of 1917 and RCW 18.50.070; repealing section 6, chapter 160, Laws of 1917 and RCW 18.50.080; and making an appropriation.

To Committee on Human Services

HOUSE BILL NO. 317, by Representatives McGinnis, Owen, Isaacson, McCormick, Leonard, Tupper, Sprague, Patrick and Sanders:

AN ACT Relating to lobbying by public agencies; and adding a new section to chapter 42.17 RCW.

To Committee on State Government

HOUSE BILL NO. 318, by Representatives Galloway, Rust, Greengo, Granlund, Addison, Rinehart, Bickham, Brown and Sanders:

AN ACT Relating to property taxes; and adding a new section to chapter 84.56 RCW.

To Committee on Revenue

HOUSE BILL NO. 319, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to life-sustaining procedures; amending section 2, chapter 112, Laws of 1979 and RCW 70.122.010; and amending section 3, chapter 112, Laws of 1979 and RCW 70.122.020.

To Committee on Human Services

HOUSE BILL NO. 320, by Committee on Local Government and Representatives Isaacson, Sanders, Sprague, Ellis, Clayton, Eberle, Patrick, Johnson, Lane, Bickham, Bond, Nickell, Tilly and Hastings:

AN ACT Relating to land use; amending section 1, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.010; amending section 2, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.020; amending section 4, chapter 271, Laws of 1969 ex. sess. as amended by section 2, chapter 134, Laws of 1974 ex. sess. and RCW 58.17.040; amending section 6, chapter 271, Laws of 1969 ex. sess. as amended by section 3, chapter 134, Laws of 1974 ex. sess. and RCW 58.17.060; amending section 7, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.070; amending section 8, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.080; amending section 9, chapter 271, Laws of 1969 ex. sess. as amended by section 4, chapter 134, Laws of 1974 ex. sess. and RCW 58.17.090; amending section 10, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.100; amending section 11, chapter 271, Laws of 1969 ex. sess. as amended by section 5, chapter 134, Laws of 1974 ex. sess. and RCW 58.17.110; amending section 14, chapter 271, Laws of 1969 ex. sess. as amended by section 8, chapter 134, Laws of 1974 ex. sess. and RCW 58.17.140; amending section 15, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.150; amending section 30, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.165; amending section 17, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.170; amending section 18, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.180; and adding new sections to chapter 58.17 RCW.

To Committee on Local Government

HOUSE BILL NO. 321, by Committee on State Government and Representatives Isaacson and Hankins:

AN ACT Relating to commerce and economic development; providing for the planning, design, construction, furnishing and landscaping of a multi-use regional performing and visual arts facility; providing for the financing thereof by issuance of bonds and anticipation notes; creating the Mid-Columbia performing and visual arts festival steering commission and providing for its termination; providing for the formation of a nonprofit corporation to develop and operate said facility; creating a new section; adding new sections to chapter 43.31 RCW; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE BILL NO. 322, by Committee on Transportation and Representative Martinis (by Legislative Transportation Committee request):

AN ACT Relating to drivers licenses; and amending section 46.20.270, chapter 12, Laws of 1961 as last amended by section 58, chapter 136, Laws of 1979 ex. sess. and RCW 46.20.270.

To committee on Transportation

HOUSE BILL NO. 323, by Committee on Local Government and Representative Isaacson:

AN ACT Relating to boundaries and plats; amending section 2, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.020; and amending section 4, chapter 271, Laws of 1969 ex. sess. as amended by section 2, chapter 134, Laws of 1974 ex. sess. and RCW 58.17.040.

To Committee on Local Government

HOUSE BILL NO. 324, by Representatives Thompson, Williams and Flanagan:

AN ACT Relating to interest rates concerning government finances; amending section 16, chapter 153, Laws of 1957 and RCW 17.28.160; amending section 35.55.100, chapter 7, Laws of 1965 and RCW 35.55.100; amending section 35.55.110, chapter 7, Laws of 1965 and RCW 35.55.110; amending section 35.55.120, chapter 7, Laws of 1965 and RCW 35.55.120; amending section 35.56.110, chapter 7, Laws of 1965 and RCW 35.56.110; amending section 35.56.120, chapter 7, Laws of 1965 and RCW 35.56.120; amending section 35.56.130, chapter 7, Laws of 1965 and RCW 35.56.130; amending section 35.73.060, chapter 7, Laws of 1965 as amended by section 1, chapter 30, Laws of 1979 ex. sess. and RCW 35.73.060; amending section 36.67.040, chapter 4, Laws of 1963 as last amended by section 1, chapter 145, Laws of 1980 and RCW 36.67.040; amending section 36.88.140, chapter 4, Laws of 1963 as amended by section 3, chapter 66, Laws of 1970 ex. sess. and RCW 36.88.140; amending section 36.88.230, chapter 4, Laws of 1963 and RCW 36.88.230; amending section 7, chapter 194, Laws of

1967 and RCW 36.88.470; amending section 3, chapter 80, Laws of 1899 as amended by section 1, chapter 88, Laws of 1971 ex. sess. and RCW 39.56.010; amending section 5, chapter 80, Laws of 1899 and RCW 39.56.030; amending section 4, chapter 7, Laws of 1941 and RCW 53.43.040; amending section 9, chapter 390, Laws of 1955 as amended by section 60, chapter 195, Laws of 1973 1st ex. sess. and RCW 54.16.080; amending section 3, chapter 150, Laws of 1957 and RCW 54.24.220; amending section 1, chapter 82, Laws of 1935 as amended by section 1, chapter 102, Laws of 1937 and RCW 57.20.030; amending section 2, chapter 69, Laws of 1925 ex. sess. and RCW 85.05.520; amending section 1, chapter 174, Laws of 1927 and RCW 85.06.324; amending section 23, chapter 176, Laws of 1913 as amended by section 28, chapter 130, Laws of 1917 and RCW 85.08.320; amending section 30, chapter 176, Laws of 1913 as last amended by section 9, chapter 46, Laws of 1923 and RCW 85.08.430; amending section 17, chapter 26, Laws of 1949 and RCW 85.16.220; amending section 5, chapter 225, Laws of 1909 as amended by section 4, chapter 140, Laws of 1923 and RCW 85.24.070; amending section 16, chapter 225, Laws of 1909 as amended by section 5, chapter 140, Laws of 1923 and RCW 85.24.230; amending section 41, page 692, Laws of 1889-90 as last amended by section 24, chapter 129, Laws of 1921 and RCW 87.03.470; amending section 42, page 693, Laws of 1889-90 as last amended by section 1, chapter 108, Laws of 1953 and RCW 87.03.475; amending section 12, chapter 162, Laws of 1917 as last amended by section 2, chapter 119, Laws of 1977 ex. sess. and RCW 87.03.490; amending section 2, chapter 128, Laws of 1935 as amended by section 6, chapter 70, Laws of 1970 ex. sess. and RCW 87.03.510; amending section 4, chapter 34, Laws of 1925 ex. sess. and RCW 87.48.040; amending section 145, chapter 254, Laws of 1927 as amended by section 16, chapter 149, Laws of 1933 and RCW 89.30.433; amending section 39, chapter 23, Laws of 1911 and RCW 91.08.410; amending section 41, chapter 23, Laws of 1911 and RCW 91.08.430; amending section 42, chapter 23, Laws of 1911 and RCW 91.08.440; and amending section 43, chapter 23, Laws of 1911 and RCW 91.08.450.

To Committee on Revenue

HOUSE BILL NO. 325, by Representatives Valle, Pruitt, Brekke, Burns, Lux, Rust, Sherman, Maxie, Nelson (D), Wang, Hine, O'Brien and Erak:

AN ACT Relating to joint operating agencies; amending section 43.52.3411, chapter 8, Laws of 1965 and RCW 43.52.3411; amending section 4, chapter 159, Laws of 1967 as amended by section 4, chapter 7, Laws of 1973 1st ex. sess. and RCW 54.44.040; adding new sections to chapter 43.52 RCW; and declaring an emergency.

To Committee on Energy and Utilities

HOUSE BILL NO. 326, by Representatives Stratton, Lewis and King, J. (by Department of Social and Health Services request):

AN ACT Relating to social and health services; and amending section 6, chapter 35, Laws of 1969 ex. sess. -as last amended by section 29, chapter 80, Laws of 1977 ex. sess. and RCW 26.44.070.

To Committee on Human Services

HOUSE BILL NO. 327, by Representatives Sommers, Isaacson, Nelson (D), Nelson (G), Greengo and Brown:

AN ACT Relating to thermal electric energy taxation; adding a new chapter to Title 82 RCW; and adding a new section to chapter 84.36 RCW.

To Committee on Revenue

HOUSE BILL NO. 328, by Representatives Sherman and Lux:

AN ACT Relating to transportation; creating new sections; making an appropriation; providing an effective date; and declaring an emergency.

To Committee on Transportation

HOUSE BILL NO. 329, by Committee on Local Government and Representatives Isaacson, Sanders and Hankins:

AN ACT Relating to liens for utility services; amending section 35.21.130, chapter 7, Laws of 1965 and RCW 35.21.130; and amending section 35.21.290, chapter 7, Laws of 1965 and RCW 35.21.290.

To Committee on Local Government

HOUSE BILL NO. 330, by Representatives Kreidler, Sanders, Dawson, Bond, Houchen and Sprague:

AN ACT Relating to preliminary plats; and amending section 8, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.080.

To Committee on Transportation

HOUSE BILL NO. 331, by Representatives Erak, Rinehart, Martinis, Rust and Wang:

AN ACT Relating to snowmobiles; amending section 18, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.180; and amending section 20, chapter 29, Laws of 1971 ex. sess. as amended by section 131, chapter 78, Laws of 1980 and RCW 46.10.200.

To Committee on Transportation

HOUSE BILL NO. 332, by Representatives Stratton, McGinnis, Erickson, Barrett, Padden, Brown, Patrick, Sanders and Wang:

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

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 333, by Representatives Padden, Galloway, Barr, Prince, Amen, Nickell and Clayton:

AN ACT Relating to the wheat commission; and amending section 9, chapter 87, Laws of 1961 and RCW 15.63.090.

To Committee on Agriculture

HOUSE BILL NO. 334, by Representatives Stratton, Mitchell, Maxie, Rinehart, Erickson, North, Barrett and Padden:

AN ACT Relating to anatomical gifts; and amending section 2, chapter 80, Laws of 1969 and RCW 68.08-.500.

To Committee on Human Services

HOUSE BILL NO. 335, by Representatives Nelson (G), Martinis, Mitchell, Sprague, Bender, Wilson and Houchen:

AN ACT Relating to community college districts; amending section 28B.50.040, chapter 223, Laws of 1969 ex. sess. as amended by section 7, chapter 46, Laws of 1973 1st ex. sess. and RCW 28B.50.040; creating new sections; and declaring an emergency.

To Committee on Higher Education

HOUSE BILL NO. 336, by Representatives Becker, Valle, Tupper, Rosbach, Wang and Nelson (D):

AN ACT Relating to radioactive waste; adding a new section to chapter 70.98 RCW; and declaring an emergency.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 337, by Representatives Barnes and Warnke:

AN ACT Relating to the taxation of mobile homes; and amending section 68, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.530.

To Committee on Revenue

HOUSE BILL NO. 338, by Representatives Isaacson and Hankins:

AN ACT Relating to operating agencies; amending section 43.52.391, chapter 8, Laws of 1965 as amended by section 8, chapter 184, Laws of 1977 ex. sess. and RCW 43.52.391; amending section 1, chapter 28, Laws of 1977 ex. sess. and RCW 43.52.480; amending section 2, chapter 28, Laws of 1977 ex. sess. and RCW 43.52.490; adding new sections to chapter 43.52 RCW; prescribing penalties; providing an expiration date; and declaring an emergency.

To Committee on Local Government

HOUSE BILL NO. 339, by Representatives Isaacson and Hankins:

AN ACT Relating to operating agencies; amending section 43.52.250, chapter 8, Laws of 1965 as amended by section 1, chapter 184, Laws of 1977 ex. sess. and RCW 43.52.250; amending section 43.52.3411, chapter 8, Laws of 1965 and RCW 43.52.3411; and repealing section 43.52.343, chapter 8, Laws of 1965 and RCW 43.52.343.

To Committee on Local Government

ENGROSSED SENATE BILL NO. 3112, by Senators Talmadge, Hemstad, Shinpoch, Vognild and Deccio:

Providing for the award of expenses to prevailing parties in civil actions.

To Committee on Ethics, Law and Justice

MOTION

On motion of Mr. Nelson (G), the bills listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

REPORTS OF STANDING COMMITTEES

February 6, 1981

HOUSE BILL NO. 4, Prime Sponsor: Representative Sanders, designating the Roosevelt Elk as the state animal. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Brekke, Erak, Garson, Lundquist, Martinis, McDonald, Mitchell, Nickell, Owen, Thompson, Valle, Williams.

Voting nay: Representatives Barr, Rinehart, Stratton.

Not attending: Representatives Dawson, Wilson.

Passed to Committee on Rules for second reading.

February 6, 1981

HOUSE BILL NO. 11, Prime Sponsor: Representative Flanagan, requiring information on bond measures to be disclosed in the voters' pamphlet. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representatives Lewis, McGinnis, O'Brien.

Passed to Committee on Rules for second reading.

February 4, 1981

HOUSE BILL NO. 43, Prime Sponsor: Representative Tilly, allowing voters confined to a hospital on election day to apply for and vote an absentee ballot. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Erak, Greengo, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

MINORITY recommendation: Do not pass. Signed by Representative Hankins.

Not signing report: Representatives Walk, Ranking Minority Member; Ehlers.

Passed to Committee on Rules for second reading.

February 6, 1981

HOUSE BILL NO. 46, Prime Sponsor: Representative Owen, protecting shellfish pots. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 25 after "lift" insert "or set"

On page 1, line 27 after "bridge" strike "during the hours between sunset and sunrise" and insert "from one hour after sunset until one hour before sunrise"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Garson, Lundquist, Martinis, McDonald, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Williams.

Not signing report: Representative Dawson.

Not attending: Representative Wilson.

Passed to Committee on Rules for second reading.

February 6, 1981

HOUSE BILL NO. 67, Prime Sponsor: Representative Thompson, permitting department of natural resources to preserve access to Toutle and Cowlitz Rivers. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 21 after "affected" strike "physical"

On page 1, line 22 strike "provide for continuation of access rights which" and insert "grant rights of access where such rights"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Garson, Lundquist, Martinis, McDonald, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Williams.

Not attending: Representatives Dawson, Wilson.

Passed to Committee on Rules for second reading.

February 6, 1981

HOUSE BILL NO. 70, Prime Sponsor: Representative Martinis, providing for the distribution of federal funds for fish restoration and management projects. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Garson, Lundquist, Martinis, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle.

Not attending: Representatives Dawson, McDonald, Williams, Wilson.

Passed to Committee on Rules for second reading.

February 5, 1981

HOUSE BILL NO. 120, Prime Sponsor: Representative Smith, removing the state-aid to probation counselors program. Reported by Committee on Institutions.

MAJORITY recommendation: Do pass. Signed by Representatives Houchen, Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Walk, Van Dyken.

Not attending: Leonard, Vice Chairwoman; Struthers.

Passed to Committee on Rules for second reading.

February 6, 1981

HOUSE BILL NO. 181, Prime Sponsor: Representative Smith, authorizing agreements between irrigation districts. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Fiske, Gallagher, Granlund, Kreidler, Lux, Padden, Prince.

Not attending: Representatives Amen, Fancher, Hastings, Kreidler, Sommers.

Passed to Committee on Rules for second reading.

February 5, 1981

HOUSE BILL NO. 186, Prime Sponsor: Representative Taylor, implementing the law relating to elections to state board of education. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, James, Lane, McDonald, Vander Stoep.

Voting nay: Representatives Ehlers, Galloway.

Not signing report: Representatives Eng, Hinc, Lewis.

Not attending: Representatives Ellis, Maxie, Warnke.

Passed to Committee on Rules for second reading.

February 6, 1981

HOUSE BILL NO. 198, Prime Sponsor: Representative Amen, implementing law relating to payment of bonds on U.S. contract payments of certain irrigation districts. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Amen, Fiske, Gallagher, Granlund, Kreidler, Lux, Padden, Prince.

Not attending: Representatives Fancher, Hastings, Kreidler, Sommers.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Tuesday, February 10, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

THIRTIETH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, February 10, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Salatino and Struthers, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Susan Perrigo and Jill Grenier. Prayer was offered by The Reverend Bruce Larson of the University Presbyterian Church of Seattle.

Reading of the Journal of the preceding day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

February 6, 1981

Mr. Speaker:

The Senate has passed **SUBSTITUTE HOUSE BILL NO. 1610**, notwithstanding the Governor's veto, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 9, 1981

Mr. Speaker:

The Senate has passed:

HOUSE CONCURRENT RESOLUTION NO. 2,

and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

February 6, 1981

Mr. Speaker:

The Senate has passed;

ENGROSSED SENATE BILL NO. 3112,

February 9, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 3538,
SUBSTITUTE SENATE BILL NO. 3539,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

SENATE AMENDMENTS TO HOUSE BILL

February 9, 1981

Mr. Speaker:

The Senate has passed **ENGROSSED SUBSTITUTE HOUSE BILL NO. 206** with the following amendments:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. A supplemental budget as set forth in this 1981 act is hereby adopted and, subject to the provisions set forth in this 1981 act, the several amounts specified in this 1981 act, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages, and other expenses of the designated agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 1979, and ending June 30, 1981, except as otherwise provided, out of the several funds of the state hereinafter named, and making other appropriations.

Sec. 2. Section 59, chapter 270, Laws of 1979 ex. sess. as amended by section 11, chapter 167, Laws of 1980 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—INCOME MAINTENANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	((310,017,000)) 376,385,000
General Fund Appropriation—Federal	\$	((205,932,000)) 277,864,000
Total Appropriation	\$	((515,949,000)) 654,249,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) ~~((31,928,000 (of which \$10,052,000 shall be from federal funds) shall be expended for the purposes of providing a 10.0% per year increase to all assistance grants.~~
 ((2)) \$1,496,000 from state funds shall be expended to increase the personal needs allowance of clients in nursing homes and congregate care facilities to \$32.50 per month.
 ((3)) (2) \$5,036,000 (of which \$448,000 shall be from federal funds) shall be expended solely for vendor rate increases of 7.0% per year.
 ((4)) (3) \$760,000 from state general funds shall be expended to provide forty-eight hours of shelter care for victims of domestic violence.
 ((5)) (4) \$360,000 from state general funds shall be expended to provide a variable one-time allowance for persons without resources who are discharged from a skilled nursing facility.
 ((6)) (5) \$900,000 of state funds and \$600,000 of federal funds shall be expended to place Kitsap county residents into Area I grant standards eligibility and pay such grants accordingly.
 ((7)) (6) Not more than \$1,869,000 shall be expended exclusively to increase compensation for employees of congregate care facilities, excluding administrative staff.
 ((8)) (7) From the appropriation contained in this section, the department shall implement a 1.0% grant standard increase for all public assistance recipients effective July 1, 1980, in addition to the grant increase provided in subsection (1) of this section; except that, up to an additional 2.0% grant standard increase for all public assistance recipients may be implemented from the savings generated by the supplemental security income cost-of-living increase provided for fiscal year 1981.
(8) The department shall continue the four percent rateable reduction applied to standards of assistance as implemented November 1, 1980.

Sec. 3. Section 60, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SOCIAL SERVICES GRANTS PROGRAM

General Fund Appropriation—State	\$	((79,755,000)) 82,853,000
General Fund Appropriation—Federal	\$	((65,624,000)) 68,001,000
General Fund Appropriation—Local	\$	100,000
Total Appropriation	\$	((145,479,000)) 150,854,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

- ((4)) (1) \$161,000 from state funds shall be provided to the department of personnel alcoholism program for state employees stationed in eastern Washington, except that this program shall be initiated in eastern Washington by January 1, 1980; otherwise the funds shall revert to the general fund.
 ((5) ~~\$866,000, of which \$434,000 shall be from federal funds, shall be expended to provide enhancement of the foster care program, including the establishment of a foster parent's property damage or loss fund, an increase in the clothing allowance, and a children's needs assessment.~~
 (6)) (2) Reimbursement to private child caring agencies responsible for foster care placement shall be increased from \$33 per month per child to \$50 per month per child.

Sec. 4. Section 61, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MEDICAL ASSISTANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	((201,114,000)) 240,775,000
General Fund Appropriation—Federal	\$	((148,435,000)) 180,667,000
Total Appropriation	\$	((349,549,000)) 421,442,000

The appropriations contained in this section shall be subject to the following condition(s) and limitation(s):

- ((1) ~~\$23,743,000 (of which \$9,628,000 shall be from federal funds) shall be expended solely for inflationary increases for hospitals.~~
(2) \$23,236,000 (of which \$10,307,000 shall be from federal funds) shall be expended solely for inflationary increases for medical vendors other than hospitals.)

No funds shall be expended for the following optional services, as defined in Title XIX of the federal social security act, for the period from March 1, 1981, through June 30, 1981:

- (1) Dental, except for early and periodic screening, diagnosis, and treatment for children (EPSDT);

- (2) Chiropractic;
 (3) Podiatry; and
 (4) Federal assistance for medical care only (FAMCO).

NEW SECTION. Sec. 5. FOR THE STATE TREASURER—TRANSFERS

General Fund—Investment Reserve Account Appropriation: For transfer to the General Fund on or before June 30, 1981, an amount up to \$18,000,000 (in addition to amounts appropriated in section 171, chapter 270, Laws of 1979 ex. sess.)	\$	18,000,000
State Treasurer's Service Fund Appropriation: For transfer to the General Fund on or before July 20, 1981, an amount up to \$11,600,000 in excess of the cash requirements in the State Treasurer's Service Fund for fiscal year 1982, for credit to the fiscal year in which earned (in addition to amounts appropriated in section 171, chapter 270, Laws of 1979 ex. sess.)	\$	11,600,000
General Fund—Reserve for Accrued Revenue Account Appropriation: For transfer to the General Fund on or before June 30, 1981, the balance in the Reserve for Accrued Revenue Account (as a result of the enactment of chapter —, Laws of 1981)	\$	82,078,000
General Fund—State Timber Tax Reserve Account Appropriation: For transfer to the General Fund on or before June 30, 1981	\$	13,500,000

NEW SECTION. Sec. 6. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 3 of the title, after "appropriations;" strike the remainder of the title and insert "amending section 59, chapter 270, Laws of 1979 ex. sess. as amended by section 11, chapter 167, Laws of 1980 (uncodified); amending section 60, chapter 270, Laws of 1979 ex. sess. (uncodified); amending section 61, chapter 270, Laws of 1979 ex. sess. (uncodified); and declaring an emergency."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Nelson (G) moved that the House do concur in the Senate amendments to Engrossed Substitute House Bill No. 206.

Representatives Nelson (G), Chandler and Nisbet spoke against the motion, and Ms. Becker spoke in favor of it.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. Lux.

Mr. Lux: "Representative Nelson, how near do these particular items in this budget conform with the Governor's level of funding for these items?"

Mr. Nelson (G): "Representative Lux, we're dealing with apples and oranges. You can't make a comparison with this budget to anything recommended by Governor Spellman. The sources of funds are completely different. If you address it only by the state general fund, you'd find that this particular proposal, being placed as an amendment by the Senate, is approximately \$20 million higher in three given areas, but to now compare that to Governor Ray's or Governor Spellman's budget; it just can't be done. You have to look at the total amount of money being spent and you have to look at the sources to provide that money."

Mr. Hastings demanded an electric roll call vote and the demand was sustained.

Mr. O'Brien spoke in favor of the motion to concur, and Mr. Nelson (G) spoke again in opposition to it.

ROLL CALL

The Clerk called the roll on the motion that the House do concur in the Senate amendments to Engrossed Substitute House Bill No. 206, and the motion was lost by the following vote: Yeas, 24; nays, 71; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Burns, Eng, Erak, Gallagher, Granlund, Gruger, King R., Kreidler, Lux, Maxie, Monohon, Nelson D., O'Brien, Pruitt, Rinchart, Rust, Scott, Sommers, Thompson, Valle, Wang.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt,

Sherman, Smith, Sprague, Stratton, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Salatino, Struthers, Winsley.

The Speaker announced that the House had, by its vote, refused to concur in the Senate amendments to Engrossed Substitute House Bill No. 206, and asked the Senate to recede therefrom.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 340, by Representatives Granlund, Houchen, Galloway, Mitchell, Kreidler, Dickie and Gruger:

AN ACT Relating to community placement of residents in state residential schools; and amending section 72.33.160, chapter 28, Laws of 1959 as last amended by section 6, chapter 246, Laws of 1975 1st ex. sess. and RCW 72.33.160.

To Committee on Institutions

HOUSE BILL NO. 341, by Committee on Labor and Economic Development and Representatives Sanders, Patrick, Brown, Lux, Garrett, Brekke, King (J), Scott, Monohon, Nelson (G) and Fiske (by Department of Licensing and Attorney General request):

AN ACT Relating to business opportunities fraud; creating a new chapter in Title 19 RCW; defining crimes; prescribing penalties; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE BILL NO. 342, by Representatives Patrick, Barrett, Schmidt, Scott, Rinehart, Nisbet, Rust, Wilson and Bickham:

AN ACT Relating to nonprofit arts organizations; and adding a new section to chapter 66.24 RCW.

To Committee on Labor and Economic Development

HOUSE BILL NO. 343, by Representatives Leonard, Patrick, Brown, Teutsch, McCormick, McGinnis, Chandler, Stratton, Taylor, Clayton, Tupper, Berleen, Tilly, Nelson (G), Van Dyken, Ellis and Garrett:

AN ACT Relating to public assistance; adding a new section to chapter 74.22 RCW; and adding a new section to chapter 74.23 RCW.

To Committee on Human Service

HOUSE BILL NO. 344, by Representatives Dawson, Tilly, Patrick, Van Dyken, Bickham, Barr, Ellis and Garrett:

AN ACT Relating to motor vehicles; amending section 2, chapter 11, Laws of 1979 as amended by section 160, chapter 158, Laws of 1979 and RCW 46.52.030; amending section 2, chapter 136, Laws of 1979 ex. sess. as amended by section 7, chapter 148, Laws of 1980 and RCW 46.63.020; adding a new chapter to Title 46 RCW; prescribing penalties; and providing an effective date.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 345, by Representatives Brown, Scott, King (J), Lux, Gallagher and Patrick:

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

To Committee on Labor and Economic Development

HOUSE BILL NO. 346, by Committee on Transportation and Representative Martinis (by Legislative Transportation Committee request):

AN ACT Relating to motorcycles; amending section 46.04.330, chapter 12, Laws of 1961 as amended by section 2, chapter 213, Laws of 1979 ex. sess. and RCW 46.04.330; amending section 1, chapter 232, Laws of 1967 as amended by section 6, chapter 213, Laws of 1979 ex. sess. and RCW 46.20.500; amending section 50, chapter 145, Laws of 1967 ex. sess. as amended by section 153, chapter 158, Laws of 1979 and RCW 46.20.505; amending section 49, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.527; amending section 4, chapter 232, Laws of 1967 as last amended by section 55, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.530; amending section 2, chapter 39, Laws of 1963 as last amended by section 195, chapter 158, Laws of 1979 and RCW 46.81.010; amending section 2, chapter 9, Laws of 1970 ex. sess. as last amended by section 97, chapter 136, Laws of 1979 ex. sess. and RCW 46.81.030; amending section 7, chapter 39, Laws of 1963 as amended by section 5, chapter 218, Laws of 1969 ex. sess. and RCW 46.81.060; amending section 8, chapter 39, Laws of 1963 as last amended by section 4, chapter 76, Laws of 1977 and RCW 46.81.070; adding new sections to chapter

46.20 RCW; adding a new section to chapter 46.81 RCW; defining crimes; prescribing penalties; and making an appropriation.

To Committee on Transportation

HOUSE BILL NO. 347, by Representatives Stratton, King (J), North and Brekke (by Department of Social and Health Services request):

AN ACT Relating to social and health services; and amending section 2, chapter 172, Laws of 1967 as last amended by section 83, chapter 155, Laws of 1979 and RCW 74.15.020.

To Committee on Human Services

HOUSE BILL NO. 348, by Representatives Chandler, Galloway, Chamberlain and Clayton:

AN ACT Relating to educational service districts as self-insurers; adding a new section to chapter 28A.21 RCW; adding a new section to chapter 28A.58 RCW; and adding new sections to chapter 51.14 RCW.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 349, by Representatives Nelson (G), King (R), Mitchell, Gruger, Houchen, Bender, Martinis, Sprague and Scott:

AN ACT Relating to commerce and economic development; providing for the planning, design, construction, furnishing, and landscaping of a cultural arts and convention facility; providing for the financing thereof by issuance of bonds and anticipation notes; authorizing the designation of real property as a site for such facility; creating new sections; adding new sections to chapter 43.31 RCW; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE JOINT RESOLUTION NO. 8, by Representatives Taylor, Granlund, Wilson, Maxie, Lewis, Patrick, Johnson, Winsley, McCormick, Nelson (G), Warnke, Pruitt, Van Dyken, Nelson (D), Sherman and Bender:

Permitting rent relief to retired renters.

To Committee on Revenue

HOUSE JOINT RESOLUTION NO. 9, by Representatives Rinehart, Greengo, Brekke, Nelson (D), Hine, Kreidler, Rust, Granlund, Burns, Sherman, Gruger, McCormick, Galloway, Bender, Garrett, North and Walk:

Authorizing residential and nonresidential property classes for the purpose of levy growth limitations.

To Committee on Revenue

SUBSTITUTE SENATE BILL NO. 3538, by Committee on Ways and Means (originally sponsored by Senators McDermott, Bauer, Talmadge, Moore, Williams, Woody, Shipoch, Hansen, Charnley, Gaspard, Ridder, Fleming, Wilson, Rasmussen, Peterson, Talley, Bottiger, Goltz, Vognild and Lysen):

Modifying provisions relating to chore services.

To Committee on Human Services

SUBSTITUTE SENATE BILL NO. 3539, by Committee on Ways and Means (originally sponsored by Senator McDermott):

Authorizing temporary elimination of general assistance to unemployed employable persons.

To Committee on Human Services

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORT OF STANDING COMMITTEE

February 9, 1981

HOUSE BILL NO. 310, Prime Sponsor: Committee on Human Services, continuing the consumer advisory committee. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 12 insert a new section as follows:

***NEW SECTION. Sec. 2.** The consumer advisory committee shall terminate on June 30, 1987 and shall be subject to all of the processes provided in RCW 43.131.010 through 43.131.110 as now existing or hereafter amended.*

Renumber the remaining section consecutively.

Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; King (J), Lane, Leonard, Nickell, Pruitt, Stratton, Teutsch.

MINORITY recommendation: Do not pass. Signed by Representatives Padden, Vander Stoep.

Not attending: Representatives Erickson, Houchen, North, Wang, Winsley.

Passed to Committee on Rules for second reading.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 82, by Committee on Energy and Utilities (originally sponsored by Representatives Barnes, Williams, Garson, Houchen, Wang, Hine and McCormick):

Creating the Pacific Northwest Electric Power and Conservation Planning Council.

The House resumed consideration of the bill on second reading. (For previous action, see Journal, 25th Day, February 5, 1981.)

On motion of Mr. Nelson (G), further consideration of the bill was deferred, and it was ordered placed at the top of tomorrow's second reading calendar.

HOUSE BILL NO. 58, by Representatives Owen, Nisbet, Brown, Berleen, Granlund, Hine and Garson:

Requiring only one copy of certain codes to be filed with local governments.

The bill was read the second time.

On motion of Mr. Nelson (G), Substitute House Bill No. 58 was substituted for House Bill No. 58, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 58 was read the second time.

Ms. Leonard moved adoption of the following amendment:

On page 2, after line 4 insert:

Nothing contained in this section shall authorize a first class city to adopt state statutes or codes by reference which are in conflict with provisions of the city's charter.

Ms. Leonard spoke in favor of the amendment, and Representatives Hine, Isaacson and Owen spoke against it.

With the consent of the House, Ms. Leonard withdrew the amendment.

MOTION

On motion of Mr. Nelson (G), further consideration of Substitute House Bill No. 58 was deferred, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 75, by Representatives Martinis, Wilson, Burns, Garrett, Sherman, Walk, Garson, Bender, Erak, Clayton, Sprague, McCormick, Gallagher and Pruitt:

Directing the transportation commission to prepare its own budget request, independent of the department.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 99, by Representatives Smith, Flanagan, Nisbet, Dickie, Barr, Sanders, Isaacson, Fancher, Clayton and Hastings:

Modifying provisions relating to water rights reverted to the state.

The bill was read the second time.

MOTION

Mr. Martinis moved that House Bill No. 99 be rereferred to Committee on Natural Resources and Environmental Affairs.

Representatives Martinis and Thompson spoke in favor of the motion, and Representatives Smith and Flanagan spoke against it.

Mr. King demanded an electric roll call vote on the motion, and the demand was sustained.

Mr. Martinis spoke again in favor of the motion, and Mr. Van Dyken spoke against it.

ROLL CALL

The Clerk called the roll on the motion to rerefer House Bill No. 99 to Committee on Natural Resources and Environmental Affairs, and the motion was lost by the following vote: Yeas, 44; nays, 50; not voting, 4.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, McDonald, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Wilson.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Smith, Sprague, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, and Mr. Speaker.

Not voting: Representatives Salatino, Schmidt, Struthers, Winsley.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

On motion of Mr. Nelson (G), HOUSE BILL NO. 317 was rereferred from Committee on Human Services to Committee on State Government.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Wednesday, February 11, 1981.

WILLIAM M. Polk, Speaker

VITO T. CHIECHI, Chief Clerk

THIRTY-FIRST DAY

MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, February 11, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Houchen and Salatino, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Claire Fithian and Craig Almon. Prayer was offered by The Reverend Bill Archer of the Shelton Vineyard Church.

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

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 350, by Committee on State Government and Representatives Walk and Addison:

AN ACT Relating to the state personnel board; amending section 2, chapter 6, Laws of 1977 and RCW 41.06.110; and amending section 15, chapter 1, Laws of 1961 as last amended by section 3, chapter 118, Laws of 1980 and RCW 41.06.150.

To Committee on State Government

HOUSE BILL NO. 351, by Committee on Higher Education and Representatives Barnes, Teutsch and Ellis:

AN ACT Relating to community colleges; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.50 RCW.

To Committee on Higher Education

HOUSE BILL NO. 352, by Committee on Local Government and Representative Isaacson:

AN ACT Relating to special purpose districts; amending section 9, chapter 189, Laws of 1967 as last amended by section 12, chapter 5, Laws of 1979 ex. sess. and RCW 36.93.090; amending section 5, chapter 210, Laws of 1941 and RCW 56.04.070; amending section 48, chapter 210, Laws of 1941 as last amended by section 3, chapter 103, Laws of 1959 and RCW 56.08.060; amending section 4, chapter 58, Laws of 1974 ex. sess. as last amended by section 1, chapter 12, Laws of 1980 and RCW 56.20.015; amending section 4, chapter 148, Laws of 1969 ex. sess. and RCW 56.36.040; amending section 6, chapter 148, Laws of 1969 ex. sess. and RCW 56.36.060; amending section 4, chapter 114, Laws of 1929 and RCW 57.04.070; amending section 3, chapter 251, Laws of 1953 as amended by section 4, chapter 108, Laws of 1959 and RCW 57.08.045; amending section 1, chapter 111, Laws of 1963 as last amended by section 69, chapter 141, Laws of 1979 and RCW 57.08.065; amending section 4, chapter 146, Laws of 1971 ex. sess. and RCW 57.40.130; amending section 6, chapter 146, Laws of 1971 ex. sess. and RCW 57.40.150; adding a new section to chapter 56.36 RCW; creating a new section; and declaring an emergency.

To Committee on Local Government

HOUSE BILL NO. 353, by Representatives Williams, Mitchell, Houchen, Becker, Valle and Wang:

AN ACT Relating to social and health services; amending section 1, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.010; amending section 4, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.040; amending section 5, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.050; amending section 8, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.060; amending section 9, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.070; amending section 10, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.080; amending section 11, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.090; amending section 71.12.470, chapter 25, Laws of 1959 and RCW 71.12.470; amending section 71.12.560, chapter 25, Laws of 1959 as last amended by section 1, chapter 145, Laws of 1974 ex. sess. and RCW 71.12.560; amending section 71.12.590, chapter 25, Laws of 1959 and RCW 71.12.590; amending section 72.01.050, chapter 28, Laws of 1959 as last amended by section 145, chapter 141, Laws of 1979 and RCW 72.01.050; amending section 72.01.060, chapter 28, Laws of 1959 as amended by section 146, chapter 141, Laws of 1979 and RCW 72.01.060; amending section 72.01.140, chapter 28, Laws of 1959 as amended by section 149, chapter 141, Laws of 1979 and RCW 72.01.140; amending section 72.01.150, chapter 28, Laws of 1959 as amended by section 150, chapter 141, Laws of 1979

and RCW 72.01.150; amending section 72.01.180, chapter 28, Laws of 1959 as last amended by section 152, chapter 141, Laws of 1979 and RCW 72.01.180; amending section 72.01.260, chapter 28, Laws of 1959 as amended by section 156, chapter 141, Laws of 1979 and RCW 72.01.260; amending section 72.01.320, chapter 28, Laws of 1959 as last amended by section 163, chapter 141, Laws of 1979 and RCW 72.01.320; amending section 72.23.020, chapter 28, Laws of 1959 and RCW 72.23.020; amending section 72.23.030, chapter 28, Laws of 1959 as amended by section 2, chapter 56, Laws of 1969 and RCW 72.23.030; adding a new chapter to Title 71 RCW; adding a new section to chapter 71.05 RCW; repealing section 1, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.010; repealing section 2, chapter 111, Laws of 1967 ex. sess., section 6, chapter 304, Laws of 1971 ex. sess. and RCW 71.24.020; repealing section 3, chapter 111, Laws of 1967 ex. sess., section 7, chapter 304, Laws of 1971 ex. sess., section 30, chapter 122, Laws of 1972 ex. sess., section 5, chapter 155, Laws of 1973 1st ex. sess. and RCW 71.24.030; repealing section 4, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.040; repealing section 5, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.050; repealing section 6, chapter 111, Laws of 1967 ex. sess., section 1, chapter 204, Laws of 1971 ex. sess. and RCW 71.24.060; repealing section 7 through 14, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.070 through 71.24.140; repealing section 15, chapter 111, Laws of 1967 ex. sess., section 2, chapter 204, Laws of 1971 ex. sess. and RCW 71.24.150; repealing section 16, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.160; repealing section 1, chapter 61, Laws of 1969, section 141, chapter 141, Laws of 1979 and RCW 71.24.165; repealing section 19, chapter 111, Laws of 1967 ex. sess., section 165, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 71.24.190; repealing section 20, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.200; repealing section 21, chapter 111, Laws of 1967 ex. sess., section 1, chapter 145, Laws of 1979 ex. sess. and RCW 71.24.210; repealing section 22 through 26, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.220 through 71.24.900; repealing section 72.06.010, chapter 28, Laws of 1959, section 59, chapter 18, Laws of 1970 ex. sess. and RCW 72.06.010; repealing section 72.06.050, chapter 28, Laws of 1959, section 46, chapter 80, Laws of 1977 ex. sess. and RCW 72.06.050; repealing section 72.06.060, chapter 28, Laws of 1959, section 47, chapter 80, Laws of 1977 ex. sess., section 185, chapter 141, Laws of 1979 and RCW 72.06.060; repealing section 72.06.070, chapter 28, Laws of 1959 and RCW 72.06.070; repealing section 72.23.900, chapter 28, Laws of 1959 and RCW 72.23.900; declaring an emergency; and providing an effective date.

To Committee on Human Services

HOUSE BILL NO. 354, by Committee on State Government and Representatives Addison and Walk:

AN ACT Relating to planning and community affairs; amending section 35.10.240, chapter 7, Laws of 1965 as last amended by section 12, chapter 195, Laws of 1973 1st ex. sess. and RCW 35.10.240; amending section 35.10.250, chapter 7, Laws of 1965 as amended by section 9, chapter 89, Laws of 1969 ex. sess. and RCW 35.10.250; amending section 10, chapter 89, Laws of 1969 ex. sess. and RCW 35.10.265; amending section 35.10.320, chapter 7, Laws of 1965 as amended by section 16, chapter 89, Laws of 1969 ex. sess. and RCW 35.10.320; amending section 13, chapter 74, Laws of 1967 and RCW 43.63A.130; adding a new section to chapter 43.41 RCW; repealing section 1, chapter 53, Laws of 1969 ex. sess., section 64, chapter 75, Laws of 1977, section 133, chapter 151, Laws of 1979 and RCW 43.63A.085; repealing section 12, chapter 74, Laws of 1967, section 122, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.63A.120; and repealing section 49, chapter 99, Laws of 1979 and RCW 43.131.162; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 355, by Committee on Transportation and Representatives Eberle and Wilson:

AN ACT Relating to speeding violations; amending section 46.08.110, chapter 12, Laws of 1961 as last amended by section 125, chapter 158, Laws of 1979 and RCW 46.01.250; amending section 27, chapter 21, Laws of 1961 ex. sess. as last amended by section 84, chapter 136, Laws of 1979 ex. sess. and RCW 46.52.130; amending section 4, chapter 284, Laws of 1971 ex. sess. as last amended by section 94, chapter 136, Laws of 1979 ex. sess. and RCW 46.65.020; adding a new section to chapter 46.61 RCW; and prescribing penalties.

To Committee on Transportation

HOUSE BILL NO. 356, by Committee on Human Services and Representatives Mitchell and Erickson:

AN ACT Relating to health care contracts; and adding a new section to chapter 48.44 RCW.

To Committee on Human Services

HOUSE BILL NO. 357, by Committee on State Government and Representatives Addison and Walk:

AN ACT Relating to the preservation and destruction of public records; amending section 6, chapter 246, Laws of 1957 as last amended by section 52, chapter 151, Laws of 1979 and RCW 40.14.060; and

amending section 7, chapter 246, Laws of 1957 as last amended by section 5, chapter 54, Laws of 1973 and RCW 40.14.070.

To Committee on State Government

HOUSE BILL NO. 358, by Committee on State Government and Representatives Addison and Walk:

AN ACT Relating to the department of general administration; repealing section 11, chapter 270, Laws of 1977 ex. sess. and RCW 43.19.19365; repealing section 15, chapter 99, Laws of 1979 and RCW 43.131.177; and repealing section 57, chapter 99, Laws of 1979 and RCW 43.131.178.

To Committee on State Government

HOUSE BILL NO. 359, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to health; amending section 2, chapter 161, Laws of 1979 ex. sess. as amended by section 2, chapter 139, Laws of 1980 and RCW 70.38.025; amending section 10, chapter 161, Laws of 1979 ex. sess. as amended by section 7, chapter 139, Laws of 1980 and RCW 70.38.105; and creating a new section.

To Committee on Human Services

HOUSE BILL NO. 360, by Committee on Higher Education and Representative Teutsch:

AN ACT Relating to librarians; and amending section 11, chapter 119, Laws of 1935 as amended by section 12, chapter 106, Laws of 1973 and RCW 27.08.010.

To Committee on Higher Education

HOUSE BILL NO. 361, by Committee on Higher Education and Representatives Teutsch and Ellis:

AN ACT Relating to community colleges; and amending section 28B.50.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 103, Laws of 1979 ex. sess. and RCW 28B.50.100.

To Committee on Higher Education

HOUSE BILL NO. 362, by Committee on Higher Education and Representative Teutsch:

AN ACT Relating to faculty tenure at community colleges; and amending section 34, chapter 283, Laws of 1969 ex. sess. and RCW 28B.50.852.

To Committee on Higher Education

HOUSE BILL NO. 363, by Committee on State Government and Representative Hastings:

AN ACT Relating to legislative facilities; amending section 1, chapter 11, Laws of 1975-'76 2nd ex. sess. and RCW 19.27.120; amending section 43.19.125, chapter 8, Laws of 1965 and RCW 43.19.125; amending section 43.19.450, chapter 8, Laws of 1965 as amended by section 45, chapter 141, Laws of 1979 and RCW 43.19.450; amending section 1, chapter 272, Laws of 1969 ex. sess. and RCW 79.24-.650; adding a new chapter to Title 44 RCW; providing an effective date; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 364, by Representatives Vander Stoep, Bender, Dickie, Galloway, Burns, Nisbet, Barnes, Tupper, Heck, Teutsch, Ellis, Granlund and Wang:

AN ACT Relating to educational excellence; creating the Washington state scholars program; creating new sections; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; and making an appropriation.

To Committee on Education

HOUSE BILL NO. 365, by Committee on State Government and Representative Garson:

AN ACT Relating to athletics; amending section 1, chapter 184, Laws of 1933 and RCW 67.08.001; amending section 3, chapter 184, Laws of 1933 and RCW 67.08.005; amending section 7, chapter 184, Laws of 1933 as amended by section 2, chapter 48, Laws of 1975-'76 2nd ex. sess. and RCW 67.08-.010; amending section 2, chapter 9, Laws of 1977 and RCW 67.08.015; amending section 11, chapter 184, Laws of 1933 and RCW 67.08.050; amending section 12, chapter 184, Laws of 1933 as last amended by section 154, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 67.08.060; amending section 15, chapter 184, Laws of 1933 and RCW 67.08.090; amending section 17, chapter 184, Laws of 1933 and RCW 67.08.110; amending section 18, chapter 184, Laws of 1933 and RCW 67.08.120; amending section 22, chapter 184, Laws of 1933 as last amended by section 7, chapter 305, Laws of 1959 and RCW 67.08.140; repealing section 11, chapter 99, Laws of 1979 and RCW 43.131.169; repealing section 53, chapter 99, Laws of 1979 and RCW 43.131.170; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 366, by Committee on State Government and Representative Ehlers:

AN ACT Relating to state civil service; adding new sections to chapter 41.06 RCW; adding a new section to chapter 42.17 RCW; and creating a new section.

To Committee on State Government

HOUSE BILL NO. 367, by Committee on Labor and Economic Development and Representatives Sanders, Flanagan, Smith, Garrett, Lux, Clayton, Barr, Barrett, Brown, Scott and King (J):

AN ACT Relating to registration of contractors; amending section 2, chapter 77, Laws of 1963 as amended by section 2, chapter 153, Laws of 1973 1st ex. sess. and RCW 18.27.020; and amending section 8, chapter 77, Laws of 1963 as amended by section 3, chapter 118, Laws of 1972 ex. sess. and RCW 18.27.080.

To Committee on Labor and Economic Development

HOUSE BILL NO. 368, by Representatives Granlund, Ellis, Monohon, Clayton, Brown, Nelson (G), Chandler, Rust and Galloway:

AN ACT Relating to camping clubs; and amending section 1, chapter 106, Laws of 1972 ex. sess. as amended by section 84, chapter 158, Laws of 1979 and RCW 19.105.010.

To Committee on Labor and Economic Development

HOUSE BILL NO. 369, by Committee on Appropriations – Education and Representative McDonald:

AN ACT Relating to minimum guarantee to school districts for 1974–75 school year; and repealing section 2, chapter 89, Laws of 1974 ex. sess. and RCW 28A.41.220.

To Committee on Appropriations – Education

HOUSE BILL NO. 370, by Committee on Revenue and Representatives Amen and Patrick:

AN ACT Relating to property taxation; and amending section 84.52.052, chapter 15, Laws of 1961 as last amended by section 1, chapter 325, Laws of 1977 ex. sess. and RCW 84.52.052.

To Committee on Revenue

HOUSE BILL NO. 371, by Committee on Natural Resources and Environmental Affairs and Representatives Rosbach and Wilson:

AN ACT Relating to shoreline management policy as applied to forest practices; amending section 24, chapter 137, Laws of 1974 ex. sess. as amended by section 11, chapter 200, Laws of 1975 1st ex. sess. and RCW 76.09.240; and adding a new section to chapter 286, Laws of 1971 ex. sess. and to chapter 90.58 RCW.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 372, by Committee on Natural Resources and Environmental Affairs and Representatives Rosbach and Wilson:

AN ACT Relating to environmental policy as applied to forest practices; and adding a new section to chapter 109, Laws of 1971 ex. sess. and to chapter 43.21C RCW.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 373, by Committee on Financial Institutions and Insurance and Representative Dawson:

AN ACT Relating to commercial paper; amending section 1, chapter 23, Laws of 1967 ex. sess. as amended by section 1, chapter 62, Laws of 1969 and RCW 62A.3–515; amending section 2, chapter 62, Laws of 1969 and RCW 62A.3–520; amending section 3, chapter 62, Laws of 1969 and RCW 62A.3–525; adding a new section to Part 1, Article 3 of Title 62A RCW; and adding a new section to Part 5, Article 3 of Title 62A RCW.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 374, by Committee on Local Government and Representatives Isaacson, Garrett, Erickson and McGinnis:

AN ACT Relating to annexation; amending section 35.13.020, chapter 7, Laws of 1965 as last amended by section 3, chapter 164, Laws of 1973 1st ex. sess. and RCW 35.13.020; amending section 35.13.247, chapter 7, Laws of 1965 and RCW 35.13.247; amending section 35A.14.020, chapter 119, Laws of 1967 ex. sess. as amended by section 2, chapter 124, Laws of 1979 ex. sess. and RCW 35A.14.020; amending section 35A.14.380, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.380; amending

section 9, chapter 189, Laws of 1967 as last amended by section 12, chapter 5, Laws of 1979 ex. sess. and RCW 36.93.090; amending section 18, chapter 189, Laws of 1967 as amended by section 2, chapter 142, Laws of 1979 ex. sess. and RCW 36.93.180; and adding new sections to chapter 35.13 RCW.

To Committee on Local Government

HOUSE BILL NO. 375, by Committee on Labor and Economic Development and Representatives Patrick, Sanders, Smith, Salatino, Garrett and Wang:

AN ACT Relating to automotive repair; amending section 1, chapter 280, Laws of 1977 ex. sess. and RCW 46.71.010; amending section 3, chapter 280, Laws of 1977 ex. sess. and RCW 46.71.030; amending section 4, chapter 280, Laws of 1977 ex. sess. and RCW 46.71.040; amending section 5, chapter 280, Laws of 1977 ex. sess. and RCW 46.71.050; amending section 6, chapter 280, Laws of 1977 ex. sess. and RCW 46.71.060; amending section 7, chapter 280, Laws of 1977 ex. sess. and RCW 46.71.070; adding new sections to chapter 46.71 RCW; and making appropriations.

To Committee on Labor and Economic Development

HOUSE BILL NO. 376, by Committee on State Government and Representatives Eberle and Lewis:

AN ACT Relating to newspaper advertising rates for political candidates; and amending section 2, chapter 186, Laws of 1955 and RCW 65.16.095.

To Committee on State Government

HOUSE BILL NO. 377, by Representatives Scott, Williams, Thompson, Garrett, Lux and Ehlers:

AN ACT Relating to industrial insurance; amending section 51.12.020, chapter 23, Laws of 1961 as last amended by section 1, chapter 128, Laws of 1979 and RCW 51.12.020; amending section 51.16.140, chapter 23, Laws of 1961 as last amended by section 29, chapter 350, Laws of 1977 ex. sess. and RCW 51.16.140; amending section 51.32.050, chapter 23, Laws of 1961 as last amended by section 42, chapter 350, Laws of 1977 ex. sess. and RCW 51.32.050; amending section 51.32.060, chapter 23, Laws of 1961 as last amended by section 44, chapter 350, Laws of 1977 ex. sess. and RCW 51.32.060; amending section 2, chapter 286, Laws of 1975 1st ex. sess. as last amended by section 1, chapter 108, Laws of 1979 and RCW 51.32.075; amending section 51.32.090, chapter 23, Laws of 1961 as last amended by section 1, chapter 129, Laws of 1980 and RCW 51.32.090; amending section 51.36.010, chapter 23, Laws of 1961 as last amended by section 56, chapter 350, Laws of 1977 ex. sess. and RCW 51.36.010; adding a new section to chapter 51.08 RCW; adding a new section to chapter 51.32 RCW; adding a new section to chapter 51.52 RCW; providing an effective date; and declaring an emergency.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 378, by Committee on Labor and Economic Development and Representative Sanders:

AN ACT Relating to the regulation of cosmetology; amending section 1, chapter 25, Laws of 1974 ex. sess. as last amended by section 1, chapter 242, Laws of 1979 ex. sess. and RCW 18.18.010; amending section 8, chapter 215, Laws of 1937 as last amended by section 15, chapter 158, Laws of 1979 and RCW 18.18.020; amending section 1, chapter 215, Laws of 1937 as last amended by section 18, chapter 148, Laws of 1973 1st ex. sess. and RCW 18.18.030; amending section 18, chapter 215, Laws of 1937 as amended by section 19, chapter 148, Laws of 1973 1st ex. sess. and RCW 18.18.040; amending section 2, chapter 180, Laws of 1951 as last amended by section 21, chapter 148, Laws of 1973 1st ex. sess. and RCW 18.18.050; amending section 2, chapter 324, Laws of 1959 as last amended by section 22, chapter 148, Laws of 1973 1st ex. sess. and RCW 18.18.065; amending section 4, chapter 180, Laws of 1951 as last amended by section 4, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.070; amending section 7, chapter 215, Laws of 1937 as last amended by section 16, chapter 158, Laws of 1979 and RCW 18.18.100; amending section 1, chapter 168, Laws of 1953 and RCW 18.18.102; amending section 2, chapter 168, Laws of 1953 as last amended by section 30, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.18.104; amending section 4, chapter 168, Laws of 1953 and RCW 18.18.108; amending section 4, chapter 313, Laws of 1955 as last amended by section 25, chapter 148, Laws of 1973 1st ex. sess. and RCW 18.18.110; amending section 5, chapter 313, Laws of 1955 and RCW 18.18.130; amending section 7, chapter 180, Laws of 1951 as last amended by section 3, chapter 242, Laws of 1979 ex. sess. and RCW 18.18.140; amending section 7, chapter 52, Laws of 1957 as amended by section 6, chapter 324, Laws of 1959 and RCW 18.18.160; amending section 8, chapter 52, Laws of 1957 as amended by section 7, chapter 324, Laws of 1959 and RCW 18.18.170; amending section 8, chapter 180, Laws of 1951 as last amended by section 26, chapter 148, Laws of 1973 1st ex. sess. and RCW 18.18.190; amending section 4, chapter 215, Laws of 1937 and RCW 18.18.200; amending section 9, chapter 180, Laws of 1951 as last amended by section 13, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.210; amending section 15, chapter 215, Laws of 1937 as last amended by section 28, chapter 148, Laws of 1973 1st ex. sess. and RCW 18.18.220; amending section 11, chapter 52, Laws of 1957 as last amended by section 4, chapter 242, Laws of 1979 ex. sess. and RCW 18.18.260; amending section 12, chapter 52, Laws of 1957 as amended by section 30, chapter 148, Laws of 1973 1st ex. sess.

and RCW 18.18.270; amending section 20, chapter 148, Laws of 1973 1st ex. sess. as amended by section 17, chapter 158, Laws of 1979 and RCW 18.18.300; adding new sections to chapter 18.18 RCW; and repealing section 9, chapter 215, Laws of 1937, section 5, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.080.

To Committee on Labor and Economic Development

HOUSE BILL NO. 379, by Committee on Education and Representatives Mitchell, King (R), Nelson (D), Wilson and Brekke:

AN ACT Relating to educational clinics; and amending section 1, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97.010.

To Committee on Education

HOUSE BILL NO. 380, by Committee on Ways and Means and Representative Chandler (by Governor Ray request):

AN ACT Relating to state agencies; adopting a supplemental budget; making supplemental appropriations and authorizing expenditures; making other appropriations; and declaring an emergency.

To Committee on Ways and Means

HOUSE CONCURRENT RESOLUTION NO. 6, by Committee on Ethics, Law and Justice and Representative Ellis:

Creating a joint committee to study the proposed establishment of a law reform commission.

To Committee on Ethics, Law and Justice

HOUSE CONCURRENT RESOLUTION NO. 7, by Representatives Nelson (G), Stratton, Nelson (D), Patrick, Wilson, Mitchell, Salatino and Granlund:

Establishing an interim joint select committee on illegal drug trafficking.

To Committee on Rules

MOTION

On motion of Mr. Nelson (G), all bills and resolutions listed on today's agenda under the fourth order of business were considered first reading and referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 9, 1981

HOUSE BILL NO. 52, Prime Sponsor: Representative Vander Stoep, giving school administrators authority to order those persons appearing under the influence of alcohol or drugs off school property. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendment:
On page 1, line 13 strike "appears" and insert "is"

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Bender, Cantu, Dickie, Ellis, Galloway, Hine, James, Lane, Lewis, McDonald, Vander Stoep, Warnke.

Voting nay: Representatives Eng, Maxie, Valle.

Not voting: Representative Ehlers.

Passed to Committee on Rules for second reading.

February 9, 1981

HOUSE BILL NO. 304, Prime Sponsor: Representative Hankins, authorizing operating agencies to maintain security forces. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Brown, Burns, Chamberlain, Garrett, Hine, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representative James.

Voting Nay: Representative Berleen.

Not attending: Representative Brown.

Passed to Committee on Rules for second reading.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE CONCURRENT RESOLUTION NO. 2.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 51, by Representatives Schmitt, Garrett, Salatino, Valle and Patrick:

Prohibiting installation of urea-formaldehyde based foam insulation in residential structures.

The bill was read the third time and placed on final passage.

Representatives Isaacson and Garrett spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 51, and the bill passed the House by the following vote: Yeas, 91; nays, 1; not voting, 6.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Struthers.

Not voting: Representatives Ellis, Houchen, O'Brien, Salatino, Van Dyken, Warnke.

House Bill No. 51, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

I was off the floor at the time of the vote on House Bill No. 51, and I wish to vote "Aye."

ROGER VAN DYKEN, 42nd District.

HOUSE BILL NO. 103, by Committee on Transportation and Representatives Wilson, Garrett and Gallagher:

Making an appropriation for the Urban Arterial Board.

The bill was read the third time and placed on final passage.

Representatives Wilson and North spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 103, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Houchen, Salatino.

House Bill No. 103, having received the constitutional sixty percent majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 105, by Committee on Labor and Economic Development and Representatives Sanders, Patrick, Barrett, Hankins, Garrett, Scott and Monohon:

Permitting the port commission to waive the rent security requirement.

The bill was read the third time and placed on final passage.

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

POINT OF INQUIRY

Mr. Sanders yielded to question by Ms. North.

Ms. North: "Representative Sanders, the Port of Seattle is the one I'm interested in, although I know this does affect all ports in the state. Does this apply to the leases at the SeaTac Airport?"

Mr. Sanders: "Yes, Representative North, it would, any port facility.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 105, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Houchen, Salatino.

House Bill No. 105, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 75, by Representatives Martinis, Wilson, Burns, Garrett, Sherman, Walk, Garson, Bender, Erak, Clayton, Sprague, McCormick, Gallagher and Pruitt:

Directing the transportation commission to prepare its own budget request, independent of the department.

The bill was read the third time and placed on final passage.

Representatives Martinis and Wilson spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 75, and the bill passed the House by the following vote: Yeas, 93; nays, 2; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Chandler, Schmidt.

Not voting: Representatives Houchen, Salatino, Van Dyken.

House Bill No. 75, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), House Bill No. 51, House Bill No. 103, House Bill No. 105 and House Bill No. 75 were ordered immediately transmitted to the Senate.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

SENATE CONCURRENT RESOLUTION NO. 103, by Senators Bottiger, Fleming, Hayner and Jones:

Adopting the Joint Rules.

The resolution was read the second time.

Mr. Nelson (G) moved adoption of the following amendment:

Beginning on page 1, strike the entire resolution and insert the following:

*BE IT RESOLVED, By the Senate, the House of Representatives concurring, That the Joint Rules of the Forty-seventh Legislature shall be as follows:

JOINT RULES

FORTY-SEVENTH LEGISLATURE

1981

JOINT RULE NO.

Rule	Conflict of interest.
Rule 2	Employee restrictions.
Rule 3	Joint session.
Rule 4	Motions for joint session.
Rule 5	Business limited.
Rule 6	Conference committee.
Rule 7	How made up.
Rule 8	Free conference request.
Rule 9	Free conference committee.
Rule 10	Report of conference and free conference committee, how made out; whom returned to.
Rule 11	Adoption of reports.
Rule 12	Messages between the two houses.
Rule 13	Final action on bills, how communicated.
Rule 14	Enrolled bills—Presiding officer to sign.
Rule 15	Disposition of enrolled bills.
Rule 16	Transmission of documents.
Rule 17	Joint and concurrent resolutions: memorials.
Rule 18	Amendatory Bills.
Rule 19	Amendatory bills, how drawn.
Rule 20	Amendments to state constitution: action by legislature.
Rule 21	Publicity of proposed amendments to state constitution.
Rule 22	Initiative petition before the legislature.
Rule 23	Adjournment.
Rule 24	Adjournment sine die.
Rule 25	Committee bills.
Rule 26	Joint committee meetings.
Rule 27	Each house judge of its own membership.
Rule 28	Sessions of the legislature.
Rule 29	Amendments to joint rules.
Rule 30	Joint rules to apply for biennium.
Rule 31	Open standing committee meeting.
Rule 32	Standing committees—duties.
Rule 33	Standing committees—expenses—subpoena power.
Rule 34	Committee procedures.
Rule 35	Legislative polling.
Rule 36	Bills to be engrossed.

CONFLICT OF INTEREST

RULE 1. A legislator has a personal interest which is in conflict with the proper discharge of legislative duties if the legislator has reason to believe or expect that a direct monetary gain or a direct monetary loss will be derived by reason of the legislator's official activity.

However, a legislator does not have a personal interest which is in conflict with the proper discharge of legislative duties if no benefit or detriment accrues to the legislator as a member of a business, profession, occupation, or group, to a greater extent than to any other member of such business, profession, occupation, or group.

CODE OF ETHICS

In order to maintain legislative integrity and secure the public interest the following Code of Ethics is adopted for legislators:

(a) Actions which destroy independence of judgment as a legislator:

(1) A legislator shall not vote on or influence legislation in committee or on the floor of either house, where the legislator has a personal interest which is in conflict with the proper discharge of legislative duties.

(2) A legislator shall not accept any gratuity or compensation for services rendered in connection with legislative employment other than legislative salary.

(3) A legislator shall not ask, receive, or agree to receive anything of value upon any understanding that the legislator's vote, opinion, judgment, or action will be influenced thereby.

(4) A legislator shall not solicit, receive, or accept a gift, favor or service under circumstances where it could be reasonably inferred that such action would influence the legislator in the discharge of legislative duties, or was a reward.

(5) A legislator shall not accept any remuneration other than legislative compensation for legislative advice or assistance.

(6) A legislator shall not appear before any department of state government for compensation that is contingent upon action by that department of state government unless the fee is set or approved by that department.

(b) Actions which involve undue influence upon any state agency, court, or governmental subdivision:

(1) A legislator shall not represent clients for compensation in proceedings or hearings before state agencies, boards or commissions involving claims of state employees.

(2) A legislator, singularly or through others, shall not use or attempt to use improper means to influence a state agency, board or commission.

(3) A legislator may use an official title or stationery in connection with a matter or proceeding before a state agency, board or commission, only if done without compensation, in connection with legislative duties.

(4) A legislator shall not represent any claimant for compensation in any claim placed before the legislature.

(5) A legislator shall not receive compensation for an appearance before a state agency as an expert witness.

(c) Actions which constitute an abuse of official position or a violation of public trust:

(1) A legislator shall not accept employment, or engage in any business, or be involved in any activity which one might reasonably expect would require the disclosure of privileged information gained by virtue of holding legislative office.

(2) A legislator shall not enter into any contract with a state agency involving services or property, unless the contract is made after public notice and competitive bidding; except in cases where public notice and competitive bidding are not required, the contract or agreement shall be filed with the Board of Ethics.

EMPLOYEE RESTRICTIONS

RULE 2. Section 1. A legislative employee shall not accept any gratuity or compensation for services rendered in connection with legislative employment other than legislative salary. A legislative employee shall not accept any employment, in addition to legislative employment, which would impair the employee's independence of judgment. Except within the scope of employment, a legislative employee shall not provide any service to a lobbyist or any other person.

Section 2. A legislative employee shall not use or attempt to use the employee's official position to (1) personally obtain any privilege, exemption, special treatment or any other thing of value, or (2) obtain any such benefit for others except as required to perform duties within the scope of employment.

Section 3. A legislative employee shall not accept or solicit anything of value for personal benefit or for the benefit of others under circumstances in which it can be reasonably inferred that the legislative employee's independence of judgment is impaired or is intended as a reward for any official action.

Section 4. A legislative employee shall not disclose confidential information acquired by reason of the employee's official position to any person or group not entitled to receive such information, nor shall the employee use such information for personal gain or benefit or for the benefit of others.

Section 5. A legislative employee shall not enter into any contract with a state agency involving services or property, unless the contract is made after public notice and competitive bidding; except in cases where public notice and competitive bidding are not required, the contract or agreement shall be filed with the appropriate board of ethics.

Section 6. A legislative employee shall not solicit or accept contributions for any candidate or political committee during working hours. At no time shall a legislative employee directly or indirectly coerce another employee into making a contribution to a candidate or a political committee.

JOINT SESSION

RULE 3. Whenever there shall be a joint session of the two houses, the proceedings shall be entered at length upon the journal of each house. The lieutenant governor or president of the senate shall preside over such joint session, and the clerk of the house shall act as the clerk thereof, except in the case of the joint session held for the purpose of canvassing the votes of constitutional elective state officers, when the

speaker shall preside over such joint sessions: PROVIDED, That the lieutenant governor shall not act in said joint session except as the presiding officer, and in no case shall have the right to give the deciding vote.

MOTIONS FOR JOINT SESSION

RULE 4. All motions for a joint session shall be made by concurrent resolution to be introduced by the house in which such joint session is to be held; and when an agreement has once been made, it shall not be altered or annulled, except by concurrent resolution.

BUSINESS LIMITED

RULE 5. No business shall be considered in joint session other than that which may be agreed upon before the joint session is called.

CONFERENCE COMMITTEE, REPORTS, ETC.

CONFERENCE COMMITTEE

RULE 6. In every case of difference between the two houses, upon any subject of legislation, the house refusing to recede shall request a conference and appoint a committee of three for that purpose, and the other house shall grant the request for a conference and appoint a like committee to confer. The committees shall meet at the earliest possible hour, to be agreed upon by their respective chairmen, and shall confer upon the differences between the two houses indicated by the amendment or amendments adopted in one house and rejected in the other. Except as provided in Rule 8, no conference committee shall consider or report on any matter except that directly at issue between the two houses. The papers shall be left with the conferees of the house requesting such conference, and they shall first present the report of the committee to their house. Every report of a conference committee must have the signatures of a majority of the conference committee members of each house: PROVIDED, HOWEVER, That in the event five members of the conference committee cannot agree on a request for a free conference report a majority of the conference committee members of each house may report that the committee cannot agree and request the appointment of another committee.

CONFERENCE COMMITTEE APPOINTEES

RULE 7. The presiding officer of each house shall appoint on each conference committee three members, selecting them so as to represent, in each case, the majority and minority positions as relates to the subject matter, and to the extent possible the majority and minority political parties.

FREE CONFERENCE REQUEST

RULE 8. In case of failure of the conferees to agree on matters directly at issue between the two houses, the committee may in addition consider new proposed items within the scope and object of the title of the bill in conference for the purpose of requesting the powers of free conference. A report requesting the powers of free conference shall be made in the same manner as other reports of conference committees and shall set forth the proposed report of a free conference committee, including all amendments to the bill or resolution to be agreed upon by the free conference committee: PROVIDED, That such proposed report may be in the form of a new bill or resolution and such report must have the signatures of five of the six members of the committee.

FREE CONFERENCE COMMITTEE

RULE 9. Upon request for free conference the power of free conference may be granted by the two houses to the same committee, to whom only the proposed free conference report may be committed, or the committee may be discharged and a new committee appointed with the power of conference, as defined in Joint Rule 6. The report of the committee of free conference shall be acted upon in the same manner as provided for reports of conference committees. The report of a free conference committee must have the signatures of five of the six members of the committee.

REPORT OF CONFERENCE AND FREE CONFERENCE COMMITTEE, HOW MADE OUT; WHOM RETURNED TO

RULE 10. Three copies of the report must be prepared in writing, and the original and two copies signed by those agreeing thereto. The copy of the bill as agreed to by the committee with all amendments inserted must be returned to the house asking for such conference and which is in possession of the bill and it shall act upon such report, and if an agreement is reported, keep one of the copies of the report for its journal and duly message its action together with the bill, the original copy of the report and the remaining duplicate to the other house, which if the conference report be concurred in and the bill concurred in as amended, shall be the bill that is finally passed.

Simultaneously with receipt of the report a copy of the report shall be placed upon the desk of each member of the legislature.

ADOPTION OF REPORTS*

RULE 11. The report of a conference or free conference committee may be adopted by acclamation, but concurrence in the bill as amended shall be by roll call and the ayes and nays entered on the journals of the respective houses. The report must be voted upon in its entirety and cannot be amended.

The report shall be read in full in each house before a vote is taken on the report: **PROVIDED**, That the senate and house, within their own bodies, can suspend the reading of a report in full. The house and senate shall have thirty-six hours from the time of receipt in the house originating the conference request to consider reports from a free conference committee and shall not vote thereon until the thirty-six hour period shall have elapsed, except that with respect to budget and appropriations and revenue and tax measures, the required interval shall be twenty-four hours: **PROVIDED**, That the foregoing provisions relating to thirty-six and twenty-four hour intervals may be suspended by the senate or the house of representatives by a two-thirds vote of the members present, and such suspension shall apply only to the house voting to suspend these provisions.

No floor vote may be taken on any free conference committee report without a summary of additions, changes, and deletions made by the free conference committee with a reference in each instance to the page and line number or numbers in the report containing said additions, changes, or deletions.

*Requires a constitutional majority. Requires two-thirds on constitutional amendment.

MESSAGES BETWEEN THE TWO HOUSES

RULE 12. Messages from the senate to the house of representatives shall be delivered by the secretary or assistant secretary, and messages from the house of representatives to the senate shall be delivered by the chief clerk or assistant.

FINAL ACTION ON BILLS, HOW COMMUNICATED

RULE 13. Each house shall communicate its final action on any bill or resolution, or matter in which the other may be interested, in writing, signed by the secretary or clerk of the house from which such notice is sent.

ENROLLED BILLS—PRESIDING OFFICER TO SIGN

RULE 14. After a bill shall have passed both houses and all amendments have been carefully engrossed therein, it shall be signed by the presiding officer of each house in open session, first in the house in which it originated. The secretary of the senate or the chief clerk of the house shall present the original bill to the governor for signature, who, after taking action thereon, shall transmit it to the office of the secretary of state.

DISPOSITION OF ENROLLED BILLS

RULE 15. Whenever any bill shall have passed both houses, the house transmitting the bill in its final form to the governor shall also file with the secretary of state a copy of the bill together with the history of such bill up to the time of transmission to the governor.

TRANSMISSION OF DOCUMENTS

RULE 16. Each house shall transmit to the other all documents on which any bill or resolution may be founded.

JOINT AND CONCURRENT RESOLUTIONS: MEMORIALS

RULE 17. All memorials and resolutions from the legislature addressed to the President of the United States, to the Congress or either house thereof, or to the heads of any other branch of the Federal government shall be in the form of joint memorials. Proposed amendments to the state constitution shall be in the form of joint resolutions. Business between the two houses such as joint sessions, adopting or amending joint rules, closing business of the legislature and all such related matters shall be in the form of concurrent resolutions. Joint memorials, joint resolutions, and concurrent resolutions, up to and including the signing thereof by the presiding officer of each house, shall be subject to the rules governing the course of bills.

Concurrent resolutions may be adopted without a roll call: **PROVIDED, HOWEVER**, That concurrent resolutions authorizing investigations, and authorizing the expenditure or allocation of any money must be adopted by roll call, and the yeas and nays recorded in the journal.

AMENDATORY BILLS

RULE 18. All amendatory bills shall refer to the section or sections of the official codes and statutes of Washington, and supplements thereto and to the respective Session Laws, to be amended.

AMENDATORY BILLS, HOW DRAWN

RULE 19. Bills introduced in either house intended to amend existing statutes shall have the words which are amendatory to such existing statutes underlined. Any matter to be deleted from the existing statutes shall be indicated by lining out such matter with a broken line and enclosing the lined out material within double parentheses, and no bill shall be printed or acted upon until the provisions of this rule shall have been complied with.

New sections need not be underlined but shall be designated 'NEW SECTION.' in upper case type and such designation shall be underlined.

No bill shall be introduced by title only, and, in the event a bill is not complete, at least section 1 shall be set forth in full before the bill may be accepted for introduction.

Amendments to bills will be acted upon in the manner provided in the Rules of the Senate and in the Rules of the House: PROVIDED, That no amendment to a bill shall be considered which strikes the entire subject matter of a bill, and substitutes in lieu thereof entirely new subject matter not germane to the original or engrossed bill.

AMENDMENTS TO STATE CONSTITUTION: ACTION BY LEGISLATURE

RULE 20. Amendments to the state constitution may be proposed in either branch of the legislature by joint resolution; and if the same shall be agreed to by two-thirds of the members elected to each of the two houses, such proposed amendment or amendments shall be entered on their respective journals with the ayes and nays thereon. (Const., art. 23, sec. 1.)

PUBLICITY OF PROPOSED AMENDMENTS TO STATE CONSTITUTION

RULE 21. The legislature shall provide methods of publicity of all laws or parts of laws, and amendments to the constitution referred to the people with arguments for and against the laws and amendments so referred, so that each voter of the state shall receive the publication as soon as possible before the election at which they are to be voted upon. (Const., art. 2, sec. 1e.)

INITIATIVE PETITION BEFORE THE LEGISLATURE

RULE 22. Initiative petitions filed with the secretary of state not less than ten days before any regular session of the legislature shall take precedence over all other measures in the legislature except appropriation bills and shall be either enacted or rejected without change or amendment by the legislature before the end of such regular session.

Upon certification from the secretary of state that an initiative to the legislature has received sufficient valid signatures, the secretary of state shall submit certified copies of the said initiative to the state senate and the house of representatives. Upon receipt of said initiative, each body of the legislature through their presiding officers shall refer the certified copies of the initiative to a proper committee.

Upon receipt of a committee report on an initiative to the legislature, each house shall treat the measure in the same manner as bills, memorials and resolutions, except that initiatives cannot be placed on the calendar for amendment.

After the action of each body has been recorded on the final passage or any other action by resolution or otherwise which may refer the initiative to the people has been recorded, the president and secretary of the senate and the speaker and chief clerk of the house will certify, each for its own body, to the secretary of state the action taken. (Const., art. 2, sec. 1a.)

ADJOURNMENT

RULE 23. Neither house shall adjourn for more than three days, nor to any place other than that in which they may be sitting, without the consent of the other. (Const., art. 2, sec. 11.)

ADJOURNMENT SINE DIE

RULE 24. Adjournment sine die shall be made only by concurrent resolution.

COMMITTEE BILLS

RULE 25. During the interim between legislative sessions the membership and structure of each standing committee of each house of the legislature shall be continued for the purpose of studying and making recommendations to any subsequent session.

Each standing committee shall have the following powers and duties:

(1) To perform either through the standing committee as a whole or through subcommittees thereof or select committees thereof all duties and functions customarily delegated to legislative committees acting within the scope of the duties exercised by such committee concerning the subject matter with which the legislative standing committee is generally entrusted during a regular or special legislative session;

(2) To examine and study the administrative organization and procedures of the state government, its officers, boards, committees, commissions, institutions, and other state agencies and to make recommendations where found advisable directed to the elimination of unnecessary overlapping or duplication of functions, procedures, and expenditures and to the promotion of economy and efficiency in state government and as particularly related to the scope of the activities related to the standing legislative committee while the legislature is in session;

(3) To make such other studies and examinations of the state government and its agencies as it may find advisable and to hear complaints, hold hearings, gather information, and make findings of fact with respect thereto within the scope of the activities related to the standing legislative committee while the legislature is in session;

(4) To make reports from time to time to the members of the legislature and to the public with respect to any of its findings and recommendations.

For the purposes above mentioned the Facilities and Operations Committee established in the Senate and a corresponding similar committee in the House of Representatives shall be authorized to select such clerical, legal, accounting, research, and other assistants as may be deemed desirable to work for the standing committees established hereby, and the compensation and salary of such employees shall be fixed by such committees in each respective house subject to such legislative appropriations as shall be or have been made for such purposes by the legislature for the Senate and the House of Representatives respectively.

With reference to the studies and investigations to be undertaken, each standing committee may only study subjects, areas and problems assigned to such committee by the respective house or by the rules committees of the respective house.

During the interim between sessions, proposed committee bills which may be developed as a result of the studies and investigations made by such standing committees may be proposed and filed by such committees, and such proposed committee bills shall bear the signature of a majority of the members of such standing committee. Proposed Senate bills shall be filed with the secretary of the Senate. Proposed House bills shall be filed with the chief clerk of the House.

During the interim between legislative sessions such committee bill proposals shall be printed and referred to the committee on rules.

JOINT COMMITTEE MEETINGS

RULE 26. Whenever any standing, select, or special committee of either house shall desire to arrange for a public hearing upon any subject of legislative study pending before such committee, it shall be the duty of the chairperson of such committee to consult with the chairperson of the corresponding committee of the other house and endeavor to arrange a hearing by the joint committees of the two houses.

All joint public hearings held by the committees shall be scheduled at least five days in advance, shall be open to the public, and shall be given publicity: PROVIDED, That the notice and scheduling provision shall not apply to joint hearings held after the tenth day preceding adjournment sine die of any regular session or during any special session.

EACH HOUSE JUDGE OF ITS OWN MEMBERSHIP

RULE 27. Each house of the legislature is the judge of the qualifications and election of its members, and shall try all contested elections of its members in such manner as it may direct. (Const., art. 2, sec. 8.)

SESSIONS OF THE LEGISLATURE

RULE 28. The sessions of the legislature shall be held annually, convening at 12 o'clock noon on the second Monday of January each year, as provided by RCW 44.04.010 in accordance with art. 2, section 12 of the state Constitution.

AMENDMENTS TO JOINT RULES

RULE 29. These joint rules may be amended by concurrent resolution agreed to by a majority of the members of each house, provided one day's notice be given of the motion thereof.

JOINT RULES TO APPLY FOR BIENNIUM

RULE 30. The permanent joint rules adopted at the first regular session shall govern any session called during the same legislative biennium.

OPEN STANDING COMMITTEE MEETING

RULE 31. During its consideration of or vote on any bill, resolution or memorial, the deliberations of any standing committee of the legislature shall be open to the public in accordance with the rules of each house.

STANDING COMMITTEES—DUTIES

RULE 32. (1) All standing, select, and special committees of both houses may take executive action on bills in Olympia only: **PROVIDED, HOWEVER,** That committee hearings of either house may be held while the legislature is convened and hearings of standing committees may be held during a recessed or interim period.

(2) The rules committee of either house may provide for schedules, locations, or additional meetings of any standing committee of the same house as may be determined necessary.

(3) Subject to the approval of the rules committee of the appropriate house, standing committees, interim subcommittees, and interim select committees may conduct hearings and scheduling without a quorum being present, but executive action of standing committees shall require a quorum.

STANDING COMMITTEES—EXPENSES—SUBPOENA POWER

RULE 33. Regardless of whether the legislature is in session, and subject to the provisions of Rule 32 to the extent that it is applicable, members of the legislature and the president of the senate may receive from moneys appropriated for the legislature, reimbursement for necessary travel expenses and payments in lieu of subsistence and lodging for conducting official business of the legislature.

The legislative committees of the senate and of the house of representatives shall have the powers of subpoena, the power to administer oaths, and the power to issue commissions for the examination of witnesses in accordance with the provisions of chapter 44.16 RCW if and when specifically authorized by the committee on rules of the respective house for specific purposes and for specific subjects in accordance with the authorization of the committee on rules.

COMMITTEE PROCEDURES

RULE 34. Any person whose reputation may be unfairly injured by testimony at a committee hearing shall be given a reasonable opportunity to rebut that testimony. Each committee chairperson shall conduct hearings so as to afford reasonable protection of that right. In addition, any person who believes their reputation may have been unfairly injured by such testimony shall be entitled, upon submitting a timely request, to (1) an accurate record of the pertinent testimony; (2) an opportunity to voluntarily appear before the committee and testify; and (3) an opportunity to file a sworn written statement of facts or other documents for incorporation into the hearing record.

LEGISLATIVE POLLING

RULE 35. The use of public funds by a legislator or legislative employee for legislative polling, including mailed questionnaires, is authorized only when the following criteria are met:

(1) Polling must be authorized by a legislator, and confined to soliciting opinions or facts relative to legislative issues or studies;

(2) The identity of the legislator, legislative committee, or party caucus conducting the poll must be disclosed to the person being polled;

(3) In any year in which a legislator is a candidate for public office, no poll may be conducted by or on behalf of such legislator during the period between June 1st and the general election day of that year or, in the event of a special election, no poll may be conducted by or on behalf of such legislator during the period between either sixty days prior to the election or the date of the filing of the legislator for the office subject to special election, whichever occurs last, and the special election: **PROVIDED,** That such polling is not prohibited during any special legislative session or during the thirty days preceding such session. A legislative committee may authorize or conduct a poll at any time if the poll conforms to subsections (1), (2) and (4) of this rule; and

(4) The polling complies with all other pertinent laws and rules.

BILLS TO BE ENGROSSED

RULE 36. Any bill amended in the house of its origin shall be engrossed before being transmitted to the other house: **PROVIDED,** That the presiding officer of the receiving house may waive the right to receive an engrossed bill."

On motion of Mr. Nelson (G), the following amendments to the amendment were adopted:

On page 28, line 10 strike "presiding officer" and insert "secretary/clerk"

On page 28, following line 12 insert a new rule as follows:

***MESSAGES TO BE RECEIVED**

RULE 37. Any message from the other house, the Governor and other state officials delivered to the rostrum during open session shall be received and acted upon during that session day. Any message which may have been transmitted to either house prior to the adoption of these joint rules shall be immediately acted upon. Messages delivered to the secretary of the senate or chief clerk of the house when such bodies are not in session shall be received at the next convening session of that body."

On page 3, following line 3 insert:

"Rule 37 Messages to be received"

The Speaker declared the question before the House to be the amendment by Representative Nelson (G) as amended.

Mr. Nelson (G) spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by King (R).

Mr. King (R): "Representative Nelson, would you join me in sponsoring a change in the House rules that would adopt Rule 37 as part of the procedures of this body?"

Mr. Nelson (G): "I think I would accept that if we could get the Senate to do the same thing with their Senate rules."

The amendment as amended was adopted.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 103 as amended by the House, was placed on final passage.

Mr. Pruitt spoke in favor of the resolution.

Senate Concurrent Resolution No. 103, as amended by the House, was adopted.

HOUSE BILL NO. 99, by Representatives Smith, Flanagan, Nisbet, Dickie, Barr, Sanders, Isaacson, Fancher, Clayton and Hastings:

Modifying provisions relating to water rights reverted to the state.

The bill was read the second time and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

RESOLUTION

HOUSE RESOLUTION NO. 81-15, by Representatives Chamberlain, Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King (J), King (R), Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson (D), Nelson (G. A.), Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Polk, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson and Winsley:

WHEREAS, As we rejoice in the release of the fifty-two American hostages that had been held in Iran, it reminds us again that it is possible that many American servicemen, who have given so much to their country, are still subject to intolerable bondage; and

WHEREAS, Twenty-four hundred ninety Americans are missing in action from the Vietnam War; and

WHEREAS, We believe that many of these may be captives in Vietnam; and

WHEREAS, The Defense Intelligence Agency has received two hundred sixty-six eyewitness accounts of sightings of American captives in Vietnam from refugees; and

WHEREAS, Their families, who have lived in fear and hope, have endured the suffering, believing that their loved ones may be enduring daily torment, torture, and separation; and

WHEREAS, Benefits to their dependents have been decreased without true knowledge or confirmation of their deaths; and

WHEREAS, These Americans held captive are among the bravest, the most unbending, and, yet, may be among the most cruelly treated;

NOW, THEREFORE, BE IT RESOLVED, By the Washington State House of Representatives, That the President of the United States and the United States Congress:

- (1) Take such measures as are necessary to determine the fate of, to account for, and to find final conclusive determinations of all the American heroes who had been reported as "Missing in Action" during the Vietnam War; and
- (2) Revive an energetic interest in the release of American prisoners of war in Vietnam, and
- (3) Release all information to the families and public concerning the fate of these brave Americans, except where such disclosure may endanger the rescue or release of any captive Americans in Vietnam; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted to the Honorable Ronald Reagan, President of the United States; the Secretary of State; the President of the United States Senate; the Speaker of the House of Representatives, and each member of Congress from the State of Washington.

Mr. Chamberlain moved adoption of the resolution. Representatives Chamberlain and Grimm spoke in favor of the resolution and it was adopted.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, February 13, 1981.

VITO T. CHIECHI, Chief Clerk

WILLIAM M. POLK, Speaker

THIRTY-THIRD DAY
MORNING SESSION

House Chamber, Olympia, Wash., Friday, February 13, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Cindy Burgeson and Dale Johnson. Prayer was offered by The Reverend Paul Beeman of the First United Methodist Church of Olympia.

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

MESSAGE FROM THE SENATE

February 12, 1981

Mr. Speaker:

The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 2,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 381, by Representatives Tilly and Padden:

AN ACT Relating to the criminally insane; amending section 15, chapter 117, Laws of 1973 1st ex. sess. as amended by section 13, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.150; and amending section 19, chapter 117, Laws of 1973 1st ex. sess. as amended by section 15, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.190.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 382, by Representatives Taylor, McCormick, Williams, Johnson, Smith, Stratton, Hine, Van Dyken, Nickell, Erak, Houchen, Isaacson, Lux, Tilly, Hankins, Patrick and Schmidt:

AN ACT Relating to county sheriffs; amending section 29.21.010, chapter 9, Laws of 1965 as last amended by section 3, chapter 53, Laws of 1977 and RCW 29.21.010; amending section 29.21.015, chapter 9, Laws of 1965 as amended by section 2, chapter 120, Laws of 1975-'76 2nd ex. sess. and RCW 29.21.015; amending section 29.21.060, chapter 9, Laws of 1965 as last amended by section 31, chapter 361, Laws of 1977 ex. sess. and RCW 29.21.060; amending section 7, chapter 61, Laws of 1972 ex. sess. and RCW 29.21.410; adding a new section to chapter 29.21 RCW; and adding a new section to chapter 36.28 RCW.

To Committee on Local Government

HOUSE BILL NO. 383, by Representatives Warnke, Eberle and Lewis:

AN ACT Relating to the regulation of real estate time sharing; creating a new chapter in Title 19 RCW; defining crimes; prescribing penalties; and providing an effective date.

To Committee on Labor and Economic Development

HOUSE BILL NO. 384, by Representatives Houchen, Brown, Dickie, O'Brien, Johnson, Van Dyken, Mitchell, Wilson, Greengo, Rinehart, Maxie, Ellis, Pruitt, King (J), Garrett, Heck, Lux, Patrick, Winsley, Wang, McCormick, Martinis, Eng, Grimm, North, Garson, Isaacson, Addison, McGinnis and Burns:

AN ACT Relating to property tax relief; amending section 1, chapter 182, Laws of 1974 ex. sess. as last amended by section 4, chapter 185, Laws of 1980 and RCW 84.36.381; and creating a new section.

To Committee on Revenue

HOUSE BILL NO. 385, by Committee on Labor and Economic Development and Representatives Sanders, Patrick, Eberle, Flanagan, Barrett, Hankins, Clayton, King (J), Monohon, Smith, Ellis, Vander Stoep, Isaacson, Addison and McGinnis:

AN ACT Relating to administrative rules; amending section 3, chapter 240, Laws of 1977 ex. sess. as amended by section 15, chapter 186, Laws of 1980 and RCW 34.08.020; amending section 1, chapter 84, Laws of 1977 ex. sess. as amended by section 10, chapter 186, Laws of 1980 and RCW 34.04.045; amending section 7, chapter 234, Laws of 1959 and RCW 34.04.070; amending section 3, chapter 70, Laws of 1977 ex. sess. and RCW 43.31.925; and creating a new chapter in Title 19 RCW.

To Committee on Labor and Economic Development

HOUSE BILL NO. 386, by Representatives Nickell, Rinehart, Tilly, Rust, Barrett, Fancher and Wang:

AN ACT Relating to the parks and recreation commission; amending section 1, chapter 209, Laws of 1975 1st ex. sess. and RCW 43.51.290; amending section 2, chapter 209, Laws of 1975 1st ex. sess. and RCW 43.51.300; amending section 3, chapter 209, Laws of 1975 1st ex. sess. and RCW 43.51.310; amending section 4, chapter 209, Laws of 1975 1st ex. sess. and RCW 43.51.320; amending section 7, chapter 209, Laws of 1975 1st ex. sess. and RCW 43.51.330; and amending section 8, chapter 209, Laws of 1975 1st ex. sess. and RCW 43.51.340.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 387, by Committee on Labor and Economic Development and Representatives Sanders, Patrick, Eberle, Brown, Barrett, Hankins, Barr, Clayton, Garrett, Mitchell, Padden, Fiske, Prince, Wilson, Van Dyken, Rosbach, Ellis, Taylor, Teutsch, Bond, Smith, Flanagan, Monohon, Scott, King (J), Leonard, James, Isaacson, Lundquist, Johnson, Sprague, McGinnis, Bickham, Lewis, Garson, Chamberlain, Nickell, Dickie, Lane, Berleen, Nelson (G), Tupper, Tilly, Cantu, Winsley, Wang and Vander Stoep:

AN ACT Relating to business and occupation taxes; amending section 82.04.300, chapter 15, Laws of 1961 as last amended by section 4, chapter 196, Laws of 1979 ex. sess. and RCW 82.04.300; amending section 82.04.490, chapter 15, Laws of 1961 as amended by section 45, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.04.490; providing an effective date; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE BILL NO. 388, by Representatives Houchen, Becker, Leonard, Heck, Garrett, Patrick, Barr, Gruger, Rinehart, Burns, Lux, Maxie, Valle, Sommers, Nelson (D), Pruitt, Rust, Hine and Brekke (by Governor Spellman request):

AN ACT Relating to the support of state government; providing for the planning, acquisition, construction, remodeling, furnishing, and equipping of certain jail buildings and facilities; providing for the financing thereof by the issuance of bonds; creating new sections; and declaring an emergency.

To Committee on Institutions

HOUSE BILL NO. 389, by Representatives Rinehart, Ellis, Garrett, Valle, Maxie, Sherman, Burns, Brekke and Salatino:

AN ACT Relating to enforcement of judgments; amending section 3, chapter 25, Laws of 1929 and RCW 6.04.020; amending section 4, chapter 25, Laws of 1929 and RCW 6.04.040; amending section 5, chapter 25, Laws of 1929 and RCW 6.04.050; and amending section 1, chapter 35, Laws of 1935 and RCW 6.24.010.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 390, by Committee on Energy and Utilities and Representatives Nelson (D), Pruitt, King (J), Heck, Lux, Wang, Grimm, Rinehart and Burns:

AN ACT Relating to revenue and taxation; adding new sections to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; creating a new section; declaring an emergency; and providing an expiration date.

To Committee on Revenue

HOUSE BILL NO. 391, by Representatives Lux, Galloway, Erickson, Kreidler, Scott, Burns, Rust, Brekke, Garrett, Nelson (D), Heck, Sherman and Rinehart:

AN ACT Relating to employment services; amending section 79, chapter 35, Laws of 1945 and RCW 50.20.110; adding new sections to chapter 50.12 RCW; adding a new section to chapter 50.24 RCW; and declaring an emergency.

To Committee on Human Services

HOUSE BILL NO. 392, by Representatives Eng and Lux:

AN ACT Relating to liens; and amending section 1, chapter 107, Laws of 1931 and RCW 60.48.010.

To Committee on Labor and Economic Development

HOUSE BILL NO. 393, by Representatives Van Dyken, Brown, Erickson and North:

AN ACT Relating to urban growth areas; and creating a new chapter in Title 36 RCW.

To Committee on Local Government

HOUSE BILL NO. 394, by Representatives Nickell, Amen, Owen, Kreidler, Lewis, Williams and Patrick:

AN ACT Relating to law enforcement; and adding a new chapter to Title 36 RCW.

To Committee on Local Government

HOUSE BILL NO. 395, by Representatives Brown and Owen:

AN ACT Relating to state government; adding a new chapter to Title 43 RCW; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 396, by Representatives Salatino, Brown and Wang:

AN ACT Relating to local government employees; and adding a new section to chapter 42.16 RCW.

To Committee on Local Government

HOUSE BILL NO. 397, by Representatives Tilly, Sanders, Leonard, Nelson (G) and McGinnis:

AN ACT Relating to property; amending section 1, chapter 64, Laws of 1895 as last amended by section 1, chapter 196, Laws of 1945 and RCW 6.12.010; amending section 5, chapter 64, Laws of 1895 as amended by section 1, chapter 44, Laws of 1909 and RCW 6.12.100; and adding a new section to chapter 46.52 RCW.

To Committee on Ethics, Laws and Justice

HOUSE BILL NO. 398, by Representatives Lux, Erak, Monohon, Nelson (D) and Becker:

AN ACT Relating to labor; adding a new chapter to Title 49 RCW; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 399, by Committee on Institutions and Representatives Houchen, Becker, Struthers, Heck, Nelson (G) and Salatino (by Governor Spellman request):

AN ACT Relating to correctional facilities; and amending section 72.01.050, chapter 28, Laws of 1959 as last amended by section 145, chapter 141, Laws of 1979 and RCW 72.01.050.

To Committee on Institutions

HOUSE BILL NO. 400, by Representatives Sprague and Walk (by Department of Licensing request):

AN ACT Relating to the inspection of motor vehicle identification numbers; amending section 7, chapter 91, Laws of 1975-'76 2nd ex. sess. as amended by section 7, chapter 32, Laws of 1980 and RCW 46.12.360; and providing an effective date.

To Committee on Labor and Economic Development

HOUSE BILL NO. 401, by Representatives Galloway, Vander Stoep, Bender and Heck:

AN ACT Relating to educational service districts; and amending section 11, chapter 282, Laws of 1971 ex. sess. as last amended by section 1, chapter 66, Laws of 1979 ex. sess. and RCW 28A.21.086.

To Committee on Education

HOUSE BILL NO. 402, by Representatives Barnes, McCormick and Williams (by Governor Spellman request):

AN ACT Relating to the energy office; amending section 15, chapter 108, Laws of 1975-'76 2nd ex. sess. as amended by section 1, chapter 328, Laws of 1977 ex. sess. and RCW 43.21G.010; adding a new section to chapter 41.06 RCW; adding new sections to chapter 43.21F RCW; repealing section 3, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.030; repealing section 5, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.050; repealing section 6, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.060; repealing section 7, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW

43.21F.070; repealing section 5, chapter 161, Laws of 1980 and RCW 43.96C.050; repealing section 10, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 41.06.078; repealing section 16, chapter 99, Laws of 1979 and RCW 43.131.179; repealing section 58, chapter 99, Laws of 1979 and RCW 43.131.180; prescribing penalties; providing an expiration date; and declaring an emergency.

To Committee on Energy and Utilities

HOUSE BILL NO. 403, by Representatives Eberle, James, Bond, McGinnis, Patrick and Johnson:

AN ACT Relating to education; amending section 28A.02.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.02.080; amending section 2, chapter 10, Laws of 1972 ex. sess. as last amended by section 1, chapter 59, Laws of 1980 and RCW 28A.27.010; adding a new chapter to Title 28A RCW; and prescribing penalties.

To Committee on Education

HOUSE BILL NO. 404, by Representatives Garrett, Sommers, Erak, Scott, Lux and Wang:

AN ACT Relating to disability insurance; adding a new chapter to Title 48 RCW; and providing an effective date.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 405, by Representatives Garrett, Sommers, Scott and Lux:

AN ACT Relating to disability insurance; adding a new chapter to Title 48 RCW; and providing an effective date.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 406, by Representatives Nelson (D), Hine, Bender, McCormick, Wang, Sherman and Scott:

AN ACT Relating to energy; amending section 1, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.010; amending section 2, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.020; amending section 3, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.030; amending section 5, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.050; amending section 6, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.060; amending section 7, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.070; amending section 10, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 41.06.078; adding new sections to chapter 43.21F RCW; repealing section 1, chapter 10, Laws of 1965 and RCW 43.31.280; repealing section 3, chapter 10, Laws of 1965 and RCW 43.31.290; repealing section 5, chapter 10, Laws of 1965, section 11, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.31.300; repealing section 8, chapter 10, Laws of 1965 and RCW 43.31.310; repealing section 9, chapter 10, Laws of 1965 and RCW 43.31.320; repealing section 7, chapter 10, Laws of 1965 and RCW 43.31.330; repealing section 16, chapter 99, Laws of 1979 and RCW 43.131.179; repealing section 58, chapter 99, Laws of 1979 and RCW 43.131.180; repealing section 4, chapter 207, Laws of 1961, section 4, chapter 10, Laws of 1965 and RCW 70.98.040; providing an expiration date; and declaring an emergency.

To Committee on Energy and Utilities

HOUSE BILL NO. 407, by Representatives Rust, Chandler, Sommers, Hine, Flanagan, King (J) and Lux:

AN ACT Relating to county assessors; amending section 36.16.030, chapter 4, Laws of 1963 and RCW 36.16.030; and adding a new section to chapter 36.21 RCW.

To Committee on Local Government

HOUSE BILL NO. 408, by Representatives Barr, Stratton, Ellis, Flanagan, Amen, Hastings, Nelson (G), Fancher, Struthers and Owen:

AN ACT Relating to environmental protection; amending section 2, chapter 109, Laws of 1971 ex. sess. and RCW 43.21C.020; amending section 3, chapter 109, Laws of 1971 ex. sess. and RCW 43.21C.030; amending section 1, chapter 179, Laws of 1973 1st ex. sess. and RCW 43.21C.070; and adding a new section to chapter 43.21C RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 409, by Representatives Wang, Dawson, Granlund, Winsley, Erickson, Brown, Gallagher, Isaacson, Hine, Ehlers and Salatino:

AN ACT Relating to housing authorities; amending section 35.82.040, chapter 7, Laws of 1965 and RCW 35.82.040; and amending section 35.82.060, chapter 7, Laws of 1965 and RCW 35.82.060.

To Committee on Local Government

HOUSE BILL NO. 410, by Committee on Human Services and Representatives Mitchell and Hine (by Department of Social and Health Services request):

AN ACT Relating to social and health services; amending section 2, chapter 155, Laws of 1973 1st ex. sess. and RCW 70.96.160; amending section 1, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.010; amending section 2, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.020; amending section 4, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.040; amending section 5, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.050; amending section 8, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.060; amending section 9, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.070; amending section 10, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.080; amending section 11, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.090; adding new sections to chapter 69.54 RCW; and adding new sections to chapter 70.96 RCW.

To Committee on Human Services

HOUSE BILL NO. 411, by Committee on Appropriations – General Government and Representatives Chandler and Williams (by Office of Financial Management request):

AN ACT Relating to information processing; amending section 4, chapter 110, Laws of 1975-'76 2nd ex. sess. and RCW 43.105.130; creating new sections; adding a new section to chapter 43.19 RCW; adding new sections to chapter 43.41 RCW; repealing section 1, chapter 115, Laws of 1967 ex. sess., section 1, chapter 219, Laws of 1973 1st ex. sess. and RCW 43.105.010; repealing section 2, chapter 219, Laws of 1973 1st ex. sess. and RCW 43.105.016; repealing section 2, chapter 115, Laws of 1967 ex. sess., section 3, chapter 219, Laws of 1973 1st ex. sess. and RCW 43.105.020; repealing section 5, chapter 219, Laws of 1973 1st ex. sess., section 128, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.105.032; repealing section 6, chapter 219, Laws of 1973 1st ex. sess. and RCW 43.105.041; repealing section 7, chapter 219, Laws of 1973 1st ex. sess. and RCW 43.105.043; repealing section 8, chapter 219, Laws of 1973 1st ex. sess. and RCW 43.105.045; repealing section 5, chapter 115, Laws of 1967 ex. sess. and RCW 43.105.050; repealing section 6, chapter 115, Laws of 1967 ex. sess., section 9, chapter 219, Laws of 1973 1st ex. sess. and RCW 43.105.060; repealing section 4, chapter 212, Laws of 1969 ex. sess. and RCW 43.105.070; repealing section 1, chapter 129, Laws of 1974 ex. sess. and RCW 43.105.080; and making an effective date.

To Committee on Appropriations – General Government

HOUSE BILL NO. 412, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

AN ACT Relating to social and health services; and amending section 6, chapter 127, Laws of 1967 ex. sess. as last amended by section 133, chapter 81, Laws of 1971 and RCW 71.02.413.

To Committee on Human Services

HOUSE BILL NO. 413, by Committee on Human Services and Representatives Mitchell and Williams (by Department of Social and Health Services request):

AN ACT Relating to social and health services; and amending section 2, chapter 110, Laws of 1979 ex. sess. and RCW 70.121.020.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 414, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

AN ACT Relating to social and health services; adding a new section to chapter 43.20 RCW; adding a new section to chapter 70.83 RCW; and adding new sections to chapter 74.04 RCW.

To Committee on Human Services

HOUSE BILL NO. 415, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

AN ACT Relating to unemployable persons; reenacting and amending section 74.04.005, chapter 26, Laws of 1959 as last amended by section 1, chapter 84, Laws of 1980 and by section 1, chapter 174, Laws of 1980 and RCW 74.04.005; repealing section 2, chapter 174, Laws of 1980 and RCW 74.04.001; and declaring an emergency.

To Committee on Human Services

HOUSE BILL NO. 416, by Committee on Human Services and Representatives Sanders and Mitchell:

AN ACT Relating to social and health services; amending section 74.09.010, chapter 26, Laws of 1959 as amended by section 333, chapter 141, Laws of 1979 and RCW 74.09.010; amending section 2, chapter 177, Laws of 1980 and RCW 74.46.020; and adding a new chapter to Title 74 RCW.

To Committee on Human Services

HOUSE BILL NO. 417, by Committee on Local Government and Representatives Isaacson and North:

AN ACT Relating to reimbursement of local political subdivisions for costs mandated by the state; amending section 5, chapter 19, Laws of 1977 ex. sess. as amended by section 152, chapter 151, Laws of 1979 and RCW 43.132.050; adding a new chapter to Title 43 RCW; creating new sections; and declaring an emergency.

To Committee on Local Government

HOUSE BILL NO. 418, by Committee on Financial Institutions and Insurance and Representatives Wang and Lux:

AN ACT Relating to automobile insurance; adding a new section to chapter 48.22 RCW; and providing an expiration date.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 419, by Committee on Natural Resources and Environmental Affairs and Representatives Wilson and North:

AN ACT Relating to reforestation; amending section 28A.45.120, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 134, Laws of 1980 and RCW 28A.45.120; amending section 14, chapter 154, Laws of 1980 (uncodified); adding a new section to chapter 76.09 RCW; prescribing penalties; and providing an effective date.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 420, by Committee on State Government and Representative Williams (by State Auditor request):

AN ACT Relating to the state auditor; and amending section 1, chapter 17, Laws of 1975-'76 2nd ex. sess. as amended by section 92, chapter 151, Laws of 1979 and RCW 43.09.310.

To Committee on State Government

HOUSE BILL NO. 421, by Committee on Institutions and Representatives Berleen, Walk and Nelson, D. (by Department of Social and Health Services request):

AN ACT Relating to the transfer of convicted offenders; and adding a new section to chapter 43.06 RCW.

To Committee on Institutions

HOUSE BILL NO. 422, by Committee on Ethics, Law and Justice and Representatives Ellis and Patrick:

AN ACT Relating to the judicial information system; amending section 2, chapter 70, Laws of 1980 and RCW 36.18.027; amending section 13, chapter 136, Laws of 1979 ex. sess. as amended by section 4, chapter 128, Laws of 1980 and RCW 46.63.110; amending section 13, chapter 128, Laws of 1980 and RCW 46.63.150; adding a new section to chapter 2.32 RCW; adding a new section to chapter 3.62 RCW; adding a new section to chapter 4.64 RCW; adding a new section to chapter 13.40 RCW; providing an effective date; and declaring an emergency.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 423, by Committee on Transportation and Representative Wilson:

AN ACT Relating to sales and use taxes for public transportation systems; and amending section 2, chapter 296, Laws of 1971 ex. sess. as last amended by section 1, chapter 163, Laws of 1980 and RCW 82.14-.045.

To Committee on Transportation

HOUSE BILL NO. 424, by Committee on Transportation and Representative Wilson:

AN ACT Relating to public transportation benefit authorities; amending section 11, chapter 270, Laws of 1975 1st ex. sess. as amended by section 40, chapter 151, Laws of 1979 and RCW 36.57A.010; amending section 14, chapter 270, Laws of 1975 1st ex. sess. and RCW 36.57A.040; amending section 15, chapter 270, Laws of 1975 1st ex. sess. as amended by section 2, chapter 44, Laws of 1977 ex. sess. and RCW 36.57A.050; amending section 24, chapter 270, Laws of 1975 1st ex. sess. and RCW 36.57A.140; and adding a new section to chapter 36.57A RCW.

To Committee on Transportation

HOUSE BILL NO. 425, by Committee on Education and Representatives Lewis, Johnson, O'Brien, Patrick and North:

AN ACT Relating to school transportation; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.24 RCW.

To Committee on Education

HOUSE BILL NO. 426, by Committee on Education and Representatives Lewis, Johnson, O'Brien and North:

AN ACT Relating to education; amending section 11, chapter 282, Laws of 1971 ex. sess. as last amended by section 1, chapter 66, Laws of 1979 ex. sess. and RCW 28A.21.086; amending section 28A.58.107, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 66, Laws of 1979 ex. sess. and RCW 28A.58.107; amending section 4, chapter 239, Laws of 1967 as amended by section 1, chapter 81, Laws of 1972 ex. sess. and RCW 39.34.030; and creating a new section.

To Committee on Education

HOUSE BILL NO. 427, by Committee on Education and Representatives Lewis and O'Brien:

AN ACT Relating to education; amending section 1, chapter 303, Laws of 1977 ex. sess. and RCW 28A-.02.110; amending section 2, chapter 115, Laws of 1980 and RCW 28A.58.033; amending section 28A.58.040, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 115, Laws of 1980 and RCW 28A.58.040; amending section 28A.58.045, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 16, Laws of 1979 ex. sess. and RCW 28A.58.045; creating new sections; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

To Committee on Education

HOUSE BILL NO. 428, by Committee on Local Government and Representatives Isaacson and Sanders:

AN ACT Relating to building codes; and amending section 4, chapter 96, Laws of 1974 ex. sess. as amended by section 12, chapter 14, Laws of 1977 ex. sess. and RCW 19.27.040.

To Committee on Local Government

HOUSE BILL NO. 429, by Committee on Local Government and Representatives Isaacson, Patrick and Sanders:

AN ACT Relating to land use; adding a new chapter to Title 43 RCW; making an appropriation; providing an effective date; and declaring an emergency.

To Committee on Local Government

HOUSE BILL NO. 430, by Committee on Institutions and Representatives Van Dyken, Nelson (D) and Erickson (by Department of Social and Health Services request):

AN ACT Relating to state institutions; and amending section 1, chapter 40, Laws of 1959 as amended by section 164, chapter 141, Laws of 1979 and RCW 72.01.370.

To Committee on Institutions

HOUSE BILL NO. 431, by Committee on Institutions and Representatives Fiske, Erickson, Houchen and Ellis:

AN ACT Relating to the judiciary; amending section 3, chapter 259, Laws of 1957 and RCW 2.56.030; amending section 1, chapter 94, Laws of 1974 ex. sess. as amended by section 1, chapter 212, Laws of 1977 ex. sess. and RCW 43.101.010; amending section 3, chapter 94, Laws of 1974 ex. sess. as amended by section 1, chapter 55, Laws of 1979 ex. sess. and RCW 43.101.030; amending section 9, chapter 94, Laws of 1974 ex. sess. and RCW 43.101.090; amending section 10, chapter 94, Laws of 1974 ex. sess. and RCW 43.101.100; amending section 11, chapter 94, Laws of 1974 ex. sess. and RCW 43.101.110; and declaring an emergency.

To Committee on Institutions

HOUSE BILL NO. 432, by Committee on Institutions and Representatives Owen, Walk, Houchen and Nelson (D):

AN ACT Relating to the board of prison terms and paroles; amending section 4, chapter 133, Laws of 1955 and RCW 9.95.030; repealing section 1, chapter 158, Laws of 1929 and RCW 9.95.031; and repealing section 2, chapter 158, Laws of 1929 and RCW 9.95.032.

To Committee on Institutions

HOUSE BILL NO. 433, by Committee on Institutions and Representatives Houchen, Owen and Leonard:

AN ACT Relating to the criminal justice training commission; adding a new section to chapter 43.101 RCW; repealing section 6, chapter 99, Laws of 1979 and RCW 43.131.159; and repealing section 48, chapter 99, Laws of 1979 and RCW 43.131.160.

To Committee on Institutions

HOUSE BILL NO. 434, by Committee on Institutions and Representatives Leonard, Owen, Van Dyken and Teutsch (by Department of Social and Health Services request):

AN ACT Relating to the transfer of convicted felons; and amending section 72.68.050, chapter 28, Laws of 1959 as last amended by section 2, chapter 60, Laws of 1967 and RCW 72.68.050.

To Committee on Institutions

HOUSE BILL NO. 435, by Committee on Institutions and Representatives Owen, Walk and Houchen (by Department of Social and Health Services request):

AN ACT Relating to corrections; and adding a new section to chapter 72.70 RCW.

To Committee on Institutions

HOUSE JOINT MEMORIAL NO. 5, by Representatives Grimm, Walk, Salatino, Brown, Van Dyken, Heck, Erickson, Becker, Ehlers, Garrett, Patrick, Winsley, Wang, North, Addison and Teutsch:

Requesting federal action to permit use of young berry pickers.

To Committee on Agriculture

MOTIONS

On motion of Mr. Nelson (G), all bills and the memorial listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

On motion of Mr. Nelson (G), HOUSE BILL NO. 390 was referred to Committee on Energy and Utilities.

On motion of Mr. Nelson (G), HOUSE BILL NO. 411 was referred to Committee on State Government.

Mr. Heck moved that HOUSE BILL NO. 398 be referred to Committee on Labor and Economic Development.

Representatives Heck and Lux spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

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

ROLL CALL

The Clerk called the roll on the motion that House Bill No. 398 be referred to Committee on Labor and Economic Development, and the motion was lost by the following vote: Yeas, 37; nays, 53; not voting, 8.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rust, Scott, Sherman, Stratton, Thompson, Valle, Walk, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Hine, James, Rinehart, Salatino, Schmidt, Sommers, Teutsch, Wang.

REPORTS OF STANDING COMMITTEES

February 11, 1981

HOUSE BILL NO. 109, Prime Sponsor: Committee on Transportation, exempting traffic restrictions shown by signs from adoption under the APA. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Chamberlain, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Prince, Schmidt, Sherman, Smith, Walk.

Not attending: Representatives Cantu, Eberle, Erak, Patrick, Sprague.

Passed to Committee on Rules for second reading.

February 11, 1981

HOUSE BILL NO. 110, Prime Sponsor: Committee on Transportation, clarifying authority over limited access highway facilities. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Chamberlain, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Prince, Schmidt, Sherman, Smith, Walk.

Not attending: Representatives Cantu, Eberle, Erak, Patrick, Sprague.

Passed to Committee on Rules for second reading.

February 11, 1981

HOUSE BILL NO. 118, Prime Sponsor: Committee on Transportation, deregulating warehousemen. Reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Chamberlain, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Prince, Schmidt, Sherman, Smith, Walk.

Not voting: Representative Gallagher.

Not attending: Representatives Cantu, Eberle, Erak, Patrick, Sprague.

Passed to Committee on Rules for second reading.

February 10, 1981

HOUSE BILL NO. 127, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, revising provisions relating to the interagency committee for outdoor recreation. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, after line 14 insert the following new section to read as follows:

***NEW SECTION.** Sec. 3. The interagency committee for outdoor recreation shall cease to exist on June 30, 1987, unless extended by law for an additional fixed period of time."

On page 1, line 5 of the title, after "43.131.185;" strike "and" and on line 7 of the title after "43.131-.186" insert "; and providing an expiration date"

Signed by Representatives Rosbach, Chairman; Chamberlain, Vice Chairman; Addison, Barr, Garson, Lundquist, Martinis, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not attending: Representatives North, Ranking Minority Member; Brekke, Dawson, Erak, McDonald.

Passed to Committee on Rules for second reading.

February 10, 1981

HOUSE BILL NO. 131, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, changing minimum value requirement and method of payment for sales of public land and materials. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; Addison, Barr, Garson, Lundquist, Martinis, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not attending: Representatives North, Ranking Minority Member; Brekke, Dawson, Erak, McDonald.

Passed to Committee on Rules for second reading.

February 9, 1981

HOUSE BILL NO. 188, Prime Sponsor: Representative Taylor, making changes respecting auditing and reporting of school district accounts. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, following section 2 add a new section to read as follows and renumber the remaining section consecutively:

"Sec. 3. Section 16, chapter 176, Laws of 1969 ex. sess. as last amended by section 32, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.21.160 are each amended to read as follows:

All funds under the control of the office of each educational service district shall be combined into the educational service district general expense fund and deposited in the office of the county treasurer of the county in which the educational service district headquarters office is located; PROVIDED, That funds under the control of an educational service district may be placed in one or more special purpose funds in the office of the county treasurer as now or hereafter authorized by rule or regulation of the superintendent of public instruction. The superintendent of public instruction, by rule or regulation, shall establish the standards, conditions and procedures governing the establishment and use of general expense and special purpose funds by educational service districts, including transfers from one fund to another, and shall provide by an established formula for the proper distribution of moneys received from the county current expense fund, the county institute fund, and the county circulating library fund in those counties which are a part of two or more educational service districts. In case the boundaries of any of the educational service districts are changed, the superintendent of public instruction shall order an equitable transfer of such funds from one educational service district to another which the superintendent of public instruction deems necessary to adjust for the increase and decrease in the operating costs of the respective districts for the balance of the fiscal year and shall certify to the ((county commissioners)) legislative authority of the affected counties a new ratio for the appropriation of funds to the general expense funds of two or more educational service districts under RCW 28A.21.180, as now or hereafter amended."

In line 1 of the title after "education;" and before "amending" insert "amending section 16, chapter 176, Laws of 1969 ex. sess. as last amended by section 32, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.21.160;"

Signed by Representatives Taylor, Chairman; Bender, Cantu, Dickie, Ellis, Eng, Galloway, Lane, Lewis, Maxie, McDonald, Vander Stoep.

Not signing report: Representatives Johnson, Vice Chairman; Valle, Ranking Minority Member; Ehlers, Hine, James, Warnke.

Passed to Committee on Rules for second reading.

February 10, 1981

HOUSE BILL NO. 247, Prime Sponsor: Committee on Agriculture, modifying provisions affecting irrigation districts. Reported by Committee on Agriculture.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Fancher, Fiske, Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representatives Amen, Gallagher.

Passed to Committee on Rules for second reading.

February 12, 1981

HOUSE BILL NO. 248, Prime Sponsor: Committee on Local Government, deleting power for street lighting from LID's which require petitions. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Barr, Monohon, Van Dyken.

Passed to Committee on Rules for second reading.

February 9, 1981

HOUSE BILL NO. 308, Prime Sponsor: Committee on Human Services, modifying regulations governing funeral directors and embalmers. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang.

Not attending: Representatives Erickson, Winsley.

Passed to Committee on Rules for second reading.

February 9, 1981

HOUSE BILL NO. 311, Prime Sponsor: Committee on Human Services, continuing the laws providing for registered sanitarians. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Houchen, King (J), Lane, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang.

Voting nay: Representatives Leonard, Nickell.

Not attending: Representatives Erickson, Winsley.

Passed to Committee on Rules for second reading.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

SECOND READING

HOUSE BILL NO. 86, by Representatives Garrett, Wilson and Stratton:

Updating the Model Traffic Ordinance.

The bill was read the second time.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 86, and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Leonard.

Not voting: Representatives Schmidt, Teutsch.

House Bill No. 86, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 30, by Representative Monohon:

Authorizing the operation of ambulance services by county transportation authorities.

The bill was read the second time.

On motion of Mr. Nelson (G), Substitute House Bill No. 30 was substituted for House Bill No. 30, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 30 was read the second time and passed to Committee on Rules for third reading.

SUBSTITUTE HOUSE BILL NO. 58, by Committee on Local Government (originally sponsored by Representatives Owen, Nisbet, Brown, Berleen, Granlund, Hine and Garson):

Requiring only one copy of certain codes to be filed with local governments.

The bill was read the second time.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 58, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Leonard.

Not voting: Representative Schmidt.

Substitute House Bill No. 58, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 186, by Committee on Education and Representative Taylor (by Superintendent of Public Instruction request):

Implementing the law relating to elections to state board of education.

The bill was read the second time.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 186, and the bill passed the House by the following vote: Yeas, 90; nays, 8; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Eng, Galloway, Kreidler, Lux, Rust, Sherman, Wang.

House Bill No. 186, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 198, by Representatives Amen and Smith:

Implementing law relating to payment of bonds on U.S. contract payments of certain irrigation districts.

The bill was read the second time.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 198, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Fancher.

House Bill No. 198, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 43, by Representatives Tilly, Patrick, Teutsch, Dawson, Berleen, Fiske and Maxie:

Allowing voters confined to a hospital on election day to apply for and vote an absentee ballot.

The bill was read the second time.

On motion of Mr. Addison, Substitute House Bill No. 43 was substituted for House Bill No. 43, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 43 was read the second time.

The Clerk read the following amendment by Representative Nelson (D):

On page 2, following section 2 add new sections as follows:

NEW SECTION. Sec. 3. To be included among the records of a given precinct for any primary or election, the applicant's voter registration form must be received not later than thirty days prior to that primary or election. An applicant for voter registration whose otherwise complete and correct application is received less than thirty days prior to a primary or election shall be notified by the county auditor that he or she is not eligible to vote in such primary or election at a regular precinct polling place, explaining that he or she may vote an absentee ballot for said primary or election under section 4 of this 1981 amendatory act.

NEW SECTION. Sec. 4. Any otherwise qualified elector whose otherwise complete and correct application for voter registration is received by the county auditor less than thirty days prior to a primary, special or general election, may apply in person to the office of the county auditor of the county of his or her residence for a special absentee ballot for such election or primary. The auditor shall register the individual in the manner provided in this 1981 amendatory act, but the registration shall not be effective until thirty days after its execution. The auditor, after the twenty-first day before the election in which the individual intends to vote, shall issue the individual an absentee ballot for any election which occurs before the effectiveness of the individual's registration. This absentee ballot shall be of the same form and shall be processed and canvassed in the same manner as other absentee ballots under chapter 29.36 RCW, as now or hereafter amended.*

With the consent of the House, Mr. Nelson (D) withdrew the amendment.

Mr. Heck moved adoption of the following amendments by Representatives Heck and Erickson:

On page 1, strike all of lines 10 and 11, and insert the following:

"In addition to those persons authorized under section (~~(19 of this 1977 amendatory)~~) 3 of this 1981 act, any duly registered voter may"

On page 2, after line 21 insert the following:

NEW SECTION. Sec. 3. There is added to chapter 9, Laws of 1965 and to chapter 29.36 RCW a new section to read as follows:

Any otherwise qualified elector who has failed to apply for voter registration prior to the closing of the registration books of each precinct as provided by RCW 29.07.160, as now or hereafter amended, prior to any election, general or special, or any primary, may apply in person to the office of the county auditor of the county of his residence for a special absentee ballot for such election or primary. The auditor shall register such individual in the manner provided in chapter 29.07 RCW, but such registration shall not be effective until thirty days after its execution. The auditor shall issue each such individual an application for an absentee ballot for any election which occurs prior to the effectiveness of the individual's registration. Such absentee ballots shall be of the same form and shall be processed and canvassed in the manner provided by chapter 29.36 RCW.

Sec. 4. Section 29.07.160, chapter 9, Laws of 1965 as last amended by section 4, chapter 3, Laws of 1980 and RCW 29.07.160 are each amended to read as follows:

The registration files of all precincts shall be closed against original registration or transfers for thirty days immediately preceding every election and primary to be held in such precincts, respectively.

The county auditor shall give notice of the closing of said files for original registration and transfer by one publication in a newspaper of general circulation in the county at least five days before such closing (except as provided for special elections in accordance with section 3 of this 1980 act).

No person may be allowed to vote at any election, general or special, or any primary, in any precinct polling place unless he has registered to vote at least thirty days prior to the election or primary. If a person, otherwise qualified to vote in the state, county, and precinct in which he applies for registration, has not registered at least thirty days preceding any election, general or special, or any primary, he may vote in absentee ballot for such election or primary as provided by section 3 of this 1981 act.

NEW SECTION, Sec. 5. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

POINT OF ORDER

Mr. Nelson (G): "I'd like the Chair to rule on the scope and object of this amendment. It is clearly going from a blanket primary to a closed primary. I'd like to have the Chair reach a conclusion on this amendment being placed on this bill."

SPEAKER'S RULING

The Speaker: "The Speaker finds that the bill before us deals with provisions for obtaining an absentee ballot under shorter time periods than otherwise may be provided if a duly qualified voter is injured and is in the hospital. The amendment before us deals with elements of getting registered and is not dealing with the subject the same as is in the bill, namely that of shorter time periods of absentee ballots. Therefore, the Speaker finds the point of order is well taken."

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Substitute House Bill No. 43 was placed on final passage.

Representatives Tilly and Nelson (D) spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 43, and the bill passed the House by the following vote: Yeas, 95; nays, 3; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Hankins, Prince, Schmidt.

Substitute House Bill No. 43, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 181, by Representatives Smith and Flanagan:

Authorizing agreements between irrigation districts.

The bill was read the second time.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Smith spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 181, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick,

McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 181, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 11, by Representatives Flanagan, Greengo, Smith and Teutsch:

Requiring information on bond measures to be disclosed in the voters' pamphlet.

The bill was read the second time.

On motion of Mr. Addison, Substitute House Bill No. 11 was substituted for House Bill No. 11, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 11 was read the second time.

On motion of Mr. James, the following amendment by Representatives James and Addison was adopted:

On page 1, line 20 after "revenues" and before the semicolon insert ", which may result in an increase in taxes or a reduction in existing programs. To highlight this statement in the voters pamphlet, it shall be enclosed within a printed border"

The bill was ordered engrossed.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 11 was placed on final passage.

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

POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. O'Brien.

Mr. O'Brien: "Representative Flanagan, has any other state adopted such a provision in their bond proposals to the electorate?"

Mr. Flanagan: "Representative O'Brien, I don't know. I introduced this bill because I thought it was a good idea and I found widespread acceptance here in the House. I don't know about other states."

Mr. O'Brien: "Do you think this will help to have the people approve bond issues by being so definitive on the bonds, the indebtedness, the cost of servicing, the interest and all that? Do you think it will help promote the sale of bonds?"

Mr. Flanagan: "Well, on these particular bond issues that are referred to here, I voted here in the House to put them on the ballot, but I didn't like the kind of information that was printed in the papers. I objected to that and I feel the voters are entitled to have more objective information and then if they still want to vote for the bond issues that's fine and I may vote for them too."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 11, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Gallagher, O'Brien.

Engrossed Substitute House Bill No. 11, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 190, by Committee on Local Government and Representative Isaacson (by State Auditor's Office request):

Authorizing the state auditor to define accounting terms for certain city budgets.

The bill was read the second time.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Isaacson spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 190, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yeas: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Salatino.

House Bill No. 190, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House recessed until 4:00 p.m.

AFTERNOON SESSION

The House was called to order at 4:00 p.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Eng, Isaacson, McCormick, North and Taylor. Representatives Eng, Isaacson and Taylor were excused.

MESSAGE FROM THE SENATE

February 9, 1981

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 209 with the following amendments:

Strike everything after the enacting clause and insert the following:

*NEW SECTION. Section 1. There is added to chapter 48.14 RCW a new section to read as follows:

(1) Every insurer with a tax obligation under RCW 48.14.020 shall make prepayment of the tax obligations under RCW 48.14.020 for the current calendar year's business, if the sum of the tax obligations under RCW 48.14.020 for the preceding calendar year's business is ten thousand dollars or more.

(2) The commissioner shall credit the prepayment toward the appropriate tax obligations of the insurer for the current calendar year under RCW 48.14.020.

(3) The minimum amounts of the prepayments shall be percentages of the insurer's tax obligation based on the preceding calendar year's business and shall be paid to the state treasurer through the commissioner's office by the due dates and in the following amounts:

- (a) On or before June 15, forty-five percent;
- (b) On or before September 15, twenty-five percent; and
- (c) On or before December 15, twenty-five percent.

The commissioner may approve prepayments of lesser amounts if the insurer demonstrates, to the commissioner's satisfaction, that a reduction in current calendar year premium volume will result in a lesser tax liability than for the preceding year. Any approved revised prepayment schedule must equal ninety-five percent of the total tax liability for the current calendar year.

(4) The effect of transferring policies of insurance from one insurer to another insurer is to transfer the tax prepayment obligation with respect to the policies.

(5) On or before June 1 of each year, the commissioner shall notify each insurer required to make prepayments in that year of the amount of each prepayment and shall provide remittance forms to be used by the insurer. However, an insurer's responsibility to make prepayments is not affected by failure of the commissioner to send, or the insurer to receive, the notice or forms.

Sec. 2. Section .14.06, chapter 79, Laws of 1947 and RCW 48.14.060 are each amended to read as follows:

(1) Any insurer failing to file its tax statement and to pay the specified tax or prepayment of tax on premiums ((for more than thirty days after date due shall be liable to a penalty of twenty-five dollars for each additional day of delinquency)) by the last day of the month in which the tax becomes due shall be assessed a penalty of five percent of the amount of the tax; and if the tax is not paid within forty-five days after the due date, the insurer shall be assessed a total penalty of ten percent of the amount of the tax; and if the tax is not paid within sixty days of the due date, the insurer shall be assessed a total penalty of twenty percent of the amount of the tax. In such event the tax may be collected by distraint, and the penalty recovered by any action instituted by the commissioner in any court of competent jurisdiction. The amount of any such penalty collected shall be paid to the state treasurer and credited to the general fund.

(2) At his discretion the commissioner may revoke the certificate of authority of any such delinquent insurer, such certificate of authority not to be reissued until all taxes, prepayments of tax, and penalties incurred by the insurer have been fully paid and the insurer has otherwise qualified for the certificate of authority.

NEW SECTION. Sec. 3. There is added to chapter 84.33 RCW a new section to read as follows:

A timber tax distribution guarantee account is established in the state treasury. Any interest earned on the investment of cash balances in this account shall be deposited in this account. If funds in the state timber tax reserve account are insufficient to make the distributions under RCW 84.33.080(4), each taxing district other than the state shall receive an amount from the timber tax distribution guarantee account to cover the insufficiency: PROVIDED, That a school district shall not receive an amount from the timber tax distribution guarantee account for that part of its state timber tax reserve account distribution which is attributable to a maintenance and operation levy.

Sec. 4. Section 8, chapter 294, Laws of 1971 ex. sess. as last amended by section 3, chapter 6, Laws of 1979 and RCW 84.33.080 are each amended to read as follows:

(1) On or before December 15 of each year commencing with 1972, the assessor of each timber county shall deliver to the treasurer of such county and to the department of revenue a schedule setting forth for each taxing district or portion thereof lying within such county:

(a) The value of timber as shown on the timber roll for such year;

(b) The aggregate dollar rate calculated pursuant to RCW 84.33.060 and actually utilized the immediately preceding October in extending real property taxes upon the tax rolls for collection in the following year;

(c) A 'timber factor' which is the product of such aggregate dollar rate, the assessment ratio applied generally by such assessor in computing the assessed value of other property in his county and the appropriate portion listed below of the timber roll for such year ((a) above):

YEAR	PORTION OF TIMBER ROLL
1972	25%
1973	55%
1974 through 1977	100%
1978 and thereafter	80%

On or before December 31 of each year commencing with 1972, the department of revenue shall determine the proportion that each taxing district's timber factor bears to the sum of the timber factors for all taxing districts in the state, and shall deliver a list to the assessor and the treasurer of each timber county and to the state treasurer showing the factor and proportion for each taxing district.

(2) On the twentieth day of the second month of each calendar quarter, commencing February 20, 1974, the state treasurer shall pay to the treasurer of each timber county for the account of each taxing district such district's proportion and pay into the state general fund for the support of the common schools the state's proportion (determined in December of the preceding year pursuant to subsection (1) of this section) of the amount in state timber tax account A collected upon timber harvested in the preceding calendar quarter, but in no event shall any such quarterly payment to a taxing district, when added to such payments made to such district the previous quarters of the same year, exceed, respectively one-fourth, one-half, three-fourths, or the full amount of the timber factor for such district determined in December of the preceding year.

The balance in state timber tax account A, if any, on the twentieth day of the second month of each calendar quarter commencing February 20, 1975 and ending November 20, 1982 shall be transferred to the state timber tax reserve account.

(3) If the balance in state timber tax account A immediately prior to such twentieth day of the second month of each calendar quarter is not sufficient to permit a payment of one-fourth, one-half, three-fourths, or the full amount, as the case may be, which, when added to the payments made to any taxing district the previous quarters of the same year, will equal the timber factor for such district determined in December of the preceding year, the necessary additional amount shall be transferred from the state timber tax reserve account to state timber tax account A.

(4) ((If, after the transfer, if any, from the state timber tax account A (pursuant to subsection (2) of this section) in August of any year commencing with 1974, the balance in the state timber reserve account exceeds two million dollars, the amount of the excess shall be applied first, subject to legislative appropriation of funds allocated from the state timber reserve account,)) Funds in the state timber tax reserve account

may be transferred by June 30, 1981, by the legislature for state purposes or may be appropriated by the legislature for activities undertaken by the department of revenue forest tax division and for the activities undertaken by the department of natural resources relating to classification of lands as required by this chapter. ((H)) Following the transfer, if any, from the state timber tax account A (pursuant to subsection (2) of this section) in November of 1977 and each year thereafter, ~~((the balance in the state timber tax reserve account exceeds two million dollars.))~~ the department of revenue shall determine on or before December 31 of such year, an amount to be distributed to the taxing districts the following calendar year, which distribution shall be determined in the following manner: PROVIDED, That the amount of such excess reserve account distribution shall be limited to that amount which, when added to the total account A distribution for the same calendar year, will allow a percentage increase or decrease in total calendar year distributions equal to the percentage increase or decrease in excise tax collections between the preceding calendar year and the current calendar year:

(a) The department of revenue shall calculate a harvest factor and a harvest factor proportion for each taxing district, in the manner provided in subsection (5) of this section except that for years before 1978 there shall be used the aggregate value of timber harvested for as many quarters for which information is available;

(b) By multiplying the amount of such excess by the harvest factor proportion for each taxing district respectively, the department of revenue shall calculate the amount to be distributed to each local taxing district and to the state and shall certify such amounts to the respective county assessors and state;

(c) Along with each quarterly payment pursuant to subsection (2) of this section, the state treasurer shall pay, out of the state timber reserve account, to the treasurer of each timber county for the account of each local taxing district one-fourth of such district's portion (determined pursuant to (b) above) of such excess and the state treasurer shall pay into the state's general fund for the support of the common schools out of the state timber tax reserve account such additional one-fourth amount due the state.

(5) On or before December 31 of each year commencing with 1978, the department of revenue shall deliver to the treasurer of each timber county a schedule setting forth for each taxing district or portion thereof lying within such county:

(a) The average of the aggregate value of all timber harvested within such district in each of the immediately preceding five years as determined from the excise tax returns filed with the department of revenue;

(b) The aggregate dollar rate calculated pursuant to RCW 84.33.060 and chapter 84.52 RCW and actually utilized the immediately preceding October in extending real property taxes upon the tax rolls for collection the following year;

(c) A 'harvest factor' which is the product of such five year average and such aggregate dollar rate;

(d) The proportion that each taxing district's harvest factor bears to the sum of the harvest factors for all taxing districts in the state.

NEW SECTION. Sec. 5. The unappropriated balance of the state timber tax reserve account is transferred to the timber tax distribution guarantee account.

NEW SECTION. Sec. 6. There is added to chapter 82.32 RCW a new section to read as follows:

For tax payments due for taxable activities occurring prior to and including the month of December, 1981, the taxes imposed in chapters 82.04, 82.08, 82.12, 82.14, and 82.16 RCW are due and payable within fifteen days following the end of the month in which the taxable activities occur. For tax payments due for taxable activities occurring after December, 1981, these taxes are due and payable within five days following the end of the month in which the taxable activities occur. The payments so remitted shall be made along with a form which sets forth the amount of tax estimated by the taxpayer to be due and such other taxpayer account information as the department of revenue may require. A reconciliation report shall be submitted before the end of the next month succeeding each calendar quarter of each calendar year for the preceding calendar quarter setting forth the amount of gross sales, including nontaxable sales, taxable sales or activities, the amount of tax thereon, and such other information as the department may require, and the taxpayer shall remit therewith the balance owing, if any, of the tax due for the three months of the preceding quarter. The report shall set forth the amount of the payments made at the end of each month of the quarter and any balance due or credit due the taxpayer. For paying less than the total amount due in any month of the quarter, a penalty equal to ten percent of the amount underpaid shall be assessed unless the total of the amounts paid monthly is at least ninety percent of the amount due. This penalty for underpaying is in addition to any penalties applicable for failure to pay before penalty dates under RCW 82.32.090.

The department of revenue may relieve any taxpayer or class of taxpayers from the obligation of remitting monthly and may require the return to cover other longer reporting periods, but in no event may returns be filed for a period greater than one year. These tax returns are due and payable before the end of the next month succeeding each reporting period.

The department of revenue may also require verified annual returns from any taxpayer, setting forth such additional information as it may deem necessary to correctly determine tax liability.

Sec. 7. Section 82.32.090, chapter 15, Laws of 1961 as last amended by section 1, chapter 179, Laws of 1971 ex. sess. and RCW 82.32.090 are each amended to read as follows:

If payment of any tax due is not received by the department of revenue by the ~~((last day of the month in which the tax becomes))~~ due date, there shall be assessed a penalty of five percent of the amount of the tax; and if the tax is not received by the last day of the month ~~((next succeeding the month))~~ in which the due date falls, there shall be assessed a total penalty of ten percent of the amount of the tax; and if the tax is not received by the last day of the ~~((second))~~ month next succeeding the month in which the due date falls,

there shall be assessed a total penalty of twenty percent of the amount of the tax. No penalty so added shall be less than two dollars.

If payment of any tax is received within the first ten days of the month next succeeding the month in which the tax is payable, the amount of such payment shall be credited to, and shall be treated for all purposes as having been collected during, the fiscal year which includes the month preceding the month in which such due date falls. Effective June 30, 1985, and thereafter if the payment of any tax is received during the first fifteen days in the month in which the tax is payable, the amount of such payment shall be credited to, and shall be treated for all purposes as having been collected during, the fiscal year which includes the month preceding the month in which such due date falls.

If a warrant be issued by the department of revenue for the collection of taxes, increases, and penalties, there shall be added thereto a penalty of five percent of the amount of the tax, but not less than five dollars.

Notwithstanding the foregoing, the aggregate of penalties imposed under this chapter for failure to file a return, late payment of any tax, increase, or penalty, or issuance of a warrant shall not exceed twenty-five percent of the tax due, or seven dollars, whichever is greater.

NEW SECTION. Sec. 8. The following acts or parts of acts are each repealed:

(1) Section 82.04.490, chapter 15, Laws of 1961, section 45, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.04.490;

(2) Section 82.08.070, chapter 15, Laws of 1961, section 8, chapter 293, Laws of 1961, section 8, chapter 299, Laws of 1971 ex. sess. and RCW 82.08.070;

(3) Section 82.12.050, chapter 15, Laws of 1961, section 53, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.12.050; and

(4) Section 82.16.070, chapter 15, Laws of 1961, section 14, chapter 293, Laws of 1961, section 56, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.16.070.

NEW SECTION. Sec. 9. Section 1, chapter 70, Laws of 1975-'76 2nd ex. sess. and RCW 82.32.095 are each repealed.

NEW SECTION. Sec. 10. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately except section 5 of this act shall take effect June 30, 1981, and sections 6, 7, and 8 of this act shall take effect July 1, 1981."

On page 1, on line 1 of the title, after "state funds;" strike the remainder of the title and insert "amending section .14.06, chapter 79, Laws of 1947 and RCW 48.14.060; amending section 8, chapter 294, Laws of 1971 ex. sess. as last amended by section 3, chapter 6, Laws of 1979 and RCW 84.33.080; amending section 82.32.090, chapter 15, Laws of 1961 as last amended by section 1, chapter 179, Laws of 1971 ex. sess. and RCW 82.32.090; adding a new section to chapter 48.14 RCW; adding a new section to chapter 82.32 RCW; adding a new section to chapter 84.33 RCW; creating a new section; repealing section 82.04.490, chapter 15, Laws of 1961, section 45, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.04.490; repealing section 82.08.070, chapter 15, Laws of 1961, section 8, chapter 293, Laws of 1961, section 8, chapter 299, Laws of 1971 ex. sess. and RCW 82.08.070; repealing section 82.12.050, chapter 15, Laws of 1961, section 53, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.12.050; repealing section 82.16.070, chapter 15, Laws of 1961, section 14, chapter 293, Laws of 1961, section 56, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.16.070; repealing section 1, chapter 70, Laws of 1975-'76 2nd ex. sess. and RCW 82.32.095; providing effective dates; and declaring an emergency."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Nelson (G) moved that the House do concur in the Senate amendments to Second Substitute House Bill No. 209.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

Mr. Greengo spoke against the motion that the House concur in the Senate amendments to Second Substitute House Bill No. 209, and the motion was lost.

The Speaker stated that the House, by its action, had refused to concur in the Senate amendments to Second Substitute House Bill No. 209, and asked the Senate to recede therefrom.

MOTION

On motion of Mr. Nelson (G), Second Substitute House Bill No. 209 was ordered immediately transmitted to the Senate.

SECOND READING

HOUSE BILL NO. 245, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

Modifying public assistance laws.

The bill was read the second time.

On motion of Mr. Nelson (G), Substitute House Bill No. 245 was substituted for House Bill No. 245, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 245 was read the second time.

On motion of Mr. Mitchell, the following amendment was adopted:

On page 12, line 16 after "year." strike "The" and insert "Except for federal emergency assistance, the"

Mr. Mitchell moved adoption of the following amendment:

On page 12, after line 23 insert:

"(3) The standards for federal emergency assistance shall be equal to the value of the federal department of agriculture's thrifty food plan used in the federal food stamp program."

Renumber the remaining subsections and correct references accordingly.

Mr. Mitchell spoke in favor of the amendment.

POINT OF INQUIRY

Ms. Rinehart asked Mr. Mitchell to yield to question, and he refused to yield.

The amendment was adopted.

Mr. Mitchell moved adoption of the following amendment:

On page 17, after line 29 insert:

"NEW SECTION, Sec. 15. There is added to chapter 74.08 RCW a new section to read as follows: The department is authorized to continue to provide bureau of community and residential care (BCRC) attendant care services to those individuals who received attendant care services in February. The attendant care services shall be continued through June 30, 1981, or until such earlier time as:

(1) Their income exceeds fifty-seven percent of state median income adjusted for family size for a single person, or fifty percent of state median income adjusted for family size for a larger family; or

(2) The department determines that the service is no longer needed."

Renumber the remaining sections and correct internal references accordingly.

Representatives Mitchell and Brekke spoke in favor of the amendment, and it was adopted.

Mr. Mitchell moved adoption of the following amendments:

On page 17, line 35 after "emergency" insert "chore services"

On page 18, line 3 after "(2)" strike "persons" and all language down to and including "assistance" on line 4 and insert "elderly persons who would have otherwise been eligible for chore services"

Mr. Mitchell spoke in favor of the amendments.

Mr. Hastings demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Mitchell to pages 17 and 18 of Substitute House Bill No. 245, and the amendments were adopted by the following vote: Yeas, 92; nays, 0; not voting, 6.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Becker, Eng, Isaacson, McCormick, North, Taylor.

Mr. Wang moved adoption of the following amendment:

On page 4, line 7 after "(ii)" strike all material down to and including "remission;" on line 8 and insert "Mental or emotional disorders determined to be the basis of actual and specific impairment of faculties necessary for the person to be able to engage in gainful employment;"

Mr. Wang spoke in favor of the amendment, and Mr. Mitchell spoke against it.

Mr. Brown demanded an electric roll call vote and the demand was sustained.

Mr. Wang spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Wang to page 4 of Substitute House Bill No. 245, and the amendment was not adopted by the following vote: Yeas, 39; nays, 53; not voting, 6.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Eng, Isaacson, McCormick, North, Taylor.

Mr. Wang moved adoption of the following amendment:

On page 22, after line 19 insert the following:

*Sec. 22. Section 3, chapter 212, Laws of 1977 ex. sess. as amended by section 1, chapter 164, Laws of 1979 ex. sess. and RCW 43.101.210 are each amended to read as follows:

(1) Costs of criminal justice training shall be borne in part by those who necessitate the establishment and maintenance of the criminal justice system.

(2) In each instance of bail forfeiture or monetary penalty paid in lieu of a court appearance attendant to any violation of a law of this state or an ordinance of a city or county except an ordinance relating to vehicles unlawfully left or parked, an assessment which shall be in addition to such bail forfeited or penalty paid shall be collected and forwarded within thirty days of receipt of such assessment by the clerk of the court, or the county treasurer, to the state treasurer to be deposited in an account within the state general fund to be known as the criminal justice training account, hereby created, funds from which shall be appropriated by law to the Washington state criminal justice training commission as established by chapter 43.101 RCW: PROVIDED, That funds in the criminal justice training account may be transferred to the state general fund by statute prior to June 30, 1981. The amount of the assessment shall be as follows:

(a) When forfeiture or penalty is ten dollars to nineteen dollars and ninety-nine cents, three dollars;

(b) When forfeiture or penalty is twenty dollars to thirty-nine dollars and ninety-nine cents, five dollars;

(c) When forfeiture or penalty is forty dollars to fifty-nine dollars and ninety-nine cents, seven dollars;

(d) When forfeiture or penalty is sixty dollars to ninety-nine dollars and ninety-nine cents, twelve dollars; and

(e) When forfeiture or penalty is one hundred dollars or more, fifteen dollars.

(3) When any deposit of bail is made for a violation to which this section applies, the person making such deposit shall also deposit a sufficient amount to include the assessment prescribed in subsection (2) of this section.

(4) When bail is forfeited or a penalty paid, the assessment prescribed in this section shall be forwarded to the state treasurer pursuant to this section. If bail is returned, the assessment made thereon shall also be returned.

NEW SECTION. Sec. 23. On the effective date of this act, the state treasurer shall transfer three hundred fifty thousand dollars from the criminal justice training account to the state general fund.

Sec. 24. Section 40, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

UNIFORM LEGISLATION COMMISSION

General Fund Appropriation	\$	((21,000))
		17,000

Sec. 25. Section 73, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE BOARD OF PRISON TERMS AND PAROLES

General Fund Appropriation	\$	((1,984,000))
		1,954,000

Sec. 26. Section 79, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE OCEANOGRAPHIC COMMISSION

General Fund Appropriation	\$	((384,000))
		344,000

Sec. 27. Section 136, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR WASHINGTON STATE UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	((113,786,000))
		113,773,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$2,186,000 shall be expended for instructional equipment replacement.
- (2) \$422,000 shall be expended for the Joint Center for Graduate Study—Richland.
- (3) \$724,000 shall be expended for the support of Washington State University's participation in the WAMI program.
- (4) \$30,000 shall be expended for Christmas tree research.
- (5) \$300,000 shall be expended to meet federal title nine regulations for women's athletics.
- (6) In addition to maintaining the types and levels of service provided during the 1977-79 biennium, \$300,000 shall be expended for equipment and improvements at the Southwest Washington research station.
- (7) (~~(\$25,000)~~) \$12,000 shall be expended to research the protection and growing of grapes and wine production. Such funds shall not be expended until an additional \$25,000 is secured from private funding sources.
- (8) \$120,000 shall be expended to research health-related problems, including chronic pharyngitis, of racing and performing horses. Such funds shall not be expended until an additional \$40,000 is secured from private funding sources.
- (9) \$650,000 shall be expended for the Washington animal disease diagnostic laboratory."

Remember the sections consecutively and correct internal references accordingly.

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker I would ask the Chair to rule on the scope and object of this general government amendment that deals with human services."

SPEAKER'S RULING

The Speaker: "The Speaker has looked at the bill and the title of the bill and finds it is an act relating to public assistance, reenacting and amending certain sections. The amendment that has been offered by Representative Wang deals with general government matters and is so indicated even in the title amendment necessary to bring the title into line with this amendment, striking social and health services and inserting state government. The Speaker would find your point of order is well taken; the amendment is beyond the scope and object."

Mr. Wang moved adoption of the following amendment:

On page 21, line 34 after "Act" strike all language through the period on line 9 and insert ": PROVIDED, That the secretary shall have discretion to provide that aid to families with dependent children assistance shall be available to any child in need who has been deprived of parental support or care by reason of the unemployment of a parent or stepparent liable under this chapter for the support of such child, to the extent that matching funds are available from the federal government.

The legislature finds the strength of the family is important to the state because it is the fundamental unit responsible for and capable of meeting the numerous needs of a child; it provides the love, the strength, and the stability that each of us needs to function in our daily work; and is a unique source of values essential to the maintenance of a democratic society.

The legislature further finds that Aid to Families with Dependent Children - Employable is a cost-effective program which allows families in need to remain together while reducing the average length of stay on public assistance from a median of twelve to twenty-four months on the Aid to Families with Dependent Children - Regular caseload to a median of three to six months on Aid to Families with Dependent Children - Employable caseload.

The legislature further finds that the elimination of the Aid to Families with Dependent Children - Employable program will result in the breakup of two thousand to two thousand five hundred families.

The legislature further finds that it is in the paramount interest of the state of Washington to foster and protect the family unit rather than the breakup of the family."

On page 22, line 13 strike "~~((or unemployment))~~" and insert "or unemployment"

Mr. Wang spoke in favor of the amendments.

Mr. Brown demanded an electric roll call vote and the demand was sustained.

Representatives Pruitt and Kreidler spoke in favor of the amendments, and Mr. Nelson (G) spoke against them.

Mr. Wang closed debate, speaking again in favor of the amendments.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Wang to page 21 of Substitute House Bill No. 245, and the amendments were not adopted by the following vote: Yeas, 38; nays, 55; not voting, 5.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eng, Isaacson, McCormick, North, Taylor.

Ms. Becker moved adoption of the following amendment:

On page 22, after line 15 insert the following:

***NEW SECTION.** Sec. 21. The department shall provide emergency assistance to provide prompt assistance in meeting the emergent need of any child who is, or within the preceding six months has been, living with relatives who are without resources immediately available to meet the child's needs. The emergency assistance shall be limited to one thirty-day period. The amount of the grant shall equal the grant provided to children through the aid to families with dependent children program established by RCW 74.12.010 as now or hereafter amended. \$1,600,000 is appropriated from the general fund for the biennium ending June 30, 1981, to the department of social and health services for the purposes of this section: PROVIDED, That the amount of the federal emergency assistance grant, including the thrifty food plan amount, shall not exceed the aid to families with dependent children grant level.

Sec. 22. Section 53, chapter 270, Laws of 1979 ex. sess. as amended by section 8, chapter 167, Laws of 1980 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADULT CORRECTIONS PROGRAM
 General Fund Appropriation \$ ~~((112,318,000))~~
114,674,600
 Total FTE Staff Years 4,299

The appropriation contained in this section shall be subject to the following conditions and limitations:

~~((1) Not more than \$1,702,000 from the general fund shall be expended for community services.~~

~~(2) Not more than \$1,716,000 from the general fund and 76.0 FTE's shall be expended for intensive parole:~~

~~(3) Not more than \$15,679,000 from the general fund and 731 FTE's shall be expended for probation and parole:~~

~~(4) Not more than \$7,002,000 from the general fund and 152 FTE's shall be expended for work/training release:~~

~~(5) Not more than \$81,663,000 from the general fund and 3,259 FTE's shall be expended for institutional staffing:~~

~~(6) \$123,000 from the general fund shall be expended to contract with a nonprofit corporation to provide a diversionary program for convicted felons with prior conviction records and prior incarcerations. No felon may participate in the program if: (a) he or she has a prior conviction for any violent or inherently dangerous felony, or (b) the crime for which he or she is being diverted into the program is a violent or inherently dangerous felony. For the purposes of this section, "violent or inherently dangerous felony" means rape in the first or second degree, robbery in the first or second degree, kidnapping in the first or second degree, assault in the first or second degree, or arson in the first or second degree. Prior to entering into the contract, the secretary of the department of social and health services must have assurance of the cooperation of the superior court bench of the county in which the program will be implemented. The program shall include the following:~~

~~(a) A contractual agreement between such nonprofit corporation and the felon with approval of the sentencing judge. Such agreement will describe work performance and restitution expectations, and judicial conditions and review;~~

~~(b) A fully controlled residential component;~~

~~(c) Supervision by a probation officer of the department of social and health services;~~

~~(d) Coordination of all activities by a case manager employed by such nonprofit corporation;~~

~~(e) Job development and placement services which will guarantee each participant regular employment;~~

~~(f) Specialized alcohol, drug, and counseling services; and~~

~~(g) Participation of community and corporate entities which will provide \$1,212,000 in direct and in-kind support:~~

~~(7) Not more than \$25,000 from the general fund will be expended for a program evaluation by an independent third party of the diversionary program set forth in subsection (6) of this section. Such evaluation will commence with the initiation of the contract and shall include the following:~~

~~(a) Evaluation of the intake procedures, including initial screening, final screening, the contract between the nonprofit organization and the convicted felon, and the participant selection process;~~

~~(b) Evaluation of the program elements;~~

~~(c) Evaluation of the program impact on recidivism using the measures of rearrest, type of rearrest offense, reconviction, revocation and recommitment;~~

~~(d) Evaluation of the control group;~~

~~(e) Data collection and analysis; and~~

~~(f) A cost-benefit analysis:~~

(8) In the event chapter ... (Substitute House Bill No. 144), Laws of 1979 1st ex. sess. fails to pass, \$100,000 will be reverted to the general fund:

(9) ~~\$347,000 shall be expended for the funding of private nonprofit diversion programs for persons convicted of alcohol and substance abuse related crimes and who are placed on probation, parole, or work training release.)~~

\$1,750,000 is provided for the temporary use of McNeil Island as an adult correctional facility.

Sec. 23. Section 23, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund Appropriation—State.....	\$	((10,949,000))
		10,763,000
General Fund Appropriation—Federal.....	\$	24,081,000
Total Appropriation.....	\$	((35,030,000))
		34,844,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$1,174,000 of this appropriation shall be expended to develop a common payroll/personnel system for higher education: PROVIDED, That the four-year institutions and the community college system: (a) Establish a common core of data elements; and (b) adopt procedures to maintain commonality of the system that are acceptable to the office of financial management, the house appropriations committee, and the senate ways and means committee: PROVIDED FURTHER, That the establishment of the common core of data elements does not preclude the introduction of additional data elements at individual institutions: PROVIDED FURTHER, That a central site will process all payroll calculations and the necessary edits to ensure the commonality of data elements including personnel data, position data, and payroll data.

(2) Not more than \$75,000 shall be used for payment of assessments against state-owned land.

(3) Not more than \$1,000,000 shall be used exclusively for state budget and accounting systems development above the recurring level of system development activities funded in the base budget.

(4) Not more than \$525,000 shall be used for payment of supplies and services furnished in previous biennia.

(5) \$26,000 shall be expended to acquire 1980 bureau of the census Washington state data.

(6) \$4,000 shall be expended to acquire 1979 and 1980 bureau of the census census maps and transparencies of municipal boundaries.

(7) The office shall study and report to the next regular session of the legislature on the work orientation program.

(8) Of the law and justice federal funds included for distribution to state agencies, there shall be made available to the attorney general's office for the crime watch program \$370,000.

(9) The office of financial management shall institute procedures to abolish positions identified by the department of personnel through the retirement/vacancy program, and shall cause to be reverted the salaries and fringe benefits associated with the abolishment of such positions.

(10) The office of financial management shall realize savings of \$186,000 through attrition or reductions in force in the division of criminal justice.

Sec. 24. Section 31, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

General Fund Appropriation.....	\$	((9,526,000))
		9,486,000
Motor Transport Account Appropriation.....	\$	3,653,000
General Administration Facilities and Services Revolving Fund Appropriation.....	\$	10,996,000
Total Appropriation.....	\$	((24,175,000))
		24,135,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$871,000 of the General Fund Appropriation shall only be used for replacement of motor transport division vehicles.

(2) \$1,734,000 of the General Fund Appropriation shall only be expended for the banking program and \$700,000 for the savings and loan program, and that revenues generated from fees and charges in these programs must equal or exceed expenditures.

(3) The department shall discontinue transferring agency-owned vehicles to the motor transport division until a cost benefit analysis has been prepared and approved by the senate ways and means committee and the house appropriations committee. Such analysis shall be completed by October 1, 1980, and shall identify those agency-owned vehicles that should be transferred to the motor transport division effective July 1, 1981, and a proposed method of funding the motor transport account for their depreciated value.

(4) The department of agriculture shall transfer \$8,225 from its local fund accounts to the motor transport account and the state treasurer shall transfer to the motor transport account \$4,100 from the fertilizer, agricultural, mineral and lime fund, \$4,100 from the commercial feed fund, \$34,160 from the grain and hay inspection fund, \$4,100 from the community college capital projects account, \$4,100 from the highway safety fund, and \$4,100 from the higher education personnel board service fund. These transfers shall be in accordance with schedules provided by the office of financial management.

(5) The department of general administration shall provide insurance coverage for all state-owned, state-chartered, state-rented, or state employee-owned aircraft being used on authorized state business, including passengers. This coverage shall be in force for all such aircraft, whether piloted by a state

employee or by an employee or employees of a charter or rental firm. The department may require reimbursement for premium costs from user agencies on a pro rata basis.

(6) The department of general administration, through the department of purchasing, shall analyze and review the establishment, maintenance, and operation of its central stores in relationship to inflationary trends, economies of scale, effectiveness in meeting agency needs, and financial and accounting control and report its findings and recommendation to the legislature by September 1980.

(7) Not more than \$153,000 shall be expended to operate the printing and duplicating management center.

Sec. 25. Section 88, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation—State	\$	((3,777,000)) 3,477,000
General Fund Appropriation—Federal	\$	213,000
Motor Vehicle Fund Appropriation	\$	380,000
Total Appropriation	\$	((4,370,000)) 4,070,000

The appropriations contained in this section shall be subject to the following condition or limitation: Not more than \$1,100,000 shall be used to operate the tourist promotion program.

Sec. 26. Section 141, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR EASTERN WASHINGTON UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	((28,134,000)) 28,132,100
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The appropriation contained in this section shall be subject to the following condition or limitation: \$1,122,000 shall be expended for instructional equipment replacement."

Renumber the sections consecutively.

POINT OF ORDER

Mr. Hastings: "Mr. Speaker, I would ask you to rule on the scope and object of this amendment."

SPEAKER'S RULING

The Speaker: "Representative Hastings, in examining the title of House Bill No. 245, I find it is an act relating to public assistance, reenacting and amending certain sections. In examining the amendment, I find it deals with a number of items including appropriations for various departments, including the Department of Social and Health Services, also including some higher education moneys from the motor transport account, Eastern Washington University, and so I would say your point is well taken, the amendment is beyond the scope and object of the bill."

Ms. Becker moved adoption of the following amendment:

On page 22, after line 15 insert the following:

***NEW SECTION.** Sec. 21. The department shall provide emergency assistance to provide prompt assistance in meeting the emergent need of any child who is, or within the preceding six months has been, living with relatives who are without resources immediately available to meet the child's needs. The emergency assistance shall be limited to one thirty-day period. The amount of the grant shall equal the grant provided to children through the aid to families with dependent children program established by RCW 74.12.010 as now or hereafter amended. \$1,600,000 is appropriated from the general fund for the biennium ending June 30, 1981, to the department of social and health services for the purposes of this section: PROVIDED, That the amount of the federal emergency assistance grant, including the thrifty food plan amount, shall not exceed the aid to families with dependent children grant level."

Representatives Becker and Stratton spoke in favor of the amendment.

Mr. Brown demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Becker adding a new section 21 to Substitute House Bill No. 245, and the amendment was not adopted by the following vote: Yeas, 39; nays, 54; not voting, 5.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis,

Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.
Not voting: Representatives Eng, Isaacson, McCormick, North, Taylor.

The bill was ordered engrossed.

Mr. Nelson (G) moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 245 be placed on final passage.

A division was called.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and place Engrossed Substitute House Bill No. 245 on final passage, and the motion failed to receive the required two-thirds majority by the following vote: Yeas, 53; nays, 39; not voting, 6.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kroidler, Lux, Martinis, Maxie, Monohon, Nelson D., O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representatives Eng, Isaacson, Leonard, McCormick, North, Taylor.

Engrossed Substitute House Bill No. 245 was passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORT OF STANDING COMMITTEE

February 12, 1981

HOUSE JOINT MEMORIAL NO. 1, Prime Sponsor: Representative Tilly, requesting Congress to amend the Constitution to require a balanced Federal budget. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Bickham, Patrick, Schmidt, Tilly, Tupper, Winsley.

Voting nay: Representatives Becker, Granlund, Gruger, Pruitt, Wang.

Not attending: Representative Salatino, Ranking Minority Member.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, February 16, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

THIRTY-SIXTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Monday, February 16, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Becker, Dawson, Isaacson and Vander Stoep, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Amanda Shears and Paul Dew. Prayer was offered by Father Theodore Marmo of St. Michael's Catholic Church of Olympia.

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

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 436, by Representatives North, Clayton, O'Brien and Garrett:

AN ACT Relating to auctioneers; adding new sections to chapter 18.11 RCW; repealing section 1, page 458, Laws of 1890 and RCW 18.11.010; repealing section 2, page 458, Laws of 1890 and RCW 18.11.020; repealing section 3, page 458, Laws of 1890 and RCW 18.11.030; defining crimes; and providing penalties.

To Committee on State Government

HOUSE BILL NO. 437, by Representatives North, Flanagan, Stratton, Brown, Rust, Clayton and Erickson:

AN ACT Relating to watercraft; adding a new chapter to Title 88 RCW; and prescribing penalties.

To Committee on Transportation

HOUSE BILL NO. 438, by Committee on Labor and Economic Development and Representatives Eberle and Patrick:

AN ACT Relating to public works; amending section 1, chapter 63, Laws of 1945 as amended by section 1, chapter 14, Laws of 1967 ex. sess. and RCW 39.12.020; and amending section 4, chapter 63, Laws of 1945 as last amended by section 1, chapter 49, Laws of 1975-'76 2nd ex. sess. and RCW 39.12.040.

To Committee on Labor and Economic Development

HOUSE BILL NO. 439, by Representatives North, Sherman and Garrett:

AN ACT Relating to cities and towns; amending section 29.18.040, chapter 9, Laws of 1965 as last amended by section 30, chapter 361, Laws of 1977 ex. sess. and RCW 29.18.040; and adding a new section to chapter 29.18 RCW.

To Committee on Local Government

HOUSE BILL NO. 440, by Select Committee on Corrections and Representatives Struthers, Becker, Houchen, Owen, Mitchell, Granlund, Winsley, Walk, Leonard, Galloway, Fiske, Warnke, Van Dyken, Erickson, Berleen, Ellis, Hastings, Clayton, Tupper, Garrett, Wang, Addison, Teutsch and Brown:

AN ACT Relating to sentencing; amending section 9A.20.020, chapter 260, Laws of 1975 1st ex. sess. as amended by section 2, chapter 38, Laws of 1975-'76 2nd ex. sess. and RCW 9A.20.020; adding a new chapter to Title 9 RCW; adding a new section to chapter 9.92 RCW; adding new sections to chapter 9.95 RCW; adding a new section to chapter 9.95A RCW; adding a new section to chapter 72.04A RCW; adding a new section to chapter 72.65 RCW; repealing section 1, chapter 175, Laws of 1969 ex. sess. and RCW 9.41.025; repealing section 5, chapter 98, Laws of 1969 and RCW 9.95.123; repealing section 147, page 124, Laws of 1854, section 283, page 243, Laws of 1873, section 1125, Code of 1881, section 1, part, page 38, Laws of 1883, section 84, chapter 28, Laws of 1891, section 4, chapter 200, Laws of 1967 and RCW 10.82.030; repealing section 9, chapter 147, Laws of 1969 ex. sess. and RCW 35.20.255; repealing section 2, chapter 17, Laws of 1967, section 275, chapter 141, Laws of 1979, section 1, chapter 160, Laws of 1979 ex. sess. and RCW 72.65.020; repealing section 3, chapter 17, Laws of 1967, section 275, chapter 141, Laws of 1979 and RCW 72.65.030; repealing section 4, chapter 17, Laws of 1967, section 277, chapter 141, Laws of 1979 and RCW 72.65.040; repealing section 1, chapter 47, Laws of 1947, section 1, chapter 114, Laws of 1935 and RCW 9.95.001; repealing section 9,

chapter 340, Laws of 1955, section 1, chapter 32, Laws of 1952, section 9, chapter 98, Laws of 1969, section 8, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 9.95.003; repealing section 10, chapter 340, Laws of 1955, section 2, chapter 32, Laws of 1959 and RCW 9.95.005; repealing section 3, chapter 32, Laws of 1959, section 1, chapter 63, Laws of 1975-'76 2nd ex. sess. and RCW 9.95.007; prescribing penalties; and providing effective dates.

To Select Committee on Corrections

HOUSE BILL NO. 441, by Select Committee on Corrections and Representatives Struthers, Becker, Houchen, Nelson (D), Mitchell, Owen, Barr, Granlund, Winsley, Walk, Galloway, Fiske, Warnke, Erickson, Berleen and Brown:

AN ACT Relating to the siting of state correctional facilities; adding a new chapter to Title 72 RCW; and adding a new section to chapter 43.21C RCW.

To Select Committee on Corrections

HOUSE BILL NO. 442, by Committee on Labor and Economic Development and Representatives Sanders, Scott, Eberle, Garrett, Nelson (G) and Clayton:

AN ACT Relating to engineers and land surveyors; amending section 14, chapter 283, Laws of 1947 as amended by section 49, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.43.110; and providing penalties.

To Committee on Labor and Economic Development

HOUSE BILL NO. 443, by Committee on Transportation and Representatives Wilson, Isaacson, Hankins, Hastings, Struthers, Martinis and Clayton:

AN ACT Relating to a toll bridge at north Richland; amending section 1, chapter 212, Laws of 1979 ex. sess. and RCW 47.56.740; amending section 3, chapter 212, Laws of 1979 ex. sess. and RCW 47.56-.742; amending section 6, chapter 212, Laws of 1979 ex. sess. and RCW 47.56.745; amending section 9, chapter 212, Laws of 1979 ex. sess. and RCW 47.56.748; and making an appropriation.

To Committee on Transportation

HOUSE BILL NO. 444, by Committee on Energy and Utilities and Representatives Tupper, Brekke, Bickham, Bond, Sprague, Hine, Bender, Isaacson, Eberle, Dickie and Ellis:

AN ACT Relating to donations by public service companies; and amending section 80.04.310, chapter 14, Laws of 1961 and RCW 80.04.310.

To Committee on Energy and Utilities

HOUSE BILL NO. 445, by Representatives Tupper, Addison, Valle, Nelson (D), Berleen, Sprague, Winsley, Wang, Hine and Rust:

AN ACT Relating to joint operating agencies; amending section 43.52.3411, chapter 8, Laws of 1965 and RCW 43.52.3411; amending section 4, chapter 159, Laws of 1967 as amended by section 4, chapter 7, Laws of 1973 1st ex. sess. and RCW 54.44.040; adding new sections to chapter 43.52 RCW; and declaring an emergency.

To Committee on Energy and Utilities

HOUSE BILL NO. 446, by Committee on Labor and Economic Development and Representatives Isaacson, Sanders, Hankins, Hastings and Struthers:

AN ACT Relating to Energy Fair '83; amending section 3, chapter 161, Laws of 1980 and RCW 43.96C-.030; and amending section 5, chapter 161, Laws of 1980 and RCW 43.96C.050.

To Committee on Labor and Economic Development

HOUSE BILL NO. 447, by Committee on Ethics, Law and Justice and Representatives Ellis and Hine:

AN ACT Relating to local government; and amending section 1, chapter 136, Laws of 1961 as amended by section 2, chapter 159, Laws of 1963 and RCW 4.92.090.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 448, by Representatives Nisbet, Sherman, Brekke, Lane, Rust, Nelson (D), Valle, Gruger, Rinehart, Wang and Teutsch:

AN ACT Relating to beverage containers; creating a new section; adding a new chapter to Title 70 RCW; prescribing penalties; and providing an effective date.

To Committee on Labor and Economic Development

HOUSE BILL NO. 449, by Representatives Flanagan, Struthers, Barr, Amen and Thompson:

AN ACT Relating to certain expenses for the general determination of water rights; and amending section 21, chapter 117, Laws of 1917 as last amended by section 3, chapter 216, Laws of 1979 ex. sess. and RCW 90.03.180.

To Committee on Agriculture

HOUSE BILL NO. 450, by Committee on Ethics, Law and Justice and Representatives Ellis, Sanders, Williams and Patrick (by Attorney General request):

AN ACT Relating to the criminal enforcement authority of the attorney general; adding new sections to chapter 43.10 RCW; and adding a new section to chapter 10.01 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 451, by Representatives Ehlers, Erickson and Hine:

AN ACT Relating to juveniles; amending section 2, chapter 165, Laws of 1979 ex. sess. and RCW 26.32-.032; amending section 3, chapter 291, Laws of 1955 as last amended by section 1, chapter 85, Laws of 1980 and RCW 26.32.030; amending section 7, chapter 165, Laws of 1979 ex. sess. and RCW 26.32-.042; and amending section 8, chapter 165, Laws of 1979 ex. sess. and RCW 26.32.044.

To Committee on Institutions

HOUSE BILL NO. 452, by Committee on Transportation and Representatives Martinis, North and Garrett:

AN ACT Relating to urban arterials; and amending section 18, chapter 83, Laws of 1967 ex. sess. as last amended by section 8, chapter 85, Laws of 1971 ex. sess. and RCW 47.26.120.

To Committee on Transportation

HOUSE BILL NO. 453, by Representatives Eberle, Hastings, Smith and Monohon:

AN ACT Relating to attorneys' fees; amending section 384, page 203, Laws of 1854 as last amended by section 22, chapter 81, Laws of 1971 and RCW 4.84.170; and creating a new section.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 454, by Representatives Clayton, King (R), McGinnis, Lux and Sanders:

AN ACT Relating to vocational rehabilitation and workers' compensation; amending section 10, chapter 14, Laws of 1980 and RCW 51.32.095; amending section 11, chapter 14, Laws of 1980 and RCW 51.32-.110; adding a new chapter to Title 51 RCW; adding new sections to chapter 51.32 RCW; making appropriations; and providing an effective date.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 455, by Committee on Ethics, Law and Justice and Representative Ellis (by Attorney General request):

AN ACT Relating to antitrust violations; adding a new section to chapter 19.86 RCW; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 456, by Representatives Clayton, Amen, Smith, Fancher, Barr, Flanagan, McCormick, Lundquist and Dickie:

AN ACT Relating to agriculture; amending section 1, chapter 124, Laws of 1963 as last amended by section 12, chapter 238, Laws of 1979 ex. sess. and RCW 22.09.010; and amending section 13, chapter 124, Laws of 1963 as amended by section 16, chapter 238, Laws of 1979 ex. sess. and RCW 22.09.130.

To Committee on Agriculture

HOUSE BILL NO. 457, by Committee on Transportation and Representative Garson:

AN ACT Relating to common carriers; amending section 81.29.020, chapter 14, Laws of 1961 as amended by section 1, chapter 132, Laws of 1980 and RCW 81.29.020; and amending section 81.80.230, chapter 14, Laws of 1961 as amended by section 2, chapter 132, Laws of 1980 and RCW 81.80.230.

To Committee on Transportation

HOUSE BILL NO. 458, by Representatives Monohon, King (R), Erak and Rosbach:

AN ACT Relating to commercial salmon fishing; amending section 3, chapter 108, Laws of 1957 and RCW 75.12.210; amending section 5, chapter 108, Laws of 1957 as amended by section 2, chapter 234, Laws of 1963 and RCW 75.12.230; and creating a new section.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 459, by Committee on Ways and Means and Representative Chandler (by Office of Financial Management request):

AN ACT Relating to state agencies; adopting a supplemental capital budget; making supplemental appropriations and authorizing expenditures; and declaring an emergency.

To Committee on Ways and Means

HOUSE BILL NO. 460, by Committee on Human Services and Representatives Mitchell and Maxie:

AN ACT Relating to pharmaceutical services; adding a new chapter to Title 19 RCW; and providing penalties.

To Committee on Human Services

HOUSE BILL NO. 461, by Representatives Prince, Burns, Isaacson, Amen and Stratton:

AN ACT Relating to higher education; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW.

To Committee on Higher Education

HOUSE BILL NO. 462, by Representatives Erickson, Taylor, Winsley, Ellis, Van Dyken, Tupper, Walk, Hine and Brown:

AN ACT Relating to school property; amending section 28A.87.120, chapter 223, Laws of 1969 ex. sess. and RCW 28A.87.120; and providing penalties.

To Committee on Education

HOUSE BILL NO. 463, by Committee on Higher Education and Representatives Teutsch, Rinehart and Nelson, D. (by Council for Postsecondary Education request):

AN ACT Relating to public assistance and exempting grants to needy or disadvantaged students made under the state student financial aid program from definition of income; and amending and reenacting section 74.04.005, chapter 26, Laws of 1959 as last amended by section 1, chapter 84, Laws of 1980 and by section 1, chapter 174, Laws of 1980 and RCW 74.04.005.

To Committee on Higher Education

HOUSE BILL NO. 464, by Committee on Higher Education and Representative Teutsch (by Council for Postsecondary Education request):

AN ACT Relating to institutions of higher education; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW.

To Committee on Higher Education

HOUSE BILL NO. 465, by Committee on Transportation and Representatives Wilson, Houchen, Schmidt, Lundquist, Martinis, Granlund, Eberle, Dawson and Patrick:

AN ACT Relating to motor vehicle license fee revenues; amending section 46.16.060, chapter 12, Laws of 1961 as last amended by section 3, chapter 118, Laws of 1975 1st ex. sess. and RCW 46.16.060; amending section 46.68.030, chapter 12, Laws of 1961 as last amended by section 3, chapter 103, Laws of 1973 and RCW 46.68.030; amending section 46.68.130, chapter 12, Laws of 1961 as last amended by section 1, chapter 9, Laws of 1974 ex. sess. and RCW 46.68.130; declaring an emergency; and providing an effective date.

To Committee on Transportation

HOUSE BILL NO. 466, by Representatives Sprague, Barnes, Isaacson, Heck, Flanagan, Bond, Scott and Williams:

AN ACT Relating to geothermal energy; and adding a new chapter to Title 43 RCW.

To Committee on Energy and Utilities

HOUSE BILL NO. 467, by Representatives Bond, Scott, Barr, Stratton, Fancher, McCormick, Hastings, Clayton, Nickell, Isaacson, Erak, Bender, McGinnis, Leonard, Williams, Eberle, Padden and Ellis:

AN ACT Relating to review of energy facilities certification decisions; amending section 15, chapter 234, Laws of 1959 as last amended by section 90, chapter 158, Laws of 1979 and RCW 34.04.150; amending section 14, chapter 45, Laws of 1970 ex. sess. as amended by section 11, chapter 371, Laws of 1977 ex. sess. and RCW 80.50.140; creating a new section; and declaring an emergency.

To Committee on Energy and Utilities

HOUSE BILL NO. 468, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, Van Dyken, Scott, Dawson, Brown, Pruitt, Winsley, Maxie, Lux and Patrick:

AN ACT Relating to veterans' employment programs; making an appropriation; providing an effective date; and declaring an emergency.

To Select Committee on Vietnam Era Veterans

HOUSE BILL NO. 469, by Representatives Thompson, Tilly and Williams:

AN ACT Relating to navigable waters; amending section 1, chapter 164, Laws of 1953 and RCW 79.16-.530; and amending section 2, chapter 164, Laws of 1953 and RCW 79.16.540.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 470, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, Van Dyken, Scott, Dawson, Brown, Pruitt, Winsley, Johnson and Sanders:

AN ACT Relating to social and health services; making an appropriation; providing an effective date; and declaring an emergency.

To Select Committee on Vietnam Era Veterans

HOUSE BILL NO. 471, by Representatives Greengo, Sommers, Amen, Rinehart, Addison, Lux, Winsley, Ellis, Gruger, Sanders, Patrick, Granlund, Burns, Galloway and Hine:

AN ACT Relating to foreclosure of real property liens; amending section 84.64.080, chapter 15, Laws of 1961 as last amended by section 4, chapter 23, Laws of 1965 ex. sess. and RCW 84.64.080; and amending section 84.64.270, chapter 15, Laws of 1961 as amended by section 5, chapter 23, Laws of 1965 ex. sess. and RCW 84.64.270.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 472, by Representatives Pruitt, Sherman, Monohon, Walk, Erickson and Lux:

AN ACT Relating to political advertising; amending section 29.85.280, chapter 9, Laws of 1965 as amended by section 2, chapter 162, Laws of 1975 1st ex. sess. and RCW 29.85.280; and prescribing penalties.

To Committee on State Government

HOUSE BILL NO. 473, by Representatives Wang, Winsley, Ellis and Brown:

AN ACT Relating to child custody; amending section 19, chapter 157, Laws of 1973 1st ex. sess. and RCW 26.09.190; amending section 25, chapter 157, Laws of 1973 1st ex. sess. and RCW 26.09.250; adding a new section to chapter 26.09 RCW; and creating a new section.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 474, by Committee on Ways and Means and Representatives Chandler, Struthers, Williams, Johnson and Sanders (by Governor Spellman request):

AN ACT Relating to the budget and revenues of the state of Washington; creating a new account in the general fund; amending section 43.88.020, chapter 8, Laws of 1965 as last amended by section 25, chapter 87, Laws of 1980 and RCW 43.88.020; amending section 43.88.160, chapter 8, Laws of 1965 as last amended by section 139, chapter 151, Laws of 1979 and RCW 43.88.160; adding new sections to chapter 43.88 RCW; providing an effective date; and declaring an emergency.

To Committee on Ways and Means

HOUSE BILL NO. 475, by Representatives Pruitt, Burns, Stratton, Lux and Brekke:

AN ACT Relating to health; adding a new chapter to Title 70 RCW; and creating a new section.

To Committee on Human Services

HOUSE BILL NO. 476, by Representatives Thompson, Monohon and Wilson:

AN ACT Relating to public records; and amending section 31, chapter 1, Laws of 1973 as last amended by section 13, chapter 314, Laws of 1977 ex. sess. and RCW 42.17.310.

To Committee on State Government

HOUSE BILL NO. 477, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, Van Dyken, Scott, Dawson, Brown, Pruitt, Winsley, Johnson, Lux and Patrick:

AN ACT Relating to veterans; amending section 43.61.030, chapter 8, Laws of 1965 as last amended by section 21, chapter 115, Laws of 1975-'76 2nd ex. sess. and RCW 43.61.030; amending section 1, chapter 64, Laws of 1909 as last amended by Section 7, chapter 180, Laws of 1947 and RCW 73.04-.080; amending section 1, page 208, Laws of 1888 as last amended by section 1, chapter 180, Laws of 1947 and RCW 73.08.010; amending section 2, page 208, Laws of 1888 as last amended by section 2, chapter 180, Laws of 1947 and RCW 73.08.030; amending section 3, page 209, Laws of 1888 as last amended by section 3, chapter 180, Laws of 1947 and RCW 73.08.040; amending section 4, page 209, Laws of 1888 as last amended by section 4, chapter 108, Laws of 1947 and RCW 73.08.050; amending section 6, page 209, Laws of 1888 as last amended by section 1, chapter 15, Laws of 1949 and RCW 73.08.070; amending section 7, page 210, Laws of 1888 as last amended by section 6, chapter 155, Laws of 1980 and RCW 73.08.080; adding a new chapter to Title 43 RCW; adding a new section to chapter 73.08 RCW; repealing section 1, chapter 252, Laws of 1947 and RCW 73.04.100; repealing section 5, page 209, Laws of 1888, section 5, chapter 64, Laws of 1907, section 5, chapter 83, Laws of 1919, section 5, chapter 144, Laws of 1945, section 5, chapter 180, Laws of 1947 and RCW 73.08.060; and providing an expiration date.

To Select Committee on Vietnam Era Veterans

HOUSE BILL NO. 478, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, Van Dyken, Scott, Dawson, Brown, Pruitt, Winsley, Ellis, Johnson, Maxie, Lux, Patrick, Sanders and Addison (by Department of Veterans Affairs request):

AN ACT Relating to veterans; amending section 9, chapter 269, Laws of 1969 ex. sess. as last amended by section 11, chapter 322, Laws of 1977 ex. sess. and RCW 28B.40.361; amending section 28B.15.380, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 82, Laws of 1979 and RCW 28B.15.380; and adding a new section to chapter 28B.15 RCW.

To Select Committee on Vietnam Era Veterans

HOUSE BILL NO. 479, by Committee on Labor and Economic Development and Representative Sanders:

AN ACT Relating to education employment relations; and amending section 13, chapter 288, Laws of 1975 1st ex. sess. and RCW 41.59.120.

To Committee on Labor and Economic Development

HOUSE BILL NO. 480, by Committee on Labor and Economic Development and Representative Sanders:

AN ACT Relating to public employee's collective bargaining; amending section 4, chapter 131, Laws of 1973 as last amended by section 2, chapter 184, Laws of 1979 ex. sess. and RCW 41.56.450; and repealing section 19, chapter 87, Laws of 1980 and RCW 41.56.452.

To Committee on Labor and Economic Development

HOUSE BILL NO. 481, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, Dawson, Scott, Nisbet, Brown, Pruitt, Winsley, Johnson, Lux and Patrick (by Department of Veterans Affairs request):

AN ACT Relating to veterans; amending section 10, chapter 36, Laws of 1969 ex. sess. as last amended by section 15, chapter 151, Laws of 1979 and RCW 28B.16.100; amending section 1, chapter 269, Laws of 1969 ex. sess. and RCW 41.04.005; amending section 1, chapter 189, Laws of 1945 as last amended by section 1, chapter 170, Laws of 1974 ex. sess. and RCW 41.04.010; amending section 15, chapter 1, Laws of 1961 as last amended by section 3, chapter 118, Laws of 1980 and RCW 41.06.150; amending section 18, chapter 274, Laws of 1947 as last amended by section 14, chapter 190, Laws of 1973 1st ex. sess. and RCW 41.40.170; amending section 1, chapter 178, Laws of 1949 as last amended by section 2, chapter 88, Laws of 1980 and RCW 73.04.110; and amending section 1, chapter 84, Laws of 1895 as last amended by section 1, chapter 198, Laws of 1975 1st ex. sess. and RCW 73.16.010.

To Select Committee on Vietnam Era Veterans

HOUSE BILL NO. 482, by Select Committee on Corrections and Representatives Struthers, Hastings, Johnson, Erickson, Teutsch, Hine and Brown (by Governor Spellman request):

AN ACT Relating to the creation of a department of corrections; amending section 33, chapter 249, Laws of 1909 as last amended by section 1, chapter 295, Laws of 1971 ex. sess. and RCW 9.92.080; amending section 7, chapter 133, Laws of 1955 as last amended by section 1, chapter 141, Laws of 1979 and RCW 9.95.060; amending section 13, chapter 133, Laws of 1955 as last amended by section 2, chapter 141, Laws of 1979 and RCW 9.95.120; amending section 3, chapter 98, Laws of 1969 as amended by section 3, chapter 141, Laws of 1979 and RCW 9.95.121; amending section 6, chapter 98, Laws of

1969 as amended by section 4, chapter 141, Laws of 1979 and RCW 9.95.124; amending section 3, chapter 114, Laws of 1935 as last amended by section 5, chapter 141, Laws of 1979 and RCW 9.95.170; amending section 3, chapter 227, Laws of 1957 as last amended by section 6, chapter 141, Laws of 1979 and RCW 9.95.200; amending section 1, chapter 19, Laws of 1980 and RCW 9.95.210; amending section 8, chapter 227, Laws of 1957 as last amended by section 8, chapter 141, Laws of 1979 and RCW 9.95.250; amending section 7, chapter 114, Laws of 1935 as last amended by section 9, chapter 141, Laws of 1979 and RCW 9.95.260; amending section 3, chapter 217, Laws of 1961 as amended by section 2, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.320; amending section 4, chapter 217, Laws of 1961 as amended by section 3, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.330; amending section 5, chapter 217, Laws of 1961 as amended by section 4, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.340; amending section 6, chapter 217, Laws of 1961 as amended by section 5, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.350; amending section 7, chapter 217, Laws of 1961 as amended by section 6, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.360; amending section 8, chapter 217, Laws of 1961 as amended by section 7, chapter 31, Laws of 1971 ex. sess. and RCW 9.95.370; amending section 2, chapter 123, Laws of 1973 1st ex. sess. and RCW 9.95A.020; amending section 3, chapter 123, Laws of 1973 1st ex. sess. and RCW 9.95A.030; amending section 4, chapter 123, Laws of 1973 1st ex. sess. and RCW 9.95A.040; amending section 8, chapter 123, Laws of 1973 1st ex. sess. and RCW 9.95A.080; amending section 9A.32.040, chapter 260, Laws of 1975 1st ex. sess. as amended by section 3, chapter 206, Laws of 1977 ex. sess. and RCW 9A.32.040; amending section 3, chapter 9, Laws of 1975-'76 2nd ex. sess. as amended by section 6, chapter 206, Laws of 1977 ex. sess. and RCW 9A.32.047; amending section 4, chapter 14, Laws of 1975 1st ex. sess. as last amended by section 1, chapter 244, Laws of 1979 ex. sess. and RCW 9A.44.040; amending section 11.08.101, chapter 145, Laws of 1965 as amended by section 10, chapter 141, Laws of 1979 and RCW 11.08.101; amending section 11.08.120, chapter 145, Laws of 1965 as amended by section 11, chapter 141, Laws of 1979 and RCW 11.08.120; amending section 2, chapter 103, Laws of 1969 as amended by section 2, chapter 4, Laws of 1969 ex. sess. and RCW 36.63.255; amending section 1, chapter 10, Laws of 1979 and RCW 43.17.010; amending section 2, chapter 10, Laws of 1979 and RCW 43.17.020; amending section 43.19.450, chapter 8, Laws of 1965 as amended by section 45, chapter 141, Laws of 1979 and RCW 43.19.450; amending section 3, chapter 104, Laws of 1967 as amended by section 130, chapter 141, Laws of 1979 and RCW 71.06.091; amending section 71.06.140, chapter 25, Laws of 1959 as last amended by section 131, chapter 141, Laws of 1979 and RCW 71.06.140; amending section 72.01.010, chapter 28, Laws of 1959 as last amended by section 142, chapter 141, Laws of 1979 and RCW 72.01.010; amending section 1, chapter 169, Laws of 1953 as last amended by section 143, chapter 141, Laws of 1979 and RCW 72.01.042; amending section 72.01.050, chapter 28, Laws of 1959 as last amended by section 145, chapter 141, Laws of 1979 and RCW 72.01.050; amending section 72.01.210, chapter 28, Laws of 1959 as last amended by section 154, chapter 141, Laws of 1979 and RCW 72.01.210; amending section 72.01.240, chapter 28, Laws of 1959 as amended by section 155, chapter 141, Laws of 1979 and RCW 72.01.240; amending section 1, chapter 210, Laws of 1959 as amended by section 159, chapter 141, Laws of 1979 and RCW 72.01.282; amending section 1, chapter 40, Laws of 1959 as amended by section 164, chapter 141, Laws of 1979 and RCW 72.01.370; amending section 2, chapter 40, Laws of 1959 as amended by section 165, chapter 141, Laws of 1979 and RCW 72.01.380; amending section 1, chapter 140, Laws of 1959 as amended by section 166, chapter 141, Laws of 1979 and RCW 72.01.410; amending section 1, chapter 193, Laws of 1961 as last amended by section 167, chapter 141, Laws of 1979 and RCW 72.01.430; amending section 1, chapter 46, Laws of 1967 as last amended by section 168, chapter 141, Laws of 1979 and RCW 72.01.450; amending section 2, chapter 46, Laws of 1969 ex. sess. as amended by section 171, chapter 141, Laws of 1979 and RCW 72.01.460; amending section 1, chapter 50, Laws of 1970 ex. sess. as amended by section 172, chapter 141, Laws of 1979 and RCW 72.01.480; amending section 72.02.040, chapter 28, Laws of 1959 as amended by section 57, chapter 18, Laws of 1970 ex. sess. and RCW 72.02.040; amending section 2, chapter 171, Laws of 1971 ex. sess. and RCW 72.02.110; amending section 7, chapter 134, Laws of 1967 as amended by section 173, chapter 141, Laws of 1979 and RCW 72.04A.050; amending section 9, chapter 134, Laws of 1967 as amended by section 174, chapter 141, Laws of 1979 and RCW 72.04A.070; amending section 10, chapter 134, Laws of 1967 as amended by section 175, chapter 141, Laws of 1979 and RCW 72.04A.080; amending section 11, chapter 134, Laws of 1967 as last amended by section 176, chapter 141, Laws of 1979 and RCW 72.04A.090; amending section 3, chapter 9, Laws of 1965 ex. sess. as amended by section 188, chapter 141, Laws of 1979 and RCW 72.08.101; amending section 4, chapter 9, Laws of 1965 ex. sess. as amended by section 189, chapter 141, Laws of 1979 and RCW 72.08.102; amending section 72.08.170, chapter 28, Laws of 1959 as amended by section 32, chapter 106, Laws of 1973 and RCW 72.08.170; amending section 72.08.380, chapter 28, Laws of 1959 as amended by section 192, chapter 141, Laws of 1979 and RCW 72.08.380; amending section 72.12.020, chapter 28, Laws of 1959 as amended by section 193, chapter 141, Laws of 1979 and RCW 72.12.020; amending section 72.12.140, chapter 28, Laws of 1959 as amended by section 198, chapter 141, Laws of 1979 and RCW 72.12.140; amending section 1, chapter 214, Laws of 1959 as amended by section 199, chapter 141, Laws of 1979 and RCW 72.13.010; amending section 4, chapter 214, Laws of 1959 as amended by section 200, chapter 141, Laws of 1979 and RCW 72.13.040; amending section 6, chapter 214, Laws of 1959 as amended by section 202, chapter 141, Laws of 1979 and RCW 72.13.060; amending section 7, chapter 214, Laws of 1959 as amended by section 203, chapter 141, Laws of 1979 and RCW 72.13.070; amending section 12, chapter 214, Laws of 1959 as amended by section 206, chapter 141, Laws of 1979 and RCW 72.13.120; amending section 1, chapter 122, Laws of 1967 ex. sess. as amended by section 211, chapter 141, Laws

of 1979 and RCW 72.15.010; amending section 8, chapter 122, Laws of 1967 ex. sess. as amended by section 134, chapter 81, Laws of 1971 and RCW 72.15.060; amending section 72.23.010, chapter 28, Laws of 1959 as last amended by section 2, chapter 145, Laws of 1974 ex. sess. and RCW 72.23.010; amending section 72.60.010, chapter 28, Laws of 1959 as amended by section 254, chapter 141, Laws of 1979 and RCW 72.60.010; amending section 72.60.020, chapter 28, Laws of 1959 as amended by section 255, chapter 141, Laws of 1979 and RCW 72.60.020; amending section 1, chapter 273, Laws of 1959 as amended by section 263, chapter 141, Laws of 1979 and RCW 72.60.240; amending section 3, chapter 273, Laws of 1959 as amended by section 264, chapter 141, Laws of 1979 and RCW 72.60.260; amending section 4, chapter 7, Laws of 1972 ex. sess. and RCW 72.62.040; amending section 1, chapter 17, Laws of 1967 as amended by section 274, chapter 141, Laws of 1979 and RCW 72.65.010; amending section 8, chapter 17, Laws of 1967 as last amended by section 279, chapter 141, Laws of 1979 and RCW 72.65.080; amending section 10, chapter 17, Laws of 1967 as amended by section 280, chapter 141, Laws of 1979 and RCW 72.65.100; amending section 2, chapter 58, Laws of 1971 ex. sess. as amended by section 2, chapter 20, Laws of 1973 and RCW 72.66.010; amending section 1, chapter 59, Laws of 1972 ex. sess. and RCW 72.68.031; amending section 2, chapter 59, Laws of 1972 ex. sess. and RCW 72.68.032; amending section 72.68.040, chapter 28, Laws of 1959 as last amended by section 284, chapter 141, Laws of 1979 and RCW 72.68.040; amending section 2, chapter 287, Laws of 1959 as amended by section 290, chapter 141, Laws of 1979 and RCW 72.70.020; amending section 5, chapter 287, Laws of 1959 as amended by section 292, chapter 141, Laws of 1979 and RCW 72.70.050; amending section 2, chapter 108, Laws of 1979 ex. sess. and RCW 72.72.020; adding a new section to chapter 41.06 RCW; adding a new section to chapter 72.13 RCW; adding a new section to chapter 72.20 RCW; adding a new section to chapter 72.40 RCW; adding a new section to chapter 72.64 RCW; adding a new section to chapter 72.68 RCW; adding a new chapter to Title 72 RCW; creating new sections; and making an appropriation.

To Select Committee on Corrections

HOUSE JOINT MEMORIAL NO. 6, by Representatives Scott, Martinis, Lundquist, Fiske, Chamberlain, Wilson, Berleen, Garrett, Sanders, Johnson, Gallagher, King (J), Addison and Hine:

Requesting steelhead be designated a national game fish.

To Committee on Natural Resources and Environmental Affairs

HOUSE JOINT MEMORIAL NO. 7, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, McDonald, Scott, Van Dyken, Brown, Dawson, Pruitt, Winsley, Lux, Patrick and Sanders:

Requesting relief for Vietnam veterans exposed to "agent orange."

To Select Committee on Vietnam Era Veterans

HOUSE JOINT RESOLUTION NO. 10, by Committee on Ethics, Law and Justice and Representative Ellis:

Authorizing appointment of retired judges as superior court judges pro tem.

To Committee on Ethics, Law and Justice

HOUSE JOINT RESOLUTION NO. 11, by Representatives King (J), Chamberlain, Galloway, Brown, Patrick, Rust, Hine, Lundquist, Erickson, Salatino, Van Dyken, Winsley and Wang:

Providing the means for payment of indebtedness on public projects.

To Committee on Revenue

HOUSE CONCURRENT RESOLUTION NO. 8, by Representatives Nelson (G) and King (R):

Congratulating Nigerian delegation.

To Committee on Rules

MOTION

On motion of Mr. Nelson (G), all bills, memorials and resolutions listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

REPORTS OF STANDING COMMITTEES

February 12, 1981

HOUSE BILL NO. 55, Prime Sponsor: Representative Taller, revising the law pertaining to the adjutant general and military department. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), O'Brien, Rinehart, Rust, Sprague.

Not attending: Representative Nickell.

Passed to Committee on Rules for second reading.

February 13, 1981

HOUSE BILL NO. 83, Prime Sponsor: Representative Lewis, modifying the regulation of optometry. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, line 22 after "miotics" insert ", which legend drugs a certified optometrist is authorized to purchase, possess and administer"

Signed by Representatives Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Pruitt, Stratton, Teutsch, Vander Stoep, Wang.

Voting nay: Representatives Mitchell, Chairman; Padden, Winsley.

Passed to Committee on Rules for second reading.

February 11, 1981

HOUSE BILL NO. 101, Prime Sponsor: Committee on Ethics, Law and Justice, creating a state office of administrative hearings. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Patrick, Pruitt, Schmidt, Tilly, Wang.

Not attending: Representatives Gruger, Tupper, Winsley.

Passed to Committee on Rules for second reading.

February 13, 1981

HOUSE BILL NO. 107, Prime Sponsor: Committee on Transportation, prohibiting abandoning junk vehicles in public parking lots. Reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Bender, Burns, Cantu, Chamberlain, Eberle, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Voting nay: Representative Martinis, Ranking Minority Member.

Not attending: Representatives Erak, Prince, Walk.

Passed to Committee on Rules for second reading.

February 12, 1981

HOUSE BILL NO. 112, Prime Sponsor: Committee on Ethics, Law and Justice, enacting the Washington uniform limited partnership act. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Salatino, Ranking Minority Member.

Passed to Committee on Rules for second reading.

February 11, 1981

HOUSE BILL NO. 122, Prime Sponsor: Representative James, implementing the law relating to appeals from hearing decisions affecting the employment of certificated school employees. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Cantu, Dickie, Ellis, Galloway, James, Lane, Lewis, McDonald, Vander Stoep.

Voting nay: Representative Hine.

Not attending: Representatives Valle, Ranking Minority Member; Bender, Ehlers, Eng, Maxie, Warnke.

Passed to Committee on Rules for second reading.

February 13, 1981

HOUSE BILL NO. 130, Prime Sponsor: Committee on Ethics, Law and Justice, increasing the bond requirements for notaries public. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Pruitt, Schmidt, Tupper, Wang.

Voting nay: Representative Tilly.

Not attending: Representatives Patrick, Winsley.

Passed to Committee on Rules for second reading.

February 10, 1981

HOUSE BILL NO. 177, Prime Sponsor: Committee on State Government, establishing uniform compensation classes for state boards and commissions. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, Nickell, Rinehart, Rust.

Not attending: Representatives McGinnis, Nelson (D), O'Brien, Sprague.

Passed to Committee on Rules for second reading.

February 12, 1981

HOUSE BILL NO. 222, Prime Sponsor: Committee on Ethics, Law and Justice, adopting the Uniform Law Commission's 1972 amendment to the Uniform Commercial Code. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Pruitt, Schmidt, Tilly, Tupper, Wang.

Not attending: Representatives Patrick, Winsley.

Passed to Committee on Rules for second reading.

February 13, 1981

HOUSE BILL NO. 227, Prime Sponsor: Committee on Transportation, permitting heavier loads on certain highways by special permit. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Eberle, Gallagher, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not signing report: Representative Garrett.

Not attending: Representative Erak.

Passed to Committee on Rules for second reading.

February 11, 1981

HOUSE BILL NO. 238, Prime Sponsor: Committee on Ethics, Law and Justice, changing incorporating requirements and modifying liability of corporation directors. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Pruitt, Schmidt, Tilly, Tupper, Wang.

Not attending: Representatives Patrick, Winsley.

Passed to Committee on Rules for second reading.

February 12, 1981

HOUSE BILL NO. 361, Prime Sponsor: Committee on Higher Education, providing for removal of members of community college board of trustees by the governor. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Tupper.

Not attending: Representative Sherman.

Passed to Committee on Rules for second reading.

February 11, 1981

HOUSE JOINT MEMORIAL NO. 4, Prime Sponsor: Representative Lundquist, requesting reallocation of federal funds to aid victims of the Mt. St. Helens eruption. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Barrett, Monohon.

Passed to Committee on Rules for second reading.

MOTIONS

On motion of Mr. Nelson (G), HOUSE BILL NO. 30 was rereferred from Committee on Rules to Committee on Transportation;

HOUSE BILL NO. 67 was rereferred from Committee on Rules to Committee on Natural Resources; and

HOUSE BILL NO. 268 was rereferred from Committee on Transportation to Committee on Ethics, Law and Justice.

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 99, by Representatives Smith, Flanagan, Nisbet, Dickie, Barr, Sanders, Isaacson, Fancher, Clayton and Hastings:

Modifying provisions relating to water rights reverted to the state.

The bill was read the third time and placed on final passage.

Mr. Smith spoke in favor of the bill, and Mr. Martinis spoke against it.

Mr. Clayton spoke in favor of the bill.

POINT OF INQUIRY

Mr. Smith yielded to question by Mr. Sanders.

Mr. Sanders: "Representative Smith, is it the intent of this bill, or would it be its effect, to diminish in any manner the authority of the Department of Ecology to establish minimum instream flows?"

Mr. Smith: "That is not the intent of this bill, nor would this bill have that effect."

Mr. Sanders: "After the passage of House Bill No. 99—"

POINT OF ORDER

Mr. Martinis: "I believe the person speaking is reading from a prepared text without permission of the body, and that's forbidden by the rules."

The Speaker: "Representative Sanders, if you could proceed with your questioning—I would like to have this situation clarified however. The House rules do limit the members from reading from documents without leave of the House. It has never been extended to include the words, the own words, of a House member. Members may write out what they wish to say in a prepared speech and deliver their words that way. It has generally been interpreted to mean that you are not to be reading from a paper, like a newspaper article or a magazine or that kind of document. If we could just be careful about how we proceed with that matter."

Mr. Sanders: "Mr. Speaker, the reason I am reading this question is because it's been prepared by an attorney and we are trying to establish legislative intent."

POINT OF ORDER

Mr. Martinis: "Mr. Speaker, by the representatives own admission those are not his own words, and very definitely by his own admission it is a prepared text by someone else and he is reading someone else's question."

The Speaker: "Yes, I heard it, too."

MOTION

On motion of Mr. Hastings, Mr. Sanders was allowed to read the question in order to establish legislative intent.

Mr. Sanders: "Representative Smith, after the passage of House Bill No. 99, could water rights reverted to the state for nonuse be used to satisfy instream flow requirements that had been established by the Department of Ecology?"

Mr. Smith: "Yes."

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

POINT OF INQUIRY

Mr. Gallagher: "Representative Martinis, what effect will the Boldt second decision have on this bill?"

Mr. Martinis: "Representative Gallagher, that remains to be seen, but the purpose and intent of this bill is so during periods of low-flow east of the Cascades agriculture could have priorities over fish and wildlife. What the effect of the Boldt 2 does is it says basically that the Indian treaties have jurisdiction over deleterious environmental effects over those treaties granted to those Indians. I think if you look at the bill digest or the committee report that it is very obvious that the Indians were the major objectors to this piece of legislation. I think we are taking a look at the Yakima River primarily because that's where Representative Smith has his major interests. You may pass this bill today and the Director of Ecology may rule however he wants to, but this bill will be in the federal courts as soon as you start taking those minimum flows out of the Yakima River and you start having some deleterious effects on the fisheries resource of certain rivers. Then the federal courts will say you have to provide the minimum flows to protect the Indian treaty rights."

Representatives Flanagan, Nisbet and Amen spoke in favor of the bill, and Representatives Valle, Lux and Martinis opposed it.

Representatives Clayton and Smith spoke again in favor of passage of the bill.

POINT OF INQUIRY

Mr. Brown asked Mr. Smith to yield to question and he refused to yield.

Mr. Nelson (G) demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 99, and the bill passed the House by the following vote: Yeas, 51; nays, 43; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dickie, Eberle, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., Lane, Leonard, Lewis, McGinnis, Nelson G. A.,

Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Van Dyken, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Bender, Brekke, Brown, Burns, Chandler, Ehlers, Ellis, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, King R., Kreidler, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Teutsch, Thompson, Valle, Walk, Wang, Wilson.

Not voting: Representatives Becker, Dawson, Isaacson, Vander Stoep.

House Bill No. 99, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Representatives Becker and Isaacson appeared at the bar of the House.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 245, by Committee on Human Services (originally sponsored by Committee on Human Services and Representative Mitchell - by Department of Social and Health Services request):

Modifying public assistance laws.

The bill was read the third time and placed on final passage.

Mr. Wang spoke against passage of the bill, and Mr. Mitchell spoke in favor of it.

POINT OF INQUIRY

Mr. Pruitt asked Mr. Mitchell to yield to question, and Mr. Mitchell refused.

Representatives Pruitt, Kreidler and Stratton spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 245, and the bill passed the House by the following vote: Yeas, 51; nays, 44; not voting, 3.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Winsley.

Not voting: Representatives Dawson, Vander Stoep, Warnke.

Engrossed Substitute House Bill No. 245, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), House Bill No. 99 and Engrossed Substitute House Bill No. 245 were ordered immediately transmitted to the Senate.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Tuesday, February 17, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

THIRTY-SEVENTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, February 17, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Kristi Drebeck and Lucia Tsai. Prayer was offered by Father Theodore Marmo of St. Michael's Catholic Church of Olympia.

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

MESSAGE FROM THE SENATE

February 16, 1981

Mr. Speaker:

The Senate has receded from its amendments to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 209, and has passed the bill without the Senate amendments, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SECOND SUBSTITUTE HOUSE BILL NO. 209.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

SENATE AMENDMENT TO HOUSE BILL

February 16, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 206 with the following amendment:

Strike everything after the enacting clause and insert the following:

***NEW SECTION. Section 1.** A supplemental budget as set forth in this 1981 act is hereby adopted and, subject to the provisions set forth in this 1981 act, the several amounts specified in this 1981 act, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages, and other expenses of the designated agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 1979, and ending June 30, 1981, except as otherwise provided, out of the several funds of the state hereinafter named, and making other appropriations.

NEW SECTION. Sec. 2. FOR THE HOUSE OF REPRESENTATIVES

General Fund Appropriation	\$	1,400,000
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NEW SECTION. Sec. 3. FOR THE SENATE

General Fund Appropriation	\$	800,000
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NEW SECTION. Sec. 4. FOR THE ADMINISTRATOR FOR THE COURTS

General Fund Appropriation	\$	500,000
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NEW SECTION. Sec. 5. FOR THE INSURANCE COMMISSIONER

General Fund Appropriation	\$	41,000
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The appropriation contained in this section shall be used exclusively for payment of costs of receivership services provided in the case of H & A Associates, Incorporated, provided that reimbursement is not received prior to June 30, 1981.

NEW SECTION. Sec. 6. FOR THE DEPARTMENT OF REVENUE

General Fund Appropriation	\$	275,000
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NEW SECTION. Sec. 7. FOR THE SECRETARY OF STATE

General Fund Appropriation	\$	189,000
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NEW SECTION. Sec. 8. FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund Appropriation	\$	4,200,000
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The appropriation contained in this section, or so much thereof as may be necessary, shall be used exclusively for grants to those units of local government most severely impacted by the eruptions of Mt. St. Helens as determined pursuant to this section.

(1) Unless the context clearly requires otherwise, the definitions in this subsection apply throughout this section.

(a) 'FEMA costs' means the difference between those costs of a unit of local government resulting from Mt. St. Helens eruptions which are eligible for reimbursement under criteria established by the federal emergency management agency and those funds provided, or to be provided, by the federal emergency management agency to the unit of local government.

(b) 'Units of local government' means counties, cities, towns, special purpose districts, and municipal or quasi municipal corporations.

(c) 'Operating budget' means those budget items of a unit of local government other than capital, enterprise, and any special revenue-funded budget items, to be specifically delineated by the office of financial management.

(2) The office of financial management shall develop a distribution mechanism for these grants subject to the following criteria:

(a) The only costs eligible for reimbursement and the only costs used in calculating the distribution of grants shall be FEMA costs.

(b) Grants shall not be distributed to units of local government having a FEMA cost impact of less than four percent of their operating budget.

(c) Grants shall be distributed in a relationship that provides a greater percentage reimbursement to those units of local government whose FEMA costs represent a greater proportion of their operating budget, but in no instance shall a unit of local government receive grants in excess of seventy-five percent of their FEMA costs.

NEW SECTION. Sec. 9. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

Department of General Administration Facilities and Services Revolving Fund

Appropriation \$ 540,000

NEW SECTION. Sec. 10. FOR THE DEPARTMENT OF LICENSING

Highway Safety Fund Appropriation \$ 14,000

NEW SECTION. Sec. 11. FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund—Criminal Justice Training Account Appropriation \$ 469,000

NEW SECTION. Sec. 12. FOR THE DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation \$ 350,000

The appropriation contained in this section shall be expended exclusively for emergency forest fire suppression.

Sec. 13. Section 52, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

State Funding Sources	\$	((1,239,677,000))
		1,325,993,000
Federal Funding Sources	\$	((848,298,000))
		936,195,000
Other Funding Sources	\$	13,433,000
Total of all Funding Sources	\$	((2,101,408,000))
		2,275,621,000
Total FTE Staff Years		((28,435))
		27,961

The appropriations contained in sections 53 through 65 of this act shall be subject to the following conditions and limitations:

(1) The department shall not initiate any new services beyond those authorized by appropriation in this act without approval of the office of financial management. The senate ways and means committee and the house appropriations committee of the legislature shall be advised of any approvals.

(2) Funds appropriated to programs in sections 53 through 65 of this act shall be initially allotted reflecting the fiscal assumptions and legislative intent of this act. (~~Transfers between programs may occur only to the extent required to meet obligations deriving from federal matching requirements and legislative intent regarding federal programs as expressed in this appropriations act.~~) Transfers between or within programs may occur notwithstanding any limitation, condition, or proviso in sections 53 through 65, chapter 270, Laws of 1979 ex. sess., when approved by the office of financial management. Prior to implementation of any transfer, an analysis of the programmatic impacts and justification of approved (amendments to this plan) transfers will be conveyed by the office of financial management to the senate ways and means committee and the house appropriations committee of the legislature.

(3) The department of social and health services will cooperate with the state energy office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

Sec. 14. Section 1, chapter 167, Laws of 1980 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADULT CORRECTIONS PROGRAM

There is appropriated to the department of social and health services for the adult corrections program for the biennium ending June 30, 1981, the following amount, or so much thereof as may be necessary:

General Fund Appropriation \$ 9,144,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$2,440,000 shall be expended for the operation of Cedar Creek as an adult corrections facility.
- ~~((2) \$206,000 shall be expended for a modular home construction vocation training program at the Washington state penitentiary.~~
- ~~(3) \$788,000 shall be expended for relief coverage required to be provided due to correctional officer training.~~
- ~~(4) \$733,000 shall be expended for provision of additional beds within the institutions.~~
- ~~(5) \$2,145,000 shall be expended for the costs incurred at the Washington state penitentiary resulting from the lockdown:))~~

Sec. 15. Section 53, chapter 270, Laws of 1979 ex. sess. as amended by section 8, chapter 167, Laws of 1980 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADULT CORRECTIONS PROGRAM

General Fund Appropriation \$ ((12,318,000))
115,847,000)
 Total FTE Staff Years 4,299

The appropriation contained in this section shall be subject to the following conditions and limitations:

- ~~((1) Not more than \$1,702,000 from the general fund shall be expended for community services.~~
- ~~(2) Not more than \$1,716,000 from the general fund and 76.0 FTE's shall be expended for intensive parole.~~
- ~~(3) Not more than \$15,679,000 from the general fund and 731 FTE's shall be expended for probation and parole.~~
- ~~(4) Not more than \$7,002,000 from the general fund and 152 FTE's shall be expended for work/training release.~~
- ~~(5) Not more than \$81,663,000 from the general fund and 3,259 FTE's shall be expended for institutional staffing.~~

~~(6) \$123,000 from the general fund shall be expended to contract with a nonprofit corporation to provide a diversionary program for convicted felons with prior conviction records and prior incarcerations. No felon may participate in the program if: (a) he or she has a prior conviction for any violent or inherently dangerous felony; or (b) the crime for which he or she is being diverted into the program is a violent or inherently dangerous felony. For the purposes of this section, 'violent or inherently dangerous felony' means rape in the first or second degree, robbery in the first or second degree, kidnapping in the first or second degree, assault in the first or second degree, or arson in the first or second degree. Prior to entering into the contract, the secretary of the department of social and health services must have assurance of the cooperation of the superior court bench of the county in which the program will be implemented. The program shall include the following:~~

- ~~(a) A contractual agreement between such nonprofit corporation and the felon with approval of the sentencing judge. Such agreement will describe work performance and restitution expectations, and judicial conditions and review;~~
- ~~(b) A fully controlled residential component;~~
- ~~(c) Supervision by a probation officer of the department of social and health services;~~
- ~~(d) Coordination of all activities by a case manager employed by such nonprofit corporation;~~
- ~~(e) Job development and placement services which will guarantee each participant regular employment;~~
- ~~(f) Specialized alcohol, drug, and counseling services; and~~
- ~~(g) Participation of community and corporate entities which will provide \$1,212,000 in direct and in-kind support.~~

~~(7) Not more than \$25,000 from the general fund will be expended for a program evaluation by an independent third party of the diversionary program set forth in subsection (6) of this section. Such evaluation will commence with the initiation of the contract and shall include the following:~~

- ~~(a) Evaluation of the intake procedures, including initial screening, final screening, the contract between the nonprofit organization and the convicted felon, and the participant selection process;~~
- ~~(b) Evaluation of the program elements;~~
- ~~(c) Evaluation of the program impact on recidivism using the measures of rearrest, type of rearrest offense, reconviction, revocation and recommitment;~~
- ~~(d) Evaluation of the control group;~~
- ~~(e) Data collection and analysis; and~~
- ~~(f) A cost-benefit analysis.~~

~~(8) In the event chapter ... (Substitute House Bill No. 144), Laws of 1979 1st ex. sess. fails to pass, \$100,000 will be reverted to the general fund:~~

~~(9) \$347,000 shall be expended for the funding of private nonprofit diversion programs for persons convicted of alcohol and substance abuse related crimes and who are placed on probation, parole, or work training release:))~~

\$2,000,000 is provided for the temporary use of McNeil Island as an adult correctional facility.

Sec. 16. Section 54, chapter 270, Laws of 1979 ex. sess. as amended by section 9, chapter 167, Laws of 1980 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—JUVENILE REHABILITATION PROGRAM

General Fund Appropriation—State.....	\$	(51,197,000)
		49,433,000
General Fund Appropriation—Federal.....	\$	747,000
Total Appropriation.....	\$	(51,944,000)
		50,180,000
Total FTE Staff Years.....		(1,966) 1,897

The appropriations contained in this section shall be subject to the following conditions and limitations:
 (1) \$600,000 from the general fund and 50 FTE staff years shall be held in reserve for the sole purpose of providing adequate staffing within the institutions and to allow residence units not currently being utilized to be opened and staffed. Staffing patterns within the residence units will provide for at least two staff persons during those periods, other than normal sleeping hours, when residents are not attending classes or involved in work programs.

(2) Not more than \$30,000 shall be expended for resource development and coordination and educational program development and coordination.

(3) \$800,000 and 26 FTE staff years shall be expended for a mental health unit at Maple Lane School, except that such unit will be fully implemented and operational by September 30, 1979, except that if such unit is not implemented and operational by September 30, 1979, the operational responsibility will be transferred to the mental health division of the department of social and health services.

(4) No funds shall be expended for the lease-back of any institutional facility.

Sec. 17. Section 55, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH PROGRAM

General Fund Appropriation—State.....	\$	(98,559,000)
		100,304,000
General Fund Appropriation—Federal.....	\$	(17,184,000)
		17,522,000
General Fund Appropriation—Local.....	\$	2,119,000
Total Appropriation.....	\$	(117,862,000)
		119,945,000
Total FTE Staff Years.....		(3,110) 3,108

The appropriations contained in this section shall be subject to the following conditions and limitations:
 (1) \$31,845,000 of which \$11,396,000 shall be from federal funds shall be expended to maintain and enhance the present level of community mental health services, except that, of this amount, \$373,000 from state funds shall be expended to continue the 'grandfathered' level of support through the 1979-81 biennium at which time this level of support shall be terminated.

(2) ~~(\$5,500,000 from state funds shall be expended for the purpose of providing staffing grant-in-aid to the nonprofit community mental health centers and to nonprofit mental health providers: PROVIDED: That no more than a total of \$200,000 may be assigned to nonprofit mental health providers:~~

~~(3))~~ \$500,000 from state funds shall be expended to implement a program for the violent, disturbed child.

~~((4))~~ (3) \$262,000 from state funds ~~(staff)~~ may be expended to maintain institutional legal services.

~~((5))~~ (4) \$302,000 from state funds shall be expended for a demonstration project providing case management, residential, and support services to chronic seriously mentally ill adults who have continual histories of admission and readmission to eastern state hospital.

~~((6))~~ (5) \$400,000 from state funds shall be expended for a demonstration project in four counties to provide full case management services.

~~((7))~~ (6) \$984,000, of which \$49,000 shall be from federal funds, and 60 FTE staff years shall be held in reserve for the sole purpose of providing adequate staffing with the state hospitals.

~~((8))~~ (7) Not more than \$250,000 shall be expended for a demonstration project to reduce the number of hospitalizations of children assessed by mental health professionals as needing hospital care, provided that the project will involve intensive in-home family crisis and education services conducted by highly-trained individuals and shall include an evaluation component to compare the outcomes with those of similar children who are hospitalized. The department shall submit this evaluation to the legislature by January 5, 1981.

Sec. 18. Section 56, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL DISABILITIES PROGRAM

General Fund Appropriation—State.....	\$	(99,439,000)
		99,956,000
General Fund Appropriation—Federal.....	\$	(61,900,000)
		59,893,000
Total Appropriation.....	\$	(161,339,000)
		159,849,000
Total FTE Staff Years.....		(6,021) 6,750

The appropriations contained in this section are subject to the following conditions and limitations:

(1) \$1,718,000 (of which \$859,000 shall be from federal funds) ~~((with))~~ may be expended for home aide services, assuming six hundred fifty-five cases per month in fiscal year 1980 and seven hundred thirty-one cases per month in fiscal year 1981.

(2) Not more than \$682,000 (of which \$46,000 shall be from federal funds) shall be expended to increase the personal needs allowance of clients in group homes and institutions to \$32.50 per month.

(3) \$78,000 from state funds ~~((shall))~~ may be expended for the provision of legal services for institutionalized persons: PROVIDED, That no moneys may be expended on deinstitutionalization lawsuits.

(4) ~~(((\$2,793,000 from state funds shall be expended solely for the purpose of providing vendor rate increases:~~

~~((6)))~~ Extended sheltered employment will be provided in the vocational rehabilitation program and none of the appropriations contained in this section shall be expended for such services.

~~((7)))~~ (5) Not more than \$344,000 shall be allocated for a pilot project for disturbed youth to develop a treatment program for certain youth with multiple problems that do not fit within the specific eligibility criteria of the various service programs of the department of social and health services. The department shall provide the appropriate legislative committees an evaluation and monitoring report semiannually regarding the effectiveness of this pilot project, and shall provide to the forty-seventh legislature, no later than January 5, 1981, an evaluation report containing recommendations for future programming.

~~((8)))~~ (6) Not more than \$2,946,000 shall be expended exclusively to increase compensation for group home resident care and support staff, excluding administrative staff.

Sec. 19. Section 58, chapter 270, Laws of 1979 ex. sess. as amended by section 10, chapter 167, Laws of 1980 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—NURSING HOMES PROGRAM

General Fund Appropriation—State.....	\$	((+22,273,000)) 128,834,000
General Fund Appropriation—Federal.....	\$	((+21,595,000)) 128,084,000
Total Appropriation.....	\$	((243,868,000)) 256,918,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The wages for nursing service personnel shall be the sum of the product of ninety percent of the prevailing wages for the categories of nursing assistants, licensed practical nurses, registered nurses, and noncontractual therapists and related restorative employees, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours determined by the department of social and health services.

(2) The wages for all employees, other than those specified in subsection (1) of this section and administrators and assistant administrators, shall be the sum of the product of ninety percent of the prevailing wages, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours for such employees developed by the department of social and health services.

(3) Food reimbursement shall be one hundred fifteen percent of the average of all costs for bulk and raw foods and beverages purchased for dietary needs, expressed as a per patient per day amount.

(4) Reimbursement for administration and operations will include all items not specified in subsections (1), (2), (3), (5), and (6) of this section and shall not exceed the eighty-fifth percentile of all reporting facilities, except that the nursing home facilities may be grouped by factors, other than ownership or legal organizational characteristics, which could reasonably influence cost requirements for administration and operations.

(5) Property reimbursement for both leased and owner-operated facilities shall not exceed the predicted cost plus one standard deviation of the necessary and ordinary costs of depreciation, and interest, of owner-operated facilities utilizing a multiple regression formula developed by the department of social and health services, recognizing factors which may be significant, including location, age, and type of facility. For July 1980 rate setting, rental costs of leased facilities other than those operating as intermediate care facilities for the mentally retarded, and depreciation and interest costs of owner-operated facilities, for leases or mortgages entered into prior to July 1, 1979, shall be reimbursed to the extent they do not exceed the reimbursement rate payable for the property cost center as of June 30, 1979, adjusted to meet any discrepancies as determined by the federal government between the reimbursements made and the approved state Medicaid plan, and adjusted for any approved capitalized additions or replacements; except that, any leased facility which has operated as an intermediate care facility for the mentally retarded prior to July 1, 1979, shall be reimbursed to the extent that the property costs exceed the upper limit of the multiple regression formula.

(6) The return of net invested equity for each facility will be determined by utilizing Medicare rules and regulations.

(7) Patient personal needs allowance limitation will be extended to \$32.50 per month.

(8) ~~(((\$500,000, or so much thereof as may be necessary, may be expended by the department of social and health services for purposes of retaining special private counsel, subject to the concurrence of the governor, to defend the department against law suits challenging the cost reimbursement system of the department of social and health services:~~

(9)) \$810,000, of which \$404,000 shall be from federal funds, shall be used to implement a program which will enable short-term placement in nursing homes.

((10)) (9) \$1,800,000 (of which \$900,000 shall be from federal funds) may be used for reimbursement of costs incurred from the training of nurses' assistants.

Sec. 20. Section 59, chapter 270, Laws of 1979 ex. sess. as amended by section 11, chapter 167, Laws of 1980 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—INCOME MAINTENANCE GRANTS PROGRAM

General Fund Appropriation—State.....	\$	((310,017,000))
		362,698,000
General Fund Appropriation—Federal.....	\$	((205,932,000))
		266,072,000
Total Appropriation	\$	((515,949,000))
		628,770,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) ((311,928,000 (of which \$10,052,000 shall be from federal funds) shall be expended for the purposes of providing a 10.6% per year increase to all assistance grants.

(2)) \$1,496,000 from state funds shall be expended to increase the personal needs allowance of clients in nursing homes and congregate care facilities to \$32.50 per month.

((3)) (2) \$5,036,000 (of which \$448,000 shall be from federal funds) shall be expended solely for vendor rate increases of 7.0% per year.

((4)) (3) \$760,000 from state general funds shall be expended to provide forty-eight hours of shelter care for victims of domestic violence.

((5)) (4) \$360,000 from state general funds ((staff)) may be expended to provide a variable one-time allowance for persons without resources who are discharged from a skilled nursing facility.

((6)) (5) \$900,000 of state funds and \$600,000 of federal funds shall be expended to place Kitsap county residents into Area I grant standards eligibility and pay such grants accordingly.

((7)) (6) Not more than \$1,869,000 shall be expended exclusively to increase compensation for employees of congregate care facilities, excluding administrative staff.

((8)) (7) From the appropriation contained in this section, the department shall implement a 1.0% grant standard increase for all public assistance recipients effective July 1, 1980, in addition to the grant increase provided in subsection (1) of this section; except that, up to an additional 2.0% grant standard increase for all public assistance recipients may be implemented from the savings generated by the supplemental security income cost-of-living increase provided for fiscal year 1981.

(8) \$1,834,000 (of which \$917,000 shall be from state funds) is provided for the federal emergency assistance program at the food only level.

Sec. 21. Section 60, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SOCIAL SERVICES GRANTS PROGRAM

General Fund Appropriation—State.....	\$	((79,755,000))
		83,255,000
General Fund Appropriation—Federal.....	\$	65,624,000
General Fund Appropriation—Local	\$	100,000
Total Appropriation	\$	((145,479,000))
		149,079,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

((4)) (1) \$161,000 from state funds shall be provided to the department of personnel alcoholism program for state employees stationed in eastern Washington, except that this program shall be initiated in eastern Washington by January 1, 1980; otherwise the funds shall revert to the general fund.

((5) \$866,000, of which \$434,000 shall be from federal funds, shall be expended to provide enhancement of the foster care program, including the establishment of a foster parent's property damage or loss fund, an increase in the clothing allowance, and a children's needs assessment.

(6)) (2) Reimbursement to private child caring agencies responsible for foster care placement shall be increased from \$33 per month per child to \$50 per month per child.

(3) Chore services authorized under RCW 74.08.540 shall be provided through June 30, 1981, for those individuals who are adult recipients of supplemental security income and/or state supplementation and other individuals having income equal to or less than the state standards for state supplementation/supplemental security income. \$2,000,000 from state funds shall be used to continue chore services for a period ending not later than April 30, 1981, for those individuals who received chore services in February, 1981, but who are not eligible under the preceding sentence.

(4) \$1,600,000, or so much as is necessary, shall be used to provide bureau of community and residential care (BCRC) attendant care services, through June 30, 1981, to those individuals who received attendant care services in February, 1981.

Sec. 22. Section 61, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MEDICAL ASSISTANCE GRANTS PROGRAM

General Fund Appropriation—State.....	\$	((201,114,000)) 238,061,000
General Fund Appropriation—Federal.....	\$	((+48,435,000)) 178,689,000
Total Appropriation.....	\$	((349,549,000)) 416,750,000

The appropriations contained in this section shall be subject to the following condition(s) and limitation(s):

~~((+)) \$23,743,000 (of which \$9,628,000 shall be from federal funds) shall be expended solely for inflationary increases for hospitals:~~

~~(2) \$23,236,000 (of which \$10,307,000 shall be from federal funds) shall be expended solely for inflationary increases for medical vendors other than hospitals:))~~

\$1,923,000 (of which \$961,000 shall be from state funds) is provided in the federal emergency assistance program medical services.

Sec. 23. Section 62, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PUBLIC HEALTH PROGRAM

General Fund Appropriation—State.....	\$	((20,556,000)) 19,430,000
General Fund Appropriation—Federal.....	\$	((49,745,000)) 49,731,000
General Fund Appropriation—Local.....	\$	400,000
General Fund Appropriation—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27)—Reappropriation.....	\$	10,814,000
Total Appropriation.....	\$	((81,515,000)) 80,375,000

Total FTE Staff Years..... ~~((898))~~817

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,266,000 from state funds (~~shall~~) may be used (~~solely~~) for supplemental funding to kidney centers.

(2) \$400,000 from state funds (~~will~~) may be used (~~solely~~) to continue the contract for the purchase of cancer research.

(a) Local offices are to provide outreach for the EPSDT program.

(b) The department shall develop a screening/billing form to be used by EPSDT providers as a requirement for payment.

(c) The department shall develop a reporting system which will enable follow-up to the EPSDT diagnosis and treatment process.

(d) 2 FTE's shall be used by the department for the coordination and management of the EPSDT program.

(3) \$800,000 of the general fund appropriation—state is contingent upon reduction of a like amount from section 19, chapter 261, Laws of 1979 ex. sess.

Sec. 24. Section 19, chapter 261, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

There is hereby appropriated from the general fund to the department of social and health services for the 1979–81 biennium, the sum of ~~((two million two hundred twenty-nine))~~ one million four hundred thousand dollars and twelve additional FTE staff years or so much thereof as may be necessary to carry out the purposes of RCW 18.71.200 through 18.71.210 and chapter 18.73 RCW.

~~((No less than sixty percent of the appropriated funds shall be disbursed in the form of grants under section 8 of this act.))~~

Sec. 25. Section 63, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL REHABILITATION PROGRAM

General Fund Appropriation—State.....	\$	((7,196,000)) 7,150,000
General Fund Appropriation—Federal.....	\$	((35,741,000)) 35,665,000
Total Appropriation.....	\$	((42,937,000)) 42,815,000

Total FTE Staff Years..... ~~((658))~~648

The appropriation contained in this section shall be subject to the following condition or limitation: \$2,871,000 of which \$2,153,000 shall be federal funds shall be expended for the extended sheltered employment program.

Sec. 26. Section 64, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund Appropriation—State.....	\$	((52,875,000)) 49,631,000
---------------------------------------	----	---

General Fund Appropriation—Federal	\$	((33,837,000))
		34,847,000
Total Appropriation	\$	((86,712,000))
		84,478,000
Total FTE Staff Years		((2,957))
		2,815

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$14,003,000 of which \$8,359,000 shall be federal funds, and 702 FTE's shall be expended for support enforcement.

(2) Not more than \$2,526,000 of which \$923,000 shall be federal funds, and 104 FTE's shall be expended for fair hearings.

(3) Not more than \$17,628,000 of which \$5,371,000 shall be federal funds, and 526 FTE's shall be expended for information systems.

~~((4) \$115,000 of which \$23,000 shall be federal funds shall be expended to increase the personal needs allowance to \$32.50 per month.))~~

Sec. 27. Section 65, chapter 270, Laws of 1979 ex. sess. as amended by section 1, chapter 158, Laws of 1980 and by section 12, chapter 167, Laws of 1980 (uncodified) is reenacted and amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SERVICES ADMINISTRATION PROGRAM

General Fund Appropriation—State	\$	((70,935,000))
		71,294,000
General Fund Appropriation—Federal	\$	((103,001,000))
		99,321,000
Total Appropriation	\$	((173,936,000))
		170,615,000
Total FTE Staff Years		((7,792))
		7,629

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Fifty-two FTE's shall be utilized in the delinquency prevention and crisis intervention intake services program. During the 1979-1981 biennium, the delinquency prevention services program shall be maintained without any significant changes.

(2) Not more than 258 FTE staff years and \$7,852,000 (of which \$7,736,000 shall be from federal funds) shall be utilized in the disability insurance benefits section.

(3) The department of social and health services shall obtain competitive bids from the private sector for the purpose of the administration of the dental program with medical assistance.

NEW SECTION. Sec. 28. The department shall conduct a random sample of those individuals affected by the elimination and/or reduction of the public assistance programs as required by this supplemental budget. This study shall include a detailing of the following impacts: (1) The extent to which individuals are institutionalized as a result of loss of assistance; (2) the number of individuals which were able to find assistance from private sources to meet basic needs; (3) the number of individuals who become enrolled in another state or locally funded program. The department shall provide this report within existing research resources.

NEW SECTION. Sec. 29. The department shall conduct a random sample of those individuals affected by the reduction of chore services as required by this supplemental budget. This study shall include a detailing of the following impacts: (1) The extent to which individuals are institutionalized as a result of loss of assistance; (2) the number of individuals which were able to find assistance from private sources to meet basic needs; and (3) the number of individuals who become enrolled in another state or locally funded program. The department shall provide this report within existing research resources.

Sec. 30. Section 100, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION ALLOCATION FOR FISCAL YEARS 1980 AND 1981

General Fund Appropriation—State	\$	((2,063,520,000))
		2,050,620,000
General Fund—State Timber Tax Reserve Account Appropriation	\$	24,000,000
Common School Construction Fund Appropriation	\$	19,956,000
General Fund—Resource Management Cost Account Appropriation	\$	1,823,000
Total Appropriation	\$	2,096,399,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) No district may grant from any fund source whatsoever any percentage salary increase greater than that provided in sections 100, 102, 103, and 106 of this act.

(2) The allocation of moneys for a basic education allocation per annual average full time equivalent student for the 1979-80 school year shall be at 100% of formula and 100% of formula in the 1980-81 school year. One hundred percent of formula for each school district shall be determined by the superintendent of public instruction as follows:

(a) Respecting certificated employees: A numerical allocation of one certificated staff unit shall be established for each average annual twenty full time equivalent kindergarten, elementary, and secondary

students, excluding secondary vocational full time equivalent students enrolled in a vocational program approved by the superintendent of public instruction.

(b) Respecting certificated employees: A numerical allocation of one certificated staff unit shall be established for each average annual sixteen and sixty-seven one-hundredths full time equivalent students enrolled in a vocational education program approved by the superintendent of public instruction.

(c) Respecting certificated employees: Numerical allocations of certificated staff units shall be established for districts enrolling not more than one hundred average annual full time equivalent students and for small school plants within any school district, which small plants have been judged to be remote and necessary by the state board of education as follows:

(i) For grades K-6, for enrollments of not more than sixty annual average full time equivalent students, three certificated staff units;

(ii) For grades K-6, for enrollments above sixty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students;

(iii) For grades 7 and 8, for enrollments of not more than twenty annual average full time equivalent students, one certificated staff unit;

(iv) For grades 7 and 8, for enrollment above twenty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students.

(d) Respecting certificated employees: Numerical allocations of certificated staff units shall be established for districts operating high schools with enrollments of not more than three hundred average annual full time equivalent students as follows:

(i) Nine and one-half certificated staff units for the first sixty annual average full time equivalent students;

(ii) Additional certificated staff units based upon a ratio of one certificated staff unit per forty-three and one-half average annual full time equivalent students.

(e) Total certificated compensation entitlement for school year 1979-80 shall be the sum of the following subsections:

(i) Maintenance of compensation shall be calculated using each district's 1978-79 base salary established in section 101 of this act times the number of certificated staff units generated in subsection (2)(a) through (d) of this section in each district times each district's particular 1979-80 average staff mix factor improved by seven and forty-three hundredths percent;

(ii) Total salary increase compensation for each district shall be calculated by multiplying the 1978-79 base salary times the total number of staff units generated in subsection (2)(a) through (d) of this section times the 1979-80 average staff mix factor, times the percentage salary increase for each district pursuant to section 102 of this act improved by six and thirteen hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$85 per month per certificated full time equivalent staff units generated in subsection (2)(a) through (d) of this section.

(f) Total certificated compensation entitlement for school year 1980-81 shall be equal to the sum of the following subsections:

(i) Maintenance of compensation shall be calculated by using each district's 1978-79 base salary established in section 101 of this act improved by the percentage salary increase for each district pursuant to section 102 of this act, times the number of staff units generated in subsection (2)(a) through (d) of this section times each district's particular 1980-81 average staff mix factor improved by seven and seventy-eight hundredths percent;

(ii) Total salary increase compensation for each district shall be calculated by multiplying the 1978-79 base salary times the total number of staff units generated in subsection (2)(a) through (d) of this section times the 1980-81 average staff mix factor, improved by the percentage salary increase pursuant to section 102 of this act, times the percentage salary increase pursuant to section 103 of this act improved by six and forty-eight hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$95 per month per certificated full time equivalent staff units generated in subsection (2)(a) through (d) of this section.

(g) Respecting classified employees: A numerical allocation of one classified staff unit for each three certificated staff units as computed for the purposes of subsections (2) (a), (c) and (d) of this section, and one classified staff unit for each sixty vocational full time equivalent students, for each school district shall be established.

(h) Total 1979-80 basic education classified compensation entitlement for each district shall be equal to the sum of the following:

(i) Maintenance of classified compensation shall be equal to the staff units generated in subsection (2)(g) of this section times the 1978-79 average classified salary established in section 104 of this act improved by nineteen and thirty-one hundredths percent;

(ii) Total salary increase compensation shall be equal to the 1978-79 average classified salary established in section 104 of this act times the classified units established in subsection (2)(g) of this section times eight percent salary increase improved by thirteen and thirteen hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$85 per month per classified full time equivalent staff units generated in subsection (2)(g) of this section.

(i) Total 1980-81 basic education classified compensation entitlement for each district shall be equal to the sum of the following:

(i) Maintenance of classified compensation shall be equal to the staff units generated in subsection (2)(g) of this section times the 1978-79 average classified salary for each district improved by eight percent improved by nineteen and sixty-six hundredths percent;

(ii) Total salary increase compensation shall be equal to the 1978-79 average classified salary for each district improved by eight percent times the number of staff units established in subsection (2)(g) of this section, times six percent salary increase improved by thirteen and forty-eight hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$95 per month per classified full time equivalent staff units generated in subsection (2)(g) of this section.

(j) Respecting nonemployee related costs: The allocation of additional moneys for nonemployee related costs for the 1979-80 school year shall utilize the number of certificated staff units as computed for the purposes of subsections (2) (a), (c), and (d) of this section, multiplied by \$3,910 for each such certificated staff unit and shall utilize the number of certificated staff units computed for the purposes of subsection (2)(b) of this section, multiplied by \$6,893 for each such certificated staff unit.

(k) Respecting nonemployee related costs: The allocation of additional moneys for nonemployee related costs for the 1980-81 school year shall utilize the number of certificated staff units as computed for the purposes of subsections (2) (a), (c), and (d) of this section, multiplied by \$4,184 for each such certificated unit and shall utilize the number of certificated staff units computed for the purposes of subsection (2)(b) of this section multiplied by \$7,375 for each such certificated staff unit.

(3) Not more than \$10,460,000 of the appropriation contained in this section shall be expended for districts which experience an enrollment decline in the 1979-80 school year from the 1978-79 base enrollment level and in the 1980-81 school year from the 1979-80 base enrollment level. The superintendent of public instruction shall distribute funds based on certificated staff units in the 1979-80 and 1980-81 school years to such districts on the basis of current school year enrollment plus one-half the amount of the enrollment decline from the prior school year level. The superintendent of public instruction in ascertaining the full time equivalent enrollment under this section for any school district declining in enrollment at a rate of at least four percent, or three hundred full time equivalent students, whichever is less, from the immediately preceding school year, shall increase the enrollment as otherwise herein computed by fifty percent of the full time equivalent pupil enrollment loss from the previous school year.

(4) The superintendent of public instruction shall distribute not more than \$19,507,000 of the funds appropriated by this section, outside of the basic education allocation to school districts as follows:

(a) For school district emergencies, not more than \$500,000.

(b) For fire protection districts at a rate of \$1.00 per year for each student attending a school located in an unincorporated area within a fire protection district as mandated by RCW 52.36.020; not more than \$280,000 for the 1979-80 school year and not more than \$280,000 for the 1980-81 school year.

(c) Not more than \$6,138,000 shall be expended for extracurricular and extended duty pay to be distributed on the basis of \$85 per state funded full time equivalent certificated staff per year in the following programs: Basic education, secondary vocational education, general support, handicapped, and special needs.

(d) For substitute teachers, to be distributed to districts on the basis of the number of state supported employees who are classroom teachers; for fiscal year 1980, an amount not to exceed \$5,447,000 and for fiscal year 1981, an amount not to exceed \$6,562,000: PROVIDED, That such distribution shall be for not more than five days per classroom teacher and shall be reimbursable at a rate of forty dollars per day exclusively for sick leave days taken.

(e) Not more than \$300,000 for nonhigh school district billings for documented shortages caused by application of the levy lid act, chapter 325, Laws of 1977 ex. sess.

(5) The superintendent of public instruction shall ensure that data reported by each school district regarding the staff mix factor is accurate for allocation purposes.

NEW SECTION. Sec. 31. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund Appropriation—State	\$	607,000
General Fund—Resource Management Cost Account Appropriation	\$	3,177,000
Total Appropriation	\$	3,784,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$2,542,000 shall be expended for handicapped excess costs.

(2) Not more than \$1,000,000 shall be expended for the pupil transportation program.

(3) Not more than \$242,000 shall be expended for adult education at vocational-technical institutes.

Sec. 32. Section 15, chapter 15, Laws of 1970 ex. sess. as last amended by section 5, chapter 6, Laws of 1980 and RCW 28A.48.010 are each amended to read as follows:

(1) On or before the last business day of September 1969 and each month thereafter, the superintendent of public instruction shall apportion from the state general fund to the several educational service districts of the state the proportional share of the total annual amount due and apportionable to such educational service districts for the school districts thereof as follows:

September	9%
October	9%
November	5.5%
December	9%
January	9%
February	9%
March	9%

April	9%
May	5.5%
June	9%
July	8.5%
August	8.5%

The annual amount due and apportionable shall be the amount apportionable for all apportionment credits estimated to accrue to the schools during the apportionment year beginning September first and continuing through August thirty-first. Appropriations made for school districts for each year of a biennium shall be apportioned according to the schedule set forth in this section for the fiscal year starting September 1st of the then calendar year and ending August 31st of the next calendar year. The apportionment from the state general fund for each month shall be an amount which will equal the amount due and apportionable to the several educational service districts during such month: PROVIDED, That any school district may petition the superintendent of public instruction for an emergency advance of funds which may become apportionable to it but not to exceed ten percent of the total amount to become due and apportionable during the school districts apportionment year. The superintendent of public instruction shall determine if the emergency warrants such advance and if the funds are available therefor. If he determines in the affirmative, he may approve such advance and, at the same time, add such an amount to the apportionment for the educational service district in which the school district is located: PROVIDED, That the emergency advance of funds and the interest earned by school districts on the investment of temporary cash surpluses resulting from obtaining such advance of state funds shall be deducted by the superintendent of public instruction from the remaining amount apportionable to said districts during that apportionment year in which the funds are advanced.

(2) Notwithstanding the apportionment percentages prescribed in subsection (1) of this section, for the period ending August 31, 1981, the June apportionment shall be 4.5 percent and the July and August apportionments shall each be 10.75 percent.

NEW SECTION. Sec. 33. FOR THE STATE TREASURER—TRANSFERS

General Fund—Investment Reserve Account Appropriation: For transfer to the General Fund on or before June 30, 1981, an amount up to \$18,000,000 (in addition to amounts appropriated in section 171, chapter 270, Laws of 1979 ex. sess.) \$ 18,000,000

State Treasurer's Service Fund Appropriation: For transfer to the General Fund on or before July 20, 1981, an amount up to \$11,600,000 in excess of the cash requirements in the State Treasurer's Service Fund for fiscal year 1982, for credit to the fiscal year in which earned (in addition to amounts appropriated in section 171, chapter 270, Laws of 1979 ex. sess.) \$ 11,600,000

NEW SECTION. Sec. 34. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.*

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Chandler moved that the House do concur in the Senate amendment to Engrossed Substitute House Bill No. 206.

Mr. Chandler spoke in favor of the motion, and Representatives Sommers and O'Brien spoke against it.

Mr. Hastings demanded an electric roll call vote and the demand was sustained.

Mr. Nisbet spoke in favor of the motion, and Representatives Erak and Becker spoke against it.

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker, I guess the body isn't listening to direction. We have three amendments to Engrossed Substitute House Bill No. 206, and the speaker is now straying into areas that do not address the three amendments."

The Speaker: "That is correct, we are only addressing the Senate amendment to Engrossed Substitute House Bill No. 206. After we have dealt with the concurrence, there will be plenty of time to talk about the entire bill on final passage. You will have time to make your shots, so if we could get on with addressing the Senate amendment to this bill it would be appreciated."

POINT OF ORDER

Ms. Brekke: "I would like to point out that the amendment says: 'Senate amendment to Engrossed Substitute House Bill No. 206 by Senator Scott. Strike everything after the enacting clause and insert the following:....'"

The Speaker: "Your point is well taken, Representative Brekke. Representative Becker, proceed."

Ms. Becker continued her remarks.

Mr. Ehlers spoke against the motion to concur and Mr. Nelson (G) spoke in favor of it.

Ms. Brekke spoke against the motion.

Mr. Nelson (G) demanded the previous question, and a division was called on the demand.

ROLL CALL

The Clerk called the roll on the demand for the previous question in the debate on the motion to concur in the Senate amendment to Engrossed Substitute House Bill No. 206, and the demand did not receive the required two-thirds majority by the following vote: Yeas, 55; nays, 43; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoeop, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Mr. Ehlers again opposed the motion to concur in the Senate amendment.

POINT OF INQUIRY

Mr. Nisbet yielded to question by Mr. Dawson.

Mr. Dawson: "Representative Nisbet, in the course of conducting and listening to testimony regarding mental health in your committee on healing services' appropriations, was this subject addressed regarding the adequacy of funds to support the activities at Western State Hospital?"

Mr. Nisbet: "Yes, Representative Dawson, it was. I have with me the transcript of our meeting of the 21st of January, 1981, and in that meeting the following question was asked by myself of Dr. Gilbert Cole, Director of Mental Health: 'With the five percent reduction, the eighteen percent hiring fees, and the staff attrition, what is the impact of all of this on the accreditation of Western and all our other institutions?' The answer is rather lengthy, but let me quote the last paragraph of that answer: 'The bottom line of this is that the state hospital now has about \$2 million more money than it did at the start of the biennium. If you had to subtract all of these different things, the total number of positions authorized in the hospital currently is 1,007, compared to 893 in the original appropriation back in 1979. The population had presumably to be around 825 in 1979 and it jumped at one point to over 1,000 last summer, an we were stretched very, very thin. In September, we initiated an admission control policy which is resulting in the hospital maintaining itself at about 850 since then which is only 25 higher than what it was eighteen months ago. If you look at all of these things together, in fact, the staffing levels are currently better than they were eighteen months ago by about 80 positions. Now that doesn't mean to say that things are easy, but I think things have to be put into their context. At this point we have made a number of management reforms there, reorganizations within the hospital. We have instituted a variety of training activities and we are currently in the process of looking at some ways to make more efficient use of available resources.'

"His final paragraph, and I would like to pause before I read it,—'I think it would be simplistic to say that the problem at this point is simply a matter of staffing.' That is a quote from Gilbert Cole, Director of Mental Health addressing the Committee on Human Services on January 21, 1981."

Mr. Kreidler spoke against the motion.

POINT OF INQUIRY

Ms. Becker asked Mr. Nelson (G) to yield to question, and he refused.

Representatives Winsley, Stratton and Valle spoke against the motion.

ROLL CALL

The Clerk called the roll on the motion that the House do concur in the Senate amendment to Engrossed Substitute House Bill No. 206, and the motion was carried by the following vote: Yeas, 52; nays, 46; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 206 as amended by the Senate.

Representatives Chandler, Nelson (G) and Taylor spoke in favor of the bill, and Representatives King (R), O'Brien and Grimm spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 206 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 51; nays, 47; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Engrossed Substitute House Bill No. 206 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 483, by Representatives Grimm, Walk, Warnke, O'Brien, Salatino, Wang, Sommers, Eng, Lux, Erickson, Garrett, Patrick and Gallagher:

AN ACT Relating to the Washington state historical society; creating new sections; and making an appropriation.

To Committee on State Government

HOUSE BILL NO. 484, by Committee on Revenue and Representative Greengo:

AN ACT Relating to the funding of emergency telephone networks.

To Committee on Revenue

HOUSE BILL NO. 485, by Committee on Revenue and Representatives Chandler, Isaacson, Sommers, Greengo, Rinehart, Burns, Rust and Nelson (D):

AN ACT Relating to pollution control tax credits and exemptions; reenacting and amending section 48, chapter 26, Laws of 1967 ex. sess. as last amended by section 50, chapter 209, Laws of 1979 ex. sess. and RCW 82.03.190; creating a new section; repealing section 1, chapter 139, Laws of 1967 ex. sess., section 1, chapter 175, Laws of 1980 and RCW 82.34.010; repealing section 2, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.020; repealing section 3, chapter 139, Laws of 1967 ex. sess. and RCW

82.34.030; repealing section 4, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.040; repealing section 5, chapter 139, Laws of 1967 ex. sess., section 1, chapter 158, Laws of 1975 1st ex. sess. and RCW 82.34.050; repealing section 6, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.060; repealing section 7, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.070; repealing section 8, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.080; repealing section 9, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.090; repealing section 12, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.900; and decodifying RCW 82.34.100 and 82.34.110.

To Committee on Revenue

HOUSE BILL NO. 486, by Committee on Financial Institutions and Insurance and Representative McGinnis:

AN ACT Relating to housing loans; amending section 2, chapter 80, Laws of 1899 as amended by section 4, chapter 23, Laws of 1967 ex. sess. and RCW 19.52.020; amending section 3, chapter 23, Laws of 1957 as last amended by section 1, chapter 8, Laws of 1973 1st ex. sess. and RCW 31.12.020; adding new sections to chapter 19.52 RCW; creating a new section; and declaring an emergency.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 487, by Committee on Revenue and Representative Greengo:

AN ACT Relating to the taxation of utilities by counties; amending section 82.02.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 196, Laws of 1979 ex. sess. and RCW 82.02.020; adding a new chapter to Title 36 RCW; providing an effective date; and declaring an emergency.

To Committee on Revenue

HOUSE BILL NO. 488, by Committee on Labor and Economic Development and Representatives Isaacson, Hankins, Hastings and Struthers:

AN ACT Relating to Energy Fair '83; creating new sections; making an appropriation; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE BILL NO. 489, by Committee on Labor and Economic Development and Representatives Isaacson, Hankins, Hastings and Struthers:

AN ACT Relating to Energy Fair '83.

To Committee on Labor and Economic Development

HOUSE BILL NO. 490, by Committee on Labor and Economic Development and Representatives Isaacson, Hankins, Hastings and Struthers:

AN ACT Relating to Energy Fair '83; and making an appropriation.

To Committee on Labor and Economic Development

HOUSE BILL NO. 491, by Committee on Ethics, Law and Justice and Representatives Bickham, Dickie, Clayton, Barr, Lewis and Patrick:

AN ACT Relating to the criminal justice training commission; and amending section 1, chapter 94, Laws of 1974 ex. sess. as amended by section 1, chapter 212, Laws of 1977 ex. sess. and RCW 43.101.010.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 492, by Representatives Padden, Stratton, Owen, Patrick, North, Van Dyken and Leonard:

AN ACT Relating to social and health services; amending section 2, chapter 51, Laws of 1973 1st ex. sess. and RCW 74.08.540; amending section 4, chapter 30, Laws of 1967 ex. sess. as last amended by section 4, chapter 169, Laws of 1971 ex. sess. and RCW 74.09.510; amending section 5, chapter 30, Laws of 1967 ex. sess. as last amended by section 344, chapter 141, Laws of 1979 and RCW 74.09.520; and adding a new section to chapter 74.09 RCW.

To Committee on Human Services

HOUSE JOINT MEMORIAL NO. 8, by Committee on Agriculture and Representatives Smith and Dickie:

Requesting the proclamation of future farmers of America week.

To Committee on Agriculture

MOTIONS

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

On motion of Mr. Nelson (G), HOUSE BILL NO. 411 was rereferred from Committee on State Government to Committee on Appropriations - General Government.

REPORTS OF STANDING COMMITTEES

February 16, 1981

HOUSE BILL NO. 96, Prime Sponsor: Representative Martinis, exempting certain transactions from usury limits. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 12 after "successor." strike all material down to and including "therefor." on line 14.

Signed by Representatives Bickham, Vice Chairman; Chandler, Dickie, King (R), McGinnis, Monohon, Nisbet, Rosbach, Sanders, Scott.

Voting nay: Representatives Lux, Ranking Minority Member; Eng, Salatino.

Not attending: Representative Dawson, Chairman.

Passed to Committee on Rules for second reading.

February 11, 1981

HOUSE BILL NO. 117, Prime Sponsor: Representative Cantu, mandating each school district board of directors have exclusive prerogative of determining when 180-day school year will be. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Cantu, Dickie, Ellis, James, Lane, Lewis, McDonald, Vander Stoep.

Voting nay: Representatives Galloway, Hine.

Not attending: Representatives Valle, Ranking Minority Member; Bender, Ehlers, Eng, Maxie, Warnke.

Passed to Committee on Rules for second reading.

February 16, 1981

HOUSE BILL NO. 143, Prime Sponsor: Committee on Financial Institutions and Insurance, making miscellaneous changes in credit union laws. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 6 after "them" strike all material down to and including "thereto," on line 12 and insert "~~((at legitimate rates of interest not to exceed one percent per month on the unpaid balance or the equivalent thereto;))~~"

On page 2, line 22 after "used" insert ", and an exception is made for a sole proprietorship, partnership or corporation which is solely in the business of managing one or more credit unions"

On page 2, line 30 after "laws" strike all material down to and including "unions" on line 32

Signed by Representatives Bickham, Vice Chairman; Lux, Ranking Minority Member; Chandler, Dickie, Eng, McGinnis, Monohon, Nisbet, Rosbach, Salatino, Sanders.

Voting nay: Representative Scott.

Not attending: Representatives Dawson, Chairman; King (R).

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 3, by Representative Nelson (G):

Establishing cut-off dates for the 47th Legislature.

The resolution was read the second time.

On motion of Mr. Nelson (G), the following amendment was adopted:

On page 1, line 6 following "that" insert "Friday, March 27, 1981, the seventy-fifth day, shall be the final day to read in committee reports of House bills, memorials and joint resolutions in the House with the

exception of omnibus appropriations (commonly known as the budget or supplemental budget), revenue, and redistricting bills; and Senate bills, memorials and joint resolutions in the Senate with the exception of omnibus appropriation (commonly known as the budget or supplemental budget), revenue, and redistricting bills; and

BE IT FURTHER RESOLVED, That *

Mr. King (R) moved adoption of the following amendments:

On page 1, line 9 after "budget)" strike all the material down to and including "redistricting" on line 9 and insert "and revenue"

On page 1, line 18 after "budget)" strike all the material down to and including "redistricting" on line 18 and insert "and revenue"

On page 1, line 26 after "budget)" strike all the material down to and including "redistricting" on line 26 and insert "and revenue"

Mr. King (R) spoke in favor of the amendments, and Mr. Eberle spoke against them.

Mr. Heck demanded an electric roll vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative King (R) to House Concurrent Resolution No. 3, and the amendments were not adopted by the following vote: Yeas, 41; nays, 56; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hinc, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Gallagher.

House Concurrent Resolution No. 3 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 46, by Representatives Owen, Nisbet, Brown and Rosbach:

Protecting shellfish pots.

The bill was read the second time.

Committee on Natural Resources recommendation: Majority, do pass as amended. (For amendments, see Journal, 29th Day, February 9, 1981.)

On motion of Ms. Rosbach, the committee amendments were adopted.

House Bill No. 46 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 52, by Representatives Vander Stoep, Galloway, Taylor, Winsley, Cantu, Patrick and Williams:

Giving school administrators authority to order those persons appearing under the influence of alcohol or drugs off school property.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendment, see Journal, 31st Day, February 11, 1981.)

On motion of Mr. Nelson (G), the committee amendment was adopted.

House Bill No. 52 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 70, by Representatives Martinis and Rosbach:

Providing for the distribution of federal funds for fish restoration and management projects.

The bill was read the second time.

On motion of Mr. Nelson (G), Substitute House Bill No. 70 was substituted for House Bill No. 70, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 70 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 109, by Committee on Transportation and Representative Wilson (by Department of Transportation request):

Exempting traffic restrictions shown by signs from adoption under the APA.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 110, by Committee on Transportation and Representative Wilson (by Department of Transportation request):

Clarifying authority over limited access highway facilities.

The bill was read the second time and passed to Committee on Rules for third reading.

The Speaker called on Mr. Amen to preside.

HOUSE BILL NO. 118, by Committee on Transportation and Representatives Wilson and Patrick:

Deregulating warehousemen.

The bill was read the second time.

On motion of Mr. Wilson, Substitute House Bill No. 118 was substituted for House Bill No. 118, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 118 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 120, by Representatives Smith, Amen and Warnke (by Legislative Budget Committee request):

Removing the state-aid to probation counselors program.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 131, by Committee on Natural Resources and Environmental Affairs and Representative Rosbach:

Changing minimum value requirement and method of payment for sales of public land and materials.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 172, by Committee on Local Government and Representative Isaacson (by State Auditor request):

Deleting the requirement that public utility district obligations be registered and signed by the state auditor.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendment, see Journal, 26th Day, February 6, 1981.)

On motion of Mr. Isaacson, the committee amendment was adopted.

House Bill No. 172 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 188, by Committee on Education and Representative Taylor (by Superintendent of Public Instruction request):

Making changes respecting auditing and reporting of school district accounts.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 33rd Day, February 13, 1981.)

On motion of Mr. Taylor, the committee amendments were adopted.

House Bill No. 188 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 191, by Committee on Local Government and Representative Isaacson (by State Auditor request):

Providing for the transfer of moneys between funds of a unit of local government.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 247, by Committee on Agriculture and Representative Smith:

Modifying provisions affecting irrigation districts.

The bill was read the second time.

On motion of Mr. Smith, Substitute House Bill No. 247 was substituted for House Bill No. 247, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 247 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 248, by Committee on Local Government and Representatives Barrett and Isaacson:

Deleting power for street lighting from LID's which require petitions.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 275, by Committee on Ethics, Law and Justice and Representative Ellis:

Correcting double amendments in the Revised Code of Washington.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 304, by Representatives Hankins, Hastings, McCormick, Isaacson, Stratton, Nisbet, Prince, Johnson, Lundquist and Garrett:

Authorizing operating agencies to maintain security forces.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 308, by Committee on Human Services and Representative Mitchell:

Modifying regulations governing funeral directors and embalmers.

The bill was read the second time.

On motion of Mr. Mitchell, Substitute House Bill No. 308 was substituted for House Bill No. 308, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 308 was read the second time.

On motion of Mr. Nelson (G), further consideration of Substitute House Bill No. 308 was deferred, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE CONCURRENT RESOLUTION NO. 7, by Representatives Nelson (G), Stratton, Nelson (D), Patrick, Wilson, Mitchell, Salatino and Granlund:

Establishing an interim joint select committee on illegal drug trafficking.

The resolution was read the second time and passed to Committee on Rules for third reading.

HOUSE JOINT MEMORIAL NO. 1, by Representatives Tilly, Padden, Leonard, Barrett, Isaacson, Addison, Sanders, Eberle, Patrick, Barr, Schmitt, Lewis, Taylor, Tupper, Berlen, Schmidt, Smith, Bond, Hastings and Clayton:

Requesting Congress to amend the Constitution to require a balanced Federal budget.

The memorial was read the second time and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Wednesday, February 18, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

THIRTY-EIGHTH DAY**MORNING SESSION**

House Chamber, Olympia, Wash., Wednesday, February 18, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Erak, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Tamy Eng and Jerilyn Haynes. Prayer was offered by Father Theodore Marmo of St. Michael's Catholic Church of Olympia.

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

MESSAGES FROM THE SENATE

February 17, 1981

Mr. Speaker:

The President has signed:

SECOND SUBSTITUTE HOUSE BILL NO. 209,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 11, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE BILL NO. 3046,

SENATE BILL NO. 3058,

SENATE BILL NO. 3062,

SENATE BILL NO. 3065,

ENGROSSED SENATE BILL NO. 3067,

ENGROSSED SENATE BILL NO. 3071,

SENATE BILL NO. 3072,

SENATE BILL NO. 3077,

SUBSTITUTE SENATE BILL NO. 3078,

SENATE BILL NO. 3079,

ENGROSSED SUBSTITUTE SENATE BILL NO. 3080,

ENGROSSED SENATE BILL NO. 3100,

and the same are herewith transmitted.

Bill Gleason, Assistant Secretary.

February 12, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3213,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 13, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3531,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 493, by Committee on Ethics, Law and Justice and Representatives Ellis and Salatino:

AN ACT Relating to real property and deeds of trust; amending section 1, chapter 74, Laws of 1965 as amended by section 1, chapter 129, Laws of 1975 1st ex. sess. and RCW 61.24.010; amending section

2, chapter 74, Laws of 1965 as amended by section 2, chapter 129, Laws of 1975 1st ex. sess. and RCW 61.24.020; amending section 4, chapter 74, Laws of 1965 as last amended by section 4, chapter 129, Laws of 1975 1st ex. sess. and RCW 61.24.040; amending section 7, chapter 74, Laws of 1965 and RCW 61.24.070; amending section 8, chapter 74, Laws of 1965 as amended by section 3, chapter 30, Laws of 1967 and RCW 61.24.080; amending section 9, chapter 74, Laws of 1965 as last amended by section 5, chapter 129, Laws of 1975 1st ex. sess. and RCW 61.24.090; amending section 11, chapter 74, Laws of 1965 and RCW 61.24.110; and amending section 13, chapter 74, Laws of 1965 as amended by section 6, chapter 129, Laws of 1975 1st ex. sess. and RCW 61.24.130.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 494, by Committee on Ethics, Law and Justice and Representative Wang:

AN ACT Relating to procedures governing defendants acquitted by reason of insanity; and amending section 11, chapter 117, Laws of 1973 1st ex. sess. as last amended by section 4, chapter 215, Laws of 1979 ex. sess. and RCW 10.77.110.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 495, by Representatives Brown, Salatino, Gallagher, Wang, Hine, Burns and Pruitt:

AN ACT Relating to elected officials; adding a new section to chapter 29.42 RCW; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 496, by Representatives Barnes, Sanders and Erickson:

AN ACT Relating to health care service contractors; and adding a new section to chapter 48.44 RCW.

To Committee on Human Services

HOUSE BILL NO. 497, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

AN ACT Relating to state residential schools; amending section 72.33.180, chapter 28, Laws of 1959 as last amended by section 1, chapter 118, Laws of 1971 ex. sess. and RCW 72.33.180; amending section 3, chapter 141, Laws of 1967 as amended by section 238, chapter 141, Laws of 1979 and RCW 72.33.660; amending section 5, chapter 141, Laws of 1967 as last amended by section 239, chapter 141, Laws of 1979 and RCW 72.33.670; amending section 9, chapter 141, Laws of 1967 as amended by section 242, chapter 141, Laws of 1979 and RCW 72.33.690; amending section 4, chapter 118, Laws of 1971 ex. sess. and RCW 72.33.860; amending section 11.08.111, chapter 145, Laws of 1965 as amended by section 1, chapter 76, Laws of 1973 1st ex. sess. and RCW 11.08.111; repealing section 12, chapter 141, Laws of 1967, section 243, chapter 141, Laws of 1979 and RCW 72.33.700; and declaring an emergency.

To Committee on Human Services

HOUSE BILL NO. 498, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

AN ACT Relating to public assistance; and amending section 74.04.300, chapter 26, Laws of 1959 as last amended by section 2, chapter 84, Laws of 1980 and RCW 74.04.300.

To Committee on Human Services

HOUSE BILL NO. 499, by Committee on Human Services and Representatives Kreidler and Wang (by Department of Social and Health Services request):

AN ACT Relating to nuclear energy and radiation; amending section 3, chapter 207, Laws of 1961 as last amended by section 125, chapter 141, Laws of 1979 and RCW 70.98.030; amending section 5, chapter 207, Laws of 1961 as last amended by section 10, chapter 189, Laws of 1971 ex. sess. and RCW 70.98.050; amending section 8, chapter 207, Laws of 1961 as amended by section 5, chapter 88, Laws of 1965 and RCW 70.98.080; and amending section 18, chapter 207, Laws of 1961 as amended by section 8, chapter 88, Laws of 1965 and RCW 70.98.180.

To Committee on Human Services

HOUSE BILL NO. 500, by Committee on Ethics, Law and Justice and Representatives Ellis and Salatino (by Code Reviser request):

AN ACT Relating to statutory construction; and adding a new section to chapter 1.12 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 501, by Representatives Barnes, Sanders and Erickson:

AN ACT Relating to health care service contract insurance coverage; amending section 2, chapter 97, Laws of 1974 ex. sess. and RCW 18.25.130; amending section 2, chapter 48, Laws of 1973 and RCW 18.53.170; amending section 28A.58.420, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 255, Laws of 1977 ex. sess. and RCW 28A.58.420; amending section 2, chapter 136, Laws of 1977 ex. sess. as last amended by section 2, chapter 120, Laws of 1980 and RCW 41.05.025; adding new sections to chapter 48.44 RCW; and repealing section 1, chapter 143, Laws of 1969 and RCW 48.44.025.

To Committee on Human Services

HOUSE BILL NO. 502, by Committee on Ways and Means and Representative Chandler (by Code Reviser request):

AN ACT Relating to the publication of the session laws of the state of Washington; making an appropriation; and declaring an emergency.

To Committee on Ways and Means

HOUSE BILL NO. 503, by Committee on Natural Resources and Environmental Affairs and Representative McDonald (by Office of Financial Management request):

AN ACT Relating to fish and shellfish; amending section 75.20.100, chapter 12, Laws of 1955 as last amended by section 1, chapter 29, Laws of 1975 1st ex. sess. and RCW 75.20.100; amending section 14, chapter 283, Laws of 1971 ex. sess. as amended by section 2, chapter 40, Laws of 1975-'76 2nd ex. sess. and RCW 75.28.081; amending section 5, chapter 309, Laws of 1959 as last amended by section 5, chapter 283, Laws of 1971 ex. sess. and RCW 75.28.085; amending section 75.28.100, chapter 12, Laws of 1955 as amended by section 9, chapter 309, Laws of 1959 and RCW 75.28.100; amending section 75.28.110, chapter 12, Laws of 1955 as last amended by section 2, chapter 73, Laws of 1965 ex. sess. and RCW 75.28.110; amending section 75.28.120, chapter 12, Laws of 1955 as last amended by section 3, chapter 73, Laws of 1965 ex. sess. and RCW 75.28.120; amending section 75.28.130, chapter 12, Laws of 1955 as last amended by section 6, chapter 327, Laws of 1977 ex. sess. and RCW 75.28.130; amending section 75.28.150, chapter 12, Laws of 1955 as last amended by section 6, chapter 73, Laws of 1965 ex. sess. and RCW 75.28.150; amending section 75.28.160, chapter 12, Laws of 1955 as last amended by section 7, chapter 73, Laws of 1965 ex. sess. and RCW 75.28.160; amending section 75.28.170, chapter 12, Laws of 1955 as last amended by section 8, chapter 73, Laws of 1965 ex. sess. and RCW 75.28.170; amending section 75.28.180, chapter 12, Laws of 1955 as last amended by section 9, chapter 73, Laws of 1965 ex. sess. and RCW 75.28.180; amending section 75.28.210, chapter 12, Laws of 1955 as last amended by section 11, chapter 73, Laws of 1965 ex. sess. and RCW 75.28.210; amending section 75.28.240, chapter 12, Laws of 1955 as last amended by section 14, chapter 73, Laws of 1965 ex. sess. and RCW 75.28.240; amending section 75.28.250, chapter 12, Laws of 1955 as last amended by section 15, chapter 73, Laws of 1965 ex. sess. and RCW 75.28.250; amending section 5, chapter 212, Laws of 1955 and RCW 75.28.255; amending section 75.28.260, chapter 12, Laws of 1955 as last amended by section 16, chapter 73, Laws of 1965 ex. sess. and RCW 75.28.260; amending section 75.28.270, chapter 12, Laws of 1955 as last amended by section 2, chapter 133, Laws of 1980 and RCW 75.28.270; amending section 75.28.285, chapter 12, Laws of 1955 as amended by section 1, chapter 27, Laws of 1965 ex. sess. and RCW 75.28.285; amending section 75.28.300, chapter 12, Laws of 1955 as last amended by section 1, chapter 66, Laws of 1979 and RCW 75.28.300; amending section 75.28.350, chapter 12, Laws of 1955 as amended by section 1, chapter 29, Laws of 1965 ex. sess. and RCW 75.28.350; amending section 75.28.370, chapter 12, Laws of 1955 as amended by section 2, chapter 66, Laws of 1979 and RCW 75.28.370; amending section 13, chapter 327, Laws of 1977 ex. sess. and RCW 75.28.630; adding new sections to chapter 75.28 RCW; and prescribing penalties.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 504, by Committee on Ethics, Law and Justice and Representatives Ellis and Becker (by Attorney General request):

AN ACT Relating to unfair business practices; and amending section 11, chapter 216, Laws of 1961 as amended by section 4, chapter 26, Laws of 1970 ex. sess. and RCW 19.86.110.

To Committee on Ethics, Law and Justice

HOUSE JOINT MEMORIAL NO. 9, by Representatives Nelson (D), Rinehart, Lux, Maxie and Brekke:

Requesting limiting the uses of industrial revenue bonds to public purposes.

To Committee on Revenue

HOUSE CONCURRENT RESOLUTION NO. 9, by Representative Amen:

Commemorating deceased former members of the legislature.

To Committee on Rules

ENGROSSED SENATE BILL NO. 3046, by Senators Wilson and Sellar:

Providing for postponement of an election to fill a partisan elective office becoming vacant shortly before the primary.

To Committee on State Government

SENATE BILL NO. 3058, by Senators Charnley, Goltz and Scott:

Implementing law relating to commercial operations selling term papers, theses, and dissertations.

To Committee on Higher Education

SENATE BILL NO. 3062, by Senators von Reichbauer, Sellar, Talley and Guess (by Department of Transportation request):

Exempting traffic restrictions shown by signs from adoption through the APA.

To Committee on Transportation

SENATE BILL NO. 3065, by Senators von Reichbauer, Guess, Talley and Sellar (by Department of Transportation request):

Clarifying authority over limited access highway facilities.

To Committee on Transportation

ENGROSSED SENATE BILL NO. 3067, by Senators Talley and Gould:

Modifying provisions on the intergovernmental disposition of property.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE BILL NO. 3071, by Senators Talmadge, Clarke, Newhouse, Wojahn, Lee and Hayner (by Washington Judicial Council request):

Implementing the constitutional amendment creating a judicial qualifications commission.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 3072, by Senators Talmadge, Newhouse and Wojahn (by Washington Judicial Council request):

Providing for subsistence, lodging and travel expenses of pro tem judges.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 3077, by Senators Talmadge, Clarke, Newhouse and Wojahn (by Washington Judicial Council request):

Correcting a double amendment to RCW 2.52.050.

To Committee on Ethics, Law and Justice

SUBSTITUTE SENATE BILL NO. 3078, by Committee on Judiciary (originally sponsored by Senator Newhouse - by Washington Judicial Council request):

Permitting prejudgment interest.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 3079, by Senators Talmadge, Clarke, Newhouse and Wojahn (by Washington Judicial Council request):

Permitting written statements made under penalty of perjury in lieu of sworn written statements under some circumstances.

To Committee on Ethics, Law and Justice

ENGROSSED SUBSTITUTE SENATE BILL NO. 3080, by Committee on Judiciary (originally sponsored by Senators Talmadge, Clarke, Newhouse and Wojahn -by Washington Judicial Council request):

Correcting an erroneous cross-reference in RCW 46.63.020.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE BILL NO. 3100, by Senators Moore, Gould, Talmadge, Shinpoch, Quigg and Woody:

Requiring both spouses to participate in the sale or encumbrance of a mobile home.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 3213, by Senators von Reichbauer, Jones, Moore, Williams, Clarke and Charnley:

Authorizing local improvement district assessments for electrified public streetcar lines.

To Committee on Local Government

SENATE BILL NO. 3531, by Senators Goltz, Jones, McDermott, Scott and Ridder:

Making a capital appropriation to Western Washington University.

To Committee on Appropriations - Education.

MOTION

On motion of Mr. Nelson (G), all bills, memorials and resolutions listed on today's agenda were considered first reading under the fourth order of business and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 12, 1981

HOUSE BILL NO. 115, Prime Sponsor: Representative Winsley, implementing law relating to refund or cancellation of tuition and fees at institutions of higher education. Reported by Committee on Higher Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Tupper.

Not signing report: Representative Sherman.

Passed to Committee on Rules for second reading.

February 16, 1981

HOUSE BILL NO. 145, Prime Sponsor: Representative Rosbach, providing an alternate tax on small harvesters of timber. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Granlund, Hastings, Rust, Sanders.

Not attending: Representative Galloway.

Passed to Committee on Rules for second reading.

February 12, 1981

HOUSE BILL NO. 158, Prime Sponsor: Representative King (J), exempting certain schools and colleges from educational services registration act. Reported by Committee on Higher Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Sherman, Tupper.

Passed to Committee on Rules for second reading.

February 12, 1981

HOUSE BILL NO. 250, Prime Sponsor: Committee on Labor and Economic Development, exempting contractors employing subcontractors from industrial insurance requirements. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman;

Scott, Ranking Minority Member; Barrett, Brekke, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Not attending: Representatives Barr, Brown.

Passed to Committee on Rules for second reading.

February 16, 1981

HOUSE BILL NO. 351, Prime Sponsor: Committee on Higher Education, authorizing community colleges to employ law enforcement officers for duties relative to the community college district. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Tupper.

Voting nay: Representatives Gruger, Rust, Sherman.

Not attending: Representative Isaacson.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 8, by Representatives Nelson (G) and King (R):

Congratulating Nigerian delegation.

The resolution was read the second time.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Mr. Nelson (G) spoke in favor of the resolution, and it was adopted.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 247, by Committee on Agriculture (originally sponsored by Committee on Agriculture and Representative Smith):

Modifying provisions affecting irrigation districts.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 247, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Erak.

Substitute House Bill No. 247, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 46, by Representatives Owen, Nisbet, Brown and Rosbach:

Protecting shellfish pots.

The bill was read the third time and placed on final passage.

Representatives Owen and Rosbach spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 46, and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eberle, Garrett, James, Monohon.

Not voting: Representative Erak.

Engrossed House Bill No. 46, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 70, by Committee on Natural Resources and Environmental Affairs (originally sponsored by Representatives Martinis and Rosbach):

Providing for the distribution of federal funds for fish restoration and management projects.

The bill was read the third time and placed on final passage.

Representatives Martinis and Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 70, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Erak.

Substitute House Bill No. 70, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 131, by Committee on Natural Resources and Environmental Affairs and Representative Rosbach:

Changing minimum value requirement and method of payment for sales of public land and materials.

The bill was read the third time and placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 131, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Erak.

House Bill No. 131, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 110, by Committee on Transportation and Representative Wilson (by Department of Transportation request):

Clarifying authority over limited access highway facilities.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 110, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Erak.

House Bill No. 110, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE SPEAKER

The Speaker announced that he was signing:

SUBSTITUTE HOUSE BILL NO. 206.

HOUSE BILL NO. 304, by Representatives Hankins, Hastings, McCormick, Isaacson, Stratton, Nisbet, Prince, Johnson, Lundquist and Garrett:

Authorizing operating agencies to maintain security forces.

The bill was read the third time and placed on final passage.

Representatives Hankins, Monohon and Brekke spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 304, and the bill passed the House by the following vote: Yeas, 92; nays, 4; not voting, 2.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Bond, James, Wilson.

Not voting: Representatives Erak, Leonard.

House Bill No. 304, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 109, by Committee on Transportation and Representative Wilson (by Department of Transportation request):

Exempting traffic restrictions shown by signs from adoption under the APA.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 109, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Erak.

House Bill No. 109, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 248, by Committee on Local Government and Representatives Barrett and Isaacson:

Deleting power for street lighting from LID's which require petitions.

The bill was read the third time and placed on final passage.

Mr. Barrett spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 248, and the bill passed the House by the following vote: Yeas, 94; nays, 1; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Warnke.

Not voting: Representatives Becker, Erak, Grimm.

House Bill No. 248, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Representative Erak appeared at the bar of the House.

SUBSTITUTE HOUSE BILL NO. 118, by Committee on Ethics, Law and Justice (originally sponsored by Committee on Transportation and Representatives Wilson, Patrick and Clayton):

Deregulating warehousemen.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 118, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 118, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 172, by Committee on Local Government and Representative Isaacson (by State Auditor request):

Deleting the requirement that public utility district obligations be registered and signed by the state auditor.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 172, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 172, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT MEMORIAL NO. 1, by Representatives Tilly, Padden, Leonard, Barrett, Isaacson, Addison, Sanders, Eberle, Patrick, Barr, Schmitten, Lewis, Taylor, Tupper, Berleen, Schmidt, Smith, Bond, Hastings and Clayton:

Requesting Congress to amend the Constitution to require a balanced Federal budget.

The memorial was read the third time and placed on final passage.

On motion of Mr. Tilly, the rules were suspended, and additional members were allowed to sign on as sponsors of the memorial.

Representatives Mitchell, McGinnis, Ellis and Owen signed the memorial.

Mr. Tilly spoke in favor of passage of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 1, and the memorial passed the House by the following vote: Yeas, 71; nays, 26; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Erickson, Gallagher, Galloway, Granlund, Gruger, King J., King R., Kreidler, Lux, Maxie, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Sherman, Thompson, Valle, Wang.

Not voting: Representative Monohon.

House Joint Memorial No. 1, having received the constitutional majority, was declared passed.

SENATE AMENDMENT TO HOUSE BILL

February 17, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 207 with the following amendment:

On page 2, line 8 after "premiums" strike all material down to and including "delinquency" on line 10 and insert "((for more than thirty days after date due shall be liable to a penalty of twenty-five dollars for each additional day of delinquency)) by the last day of the month in which the tax becomes due shall be assessed a penalty of five percent of the amount of the tax; and if the tax is not paid within forty-five days after the due date, the insurer shall be assessed a total penalty of ten percent of the amount of the tax; and if

the tax is not paid within sixty days of the due date, the insurer shall be assessed a total penalty of twenty percent of the amount of the tax⁷
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House concurred in the Senate amendment to Substitute House Bill No. 207.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 207 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 207 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 62; nays, 33; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Heck, King R., Lux, Martinis, Maxie, McCormick, Nelson D., North, Owen, Rinehart, Rust, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representatives Erak, Kreidler, Monohon.

Substitute House Bill No. 207 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

POINT OF PERSONAL PRIVILEGE

Ms. Becker: "As you all know since you've been part of it, we've had a great debate about Chore services as part of the budget bill. Many words have been said about the need for continuing Chore services in order to prevent many people from being eliminated from this very desirable service. There have certainly been legitimate differences among the members of this body on that issue. This morning Representative Nisbet and I found in the newspapers that Charles Reed, head of DSHS - Bureau of Aging, said in response to a question asked of him upon the passage of the supplemental budget, that the department expects no one actually to be eliminated because of the budget. As a legislature we have many differences between each other and between the parties, but I think that this incident should illustrate to us that often our common interest is in obtaining accurate information from bureaucracy. I am dismayed that this sort of information and this proposal for not having to actually eliminate anyone was not concretely presented to the Appropriations - Human Services Committee at the time we debated the budget. I think the credibility of budget information is probably more crucial now than it has been for the past several years because of the tight revenue situation we face, and to not have these ideas from those who are responsible for carrying out the budget at the time when the budget is being considered, is a major obstacle to those of us who have to make those decisions. I hope we will keep this incident in mind as we progress through the operating budget and I hope that those who put information before us will also keep that concern of ours in mind."

POINT OF PERSONAL PRIVILEGE

Mr. Nisbet: "I would like to make additional comment to the statements just made by Representative Becker. I think we have not only a case of the bureaucracy not telling us what is actually going on but also we have an even more pressing situation, in my opinion. We now have the bureaucracy determining the priorities of this body. I am sure that had we known, when we were debating this very critical area, that funding could be found, that there are many of us who might have decided that rather than to place it here, we would have put it there. We went through a rather traumatic debate here on the floor a very short time ago on the matter of mental health and now we have the bureaucracy deciding how that money would

be spent rather than this body, who has the responsibility to the people of our state, to determine those priorities. I, for one, think we have been 'had.' I appreciate Representative Becker's remarks and I certainly hope, that in the future, the department realizes that this has to be a situation of mutual trust, because if it isn't, we have no alternative but to ride roughshod over their alleged plans."

POINT OF PERSONAL PRIVILEGE

Mr. Chandler: "The two previous speakers have pointed out a very, very serious problem. I want to tell every one of you that just in case this message isn't being delivered by the comments you are hearing today, I am having a letter drafted to the Department of Social and Health Services. That letter will tell them that before the House of Representatives is going to even so much as consider a supplemental budget for such emergent needs as Western and Eastern State Hospitals, we want them to level with us and tell us how much money is available for these various programs and why, when we have set a priority in Chore services, that priority is ignored, and moneys were spent there which could have easily have been shifted to what had been represented to us as an absolute critical crisis need. As soon as I have that letter ready, I am going to sign it and I would like to invite every member of the House of Representatives to join me in signing that letter and maybe we'll get these people's attention."

THIRD READING

ENGROSSED HOUSE BILL NO. 188, by Committee on Education and Representative Taylor (by Superintendent of Public Instruction request):

Making changes respecting auditing and reporting of school district accounts.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 188, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kridler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 188, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 3, by Representative Nelson (G):

Establishing cut-off dates for the 47th legislature.

The resolution was read the third time and placed on final passage.

Mr. Nelson (G) spoke in favor of passage of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 3, and the resolution passed the House by the following vote: Yeas, 70; nays, 27; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Kridler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Lux, Nelson D., Rinehart, Rust, Salatino, Scott, Sommers, Thompson, Valle, Walk, Wang.

Not voting: Representative Owen.

Engrossed House Concurrent Resolution No. 3, having received the constitutional majority, was declared passed.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

On motion of Mr. Nelson (G), HOUSE BILL NO. 25 was rereferred from Committee on Education to Committee on Higher Education.

On motion of Mr. Nelson (G), HOUSE BILL NO. 496 was rereferred from Committee on Human Services to Committee on Financial Institutions and Insurance.

On motion of Mr. Nelson (G), HOUSE BILL NO. 501 was rereferred from Committee on Human Services to Committee on Financial Institutions and Insurance.

The Speaker declared the House to be at ease until 3:30 p.m.

The Speaker called the House to order at 3:30 p.m.

MESSAGES FROM THE SENATE

February 18, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE HOUSE BILL NO. 206,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 18, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE HOUSE BILL NO. 208,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SENATE AMENDMENT TO HOUSE BILL

February 18, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 245 with the following amendment:

On page 23, line 34 between "of" and "section" insert "section 3 and" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Mitchell, the House concurred in the Senate amendment to Engrossed Substitute House Bill No. 245.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 245 as amended by the Senate.

Mr. King (R) spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 245 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 52; nays, 46; not voting, 1.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler,

Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Engrossed Substitute House Bill No. 245 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE HOUSE BILL NO. 207,
SUBSTITUTE HOUSE BILL NO. 208,
SUBSTITUTE HOUSE BILL NO. 245.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Thursday, February 19, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

THIRTY-NINTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Thursday, February 19, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present except Representatives Erak, Erickson, Grimm, Lane, Struthers, Thompson, Wang and Mr. Speaker, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Tara Dickey and Jeff Duty. Prayer was offered by Father Theodore Marmo of St. Michael's Catholic Church of Olympia.

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

MESSAGES FROM THE SENATE

February 18, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE HOUSE BILL NO. 207,
SUBSTITUTE HOUSE BILL NO. 208,
SUBSTITUTE HOUSE BILL NO. 245,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 18, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3041,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 505, by Representatives Gallagher and Garrett:

AN ACT Relating to the regulation of taxicab companies; amending section 81.04.010, chapter 14, Laws of 1961 and RCW 81.04.010; creating a new chapter in Title 81 RCW; and defining crimes.

To Committee on Transportation

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 120, by Representatives Smith, Amen and Warnke (by Legislative Budget Committee request):

Removing the state-aid to probation counselors program.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 120, and the bill passed the House by the following vote: Yeas, 86; nays, 0; not voting, 12.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dickie, Eberle, Ehlers, Ellis, Eng, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders,

Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Winsley.

Not voting: Representatives Bond, Clayton, Dawson, Erak, Erickson, Grimm, Houchen, Lane, Struthers, Thompson, Wang, and Mr. Speaker.

House Bill No. 120, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 191, by Committee on Local Government and Representative Isaacson (by State Auditor request):

Providing for the transfer of moneys between funds of a unit of local government.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 191, and the bill passed the House by the following vote: Yeas, 85; nays, 1; not voting, 12.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Wilson, Winsley.

Voting nay: Representative Berleen.

Not voting: Representatives Bond, Dawson, Erak, Erickson, Garson, Grimm, Lane, Struthers, Thompson, Wang, Williams, and Mr. Speaker.

House Bill No. 191, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 275, by Committee on Ethics, Law and Justice and Representative Ellis:

Correcting double amendments in the Revised Code of Washington.

The bill was read the third time and placed on final passage.

Representatives Ellis and Pruitt spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 275, and the bill passed the House by the following vote: Yeas, 89; nays, 0; not voting, 9.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Dawson, Erak, Erickson, Grimm, Lane, Struthers, Thompson, Wang, and Mr. Speaker.

House Bill No. 275, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

February 18, 1981

HOUSE BILL NO. 101, Prime Sponsor: Committee on Ethics, Law and Justice, creating a state office of administrative hearings. Reported by Committee on Rules.

MAJORITY recommendation: Refer to Committee on Ways and Means.

February 18, 1981

HOUSE BILL NO. 114, Prime Sponsor: Committee on Transportation, excusing railroads and their employees from liability for injury to trespassers on bridges, trestles and tracks. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 6 after "laid on a" strike "public"

On page 2, line 14, add a new paragraph as follows:

"Nothing in this section may be construed to create or allow any cause of action against the commission based on its conduct or the absence of any other party at risk."

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Cantu, Chamberlain, Eberle, Gallagher, Garson, Hankins, McCormick, Patrick, Schmidt, Smith, Sprague.

Voting nay: Representatives Bender, Lundquist.

Not signing report: Representative Prince.

Not attending: Representatives Burns, Erak, Garrett, Owen, Sherman.

Passed to Committee on Rules for second reading.

February 18, 1981

HOUSE BILL NO. 145, Prime Sponsor: Representative Rosbach, providing an alternate tax on small harvesters of timber. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means.

February 11, 1981

HOUSE BILL NO. 169, Prime Sponsor: Committee on Human Services, revising laws relating to pharmacy. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Teutsch, Vander Stoep, Wang, Winsley.

Voting nay: Representative Stratton.

Not attending: Representatives Houchen, Wang, Winsley.

Passed to Committee on Rules for second reading.

February 16, 1981

HOUSE CONCURRENT RESOLUTION NO. 4, Prime Sponsor: Committee on Labor and Economic Development, declaring foreign trade policy. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 27 after "employment" strike "and tax revenue" and insert ", tax revenue and a healthy environment"

Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Passed to Committee on Rules for second reading.

The Speaker (Mr. Amen presiding) declared the House to be at ease.

The Speaker (Mr. Amen presiding) called the House to order.

SECOND READING

HOUSE JOINT MEMORIAL NO. 4, by Representatives Lundquist, James, Chamberlain, Van Dyken, Barr, Leonard, Isaacson, Erickson, Barrett, Monohon, Garrett, Berleen, North, Stratton, Hine, Lewis, Lane, Johnson and Heck:

Requesting reallocation of federal funds to aid victims of the Mt. St. Helens eruption.

The memorial was read the second time.

On motion of Mr. Nelson (G), Substitute House Joint Memorial No. 4 was substituted for House Joint Memorial No. 4, and the substitute memorial was placed on the calendar for second reading.

Substitute House Joint Memorial No. 4 was read the second time.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the memorial was placed on final passage.

Representatives Lundquist, Williams, Stratton and Heck spoke in favor of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Joint Memorial No. 4, and the memorial passed the House by the following vote: Yeas, 92; nays, 0; not voting, 6.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Hine, Lane, Struthers, Thompson, Wang, and Mr. Speaker.

Substitute House Joint Memorial No. 4, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE CONCURRENT RESOLUTION NO. 9, by Representative Amen:

Commemorating deceased former members of the legislature.

The resolution was read the second time.

On motion of Mr. O'Brien, the following amendment was adopted:

On page 1, line 14 after "March" strike "6" and insert "13"

The resolution was ordered engrossed.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and Engrossed House Concurrent Resolution No. 9 was placed on final passage.

Mr. O'Brien spoke in favor of the resolution and it was adopted.

HOUSE BILL NO. 55, by Representatives Taller and Williams:

Revising the law pertaining to the adjutant general and military department.

The bill was read the second time.

On motion of Mr. Addison, Substitute House Bill No. 55 was substituted for House Bill No. 55, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 55 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 107, by Committee on Transportation and Representatives Wilson, Nelson (G), Garrett and Gallagher (by Department of Transportation request):

Prohibiting abandoning junk vehicles in public parking lots.

The bill was read the second time.

On motion of Mr. Wilson, Substitute House Bill No. 107 was substituted for House Bill No. 107, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 107 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 112, by Committee on Ethics, Law and Justice and Representative Ellis:

Enacting the Washington uniform limited partnership act.

The bill was read the second time.

On motion of Mr. Ellis, Substitute House Bill No. 112 was substituted for House Bill No. 112, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 112 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 177, by Committee on State Government and Representative Addison:

Establishing uniform compensation classes for state boards and commissions.

The bill was read the second time.

On motion of Mr. Addison, Substitute House Bill No. 177 was substituted for House Bill No. 177, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 177 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 222, by Committee on Ethics, Law and Justice and Representatives Ellis, Becker, Tupper, Padden, Patrick, Granlund, Bickham, Salatino and Tilly:

Adopting the Uniform Law Commission's 1972 amendment to the Uniform Commercial Code.

The bill was read the second time.

On motion of Mr. Ellis, Substitute House Bill No. 222 was substituted for House Bill No. 222, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 222 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 227, by Committee on Transportation and Representative Wilson:

Permitting heavier loads on certain highways by special permit.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 238, by Committee on Ethics, Law and Justice and Representatives Salatino, Bickham, Granlund, Ellis, Padden, Patrick, Tupper, Becker, Pruitt and Wang:

Changing incorporating requirements and modifying liability of corporation directors.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 361, by Committee on Higher Education and Representatives Teutsch and Ellis:

Providing for removal of members of community college board of trustees by the governor.

The bill was read the second time and passed to Committee on Rules for third reading.

APPOINTMENT OF COMMITTEE

Representatives Amen, Tilly, O'Brien and Pruitt were appointed as a committee for the Legislative Memorial Service.

SUBSTITUTE HOUSE BILL NO. 308, by Committee on Human Services (originally sponsored by Committee on Human Services and Representative Mitchell):

Modifying regulations governing funeral directors and embalmers.

The bill was read the second time.

Mr. Ehlers moved adoption of the following amendment:

On page 11, following section 11 add a new section as follows:

***NEW SECTION. Sec. 12.** There is added to chapter 18.39 RCW a new section to read as follows:

Licensees offering to provide services to the public shall be subject to disciplinary action if the licensee:

(1) Does not reasonably provide in response to a telephone request accurate information regarding the retail prices of funeral merchandise and services offered for sale by the licensee;

(2) Does not give to anyone who inquires in person at a funeral establishment about funeral merchandise or services, before any discussion of selection, a written list of the retail prices of funeral merchandise and services regularly offered for sale including the following:

(a) Transfer of the body to the funeral home;

(b) Embalming, with the statement that embalming is only required as provided in the Washington administrative code as may be hereinafter amended for bodies of persons who have died of cholera, plague, or smallpox and are not cremated; and bodies which are to be transported by common carrier;

(c) Use of facilities for viewing;

(d) Use of facilities for a funeral service;

(e) Use of a hearse;

(f) Use of a limousine;

(g) Other transportation;

(h) Casket price range with a statement that a complete price list is available;

(i) Alternative container price range;

(j) Outer burial container price range with a statement that a complete price list is available; and

(k) Other professional services; or

(3) Bills the customer a greater amount than the licensee is billed for items known as 'cash advances'."

Renumber the remaining sections consecutively.

Mr. Ehlers spoke in favor of the amendment, and Representatives Pruitt, Lewis, O'Brien and Tilly spoke against it.

Mr. Ehlers spoke again in favor of the amendment.

The amendment was not adopted.

On motion of Mr. Lewis, the following amendment was adopted:

On page 12, line 30 insert a new section to read as follows:

***NEW SECTION. Sec. 15.** No licensed embalmer shall embalm a deceased body without first having obtained authorization from a family member or representative of the deceased.

Notwithstanding the above prohibition a licensee may embalm without such authority when after due diligence no authorized person can be contacted and embalming is in accordance with legal or accepted standards of care in the community, or the licensee has good reason to believe that the family wishes embalming. If embalming is performed under these circumstances, the licensee shall not be deemed to be in violation of the provisions of this section.

The funeral director or embalmer shall inform the family member or representative of the deceased that embalming is not required by state law, except that embalming is required under certain conditions as determined by rule by the state board of health."

Renumber the remaining sections consecutively.

Substitute House Bill No. 308 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 4, by Representative Sanders:

Designating the Roosevelt Elk as the state animal.

The bill was read the second time.

Mr. Lux moved adoption of the following amendment:

On page 1, line 6 after "elk," strike "cervus elaphus" and insert "el Franco delaphos"

Mr. Lux spoke in favor of the amendment, and Mr. Sanders spoke against it.

The amendment was not adopted.

The Clerk read the following amendment by Representative Bond:

On page 1, following line 7 insert the following: "The propane powered car, propugnus automotive maximus, is designated as the official car of the state of Washington."

With the consent of the House, Mr. Bond withdrew the amendment.

Mr. Grimm moved that the rules be suspended, the second reading considered the third, and the bill be placed on final passage.

Mr. Grimm spoke in favor of the motion, and Mr. Sanders spoke against it.

The motion failed and House Bill No. 4 was passed to Committee on Rules for third reading.

MOTIONS

On motion of Mr. Nelson (G), ENGROSSED HOUSE BILL NO. 52 was returned to second reading for the purpose of amendment.

On motion of Mr. Nelson (G), further consideration of Engrossed House Bill No. 52 was deferred, and the bill was ordered placed at the bottom of the second reading calendar.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Thursday, February 20, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

**FORTIETH DAY
MORNING SESSION**

House Chamber, Olympia, Wash., Friday, February 20, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present except Representatives Lane and Mr. Speaker, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Loralee McPherson and Lori Mitchell. Prayer was offered by Father Theodore Marmo of St. Michael's Catholic Church of Olympia.

Reading of the Journal of the preceding day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE GOVERNOR

February 19, 1981

To the Honorable,
The House of Representatives of the State of Washington
Ladies and Gentlemen:

I have the honor to advise you that on February 19, 1981, Governor Spellman approved the following House Bills, entitled:

SUBSTITUTE HOUSE BILL NO. 206: Relating to state agencies; adopting supplemental budget;

SUBSTITUTE HOUSE BILL NO. 207: Relating to insurance premiums taxation;

SECOND SUBSTITUTE HOUSE BILL NO. 209: Relating to state funds;

SUBSTITUTE HOUSE BILL NO. 245: Relating to social and health services.

Sincerely,
Marilyn Showalter, Counsel.

February 19, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to one section of SUBSTITUTE HOUSE BILL NO. 208, entitled:

AN ACT Relating to excise taxation.

Section 3 of this bill allows those who collect retail sales tax to keep one-fourth percent of the tax they collect as compensation for collecting the tax.

The principle that taxpayers should not be compensated for complying with tax laws has long been accepted by federal, state, and local governments in the United States with only minor exceptions. I believe it would be unwise to depart from that principle at this time. To award retail sales taxpayers a subsidy estimated to be nearly \$8 million during the 1981-83 biennium, while the state faces serious financial problems, demonstrates an indefensible order of priorities.

With the exception of Section 3, which I have vetoed, the remainder of Substitute House Bill No. 208 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

MESSAGES FROM THE SENATE

February 19, 1981

Mr. Speaker:

The Senate has adopted:

HOUSE CONCURRENT RESOLUTION NO. 8,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 19, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3207,
 SENATE BILL NO. 3208,
 SENATE BILL NO. 3209,
 SENATE BILL NO. 3210,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 506, by Representatives Dickie, Granlund, Smith, Hine, Fiske, Flanagan, Galloway, Lewis, Clayton, Van Dyken, McCormick, Patrick, Gallagher, Salatino, Wilson, Bickham, Winsley and Wang:

AN ACT Relating to property tax relief; amending section 1, chapter 182, Laws of 1974 ex. sess. as last amended by section 4, chapter 185, Laws of 1980 and RCW 84.36.381; and amending section 3, chapter 182, Laws of 1974 ex. sess. as last amended by section 3, chapter 214, Laws of 1979 ex. sess. and RCW 84.36.385.

To Committee on Revenue

HOUSE BILL NO. 507, by Representatives Sommers, King (J), Hine, O'Brien, Gallagher, King (R), Thompson, Rust, Rinehart, Heck, Grimm, Stratton, North, Warnke, Becker, Patrick, Nelson (D), Gruger, Granlund and Winsley:

AN ACT Relating to state employees' suggestion awards; amending section 4, chapter 142, Laws of 1965 ex. sess. as last amended by section 2, chapter 122, Laws of 1975-'76 2nd ex. sess. and RCW 41.60-.040; amending section 7, chapter 142, Laws of 1965 ex. sess. as amended by section 6, chapter 122, Laws of 1975-'76 2nd ex. sess. and RCW 41.60.900; adding a new section to chapter 41.60 RCW; and making an appropriation.

To Committee on State Government

HOUSE BILL NO. 508, by Representatives King (J), Sommers, Walk, Garrett, Grimm, Galloway, Becker, Owen, Gruger, Granlund and Brekke:

AN ACT Relating to productivity improvement in state government; creating new sections; and providing an expiration date.

To Committee on State Government

HOUSE BILL NO. 509, by Representatives Nelson (D), Bender, Wang, Rust, Sherman and Lux:

AN ACT Relating to joint operating agencies; amending section 1, chapter 220, Laws of 1979 ex. sess. and RCW 43.52.378; amending section 43.52.250, chapter 8, Laws of 1965 as amended by section 1, chapter 184, Laws of 1977 ex. sess. and RCW 43.52.250; amending section 43.52.370, chapter 8, Laws of 1965 as amended by section 7, chapter 184, Laws of 1977 ex. sess. and RCW 43.52.370; amending section 43.52.373, chapter 8, Laws of 1965 and RCW 43.52.373; creating new sections; adding new sections to chapter 43.52 RCW; and declaring an emergency.

To Committee on Local Government

HOUSE BILL NO. 510, by Representatives Nelson (D), Williams, Brekke, Rust, Lux, Burns and Wang:

AN ACT Relating to resource conservation; amending section 3, chapter 134, Laws of 1969 ex. sess. as last amended by section 3, chapter 41, Laws of 1975-'76 2nd ex. sess. and RCW 70.95.030; amending section 8, chapter 134, Laws of 1969 ex. sess. and RCW 70.95.080; amending section 9, chapter 134, Laws of 1969 ex. sess. as amended by section 1, chapter 293, Laws of 1971 ex. sess. and RCW 70.95-.090; amending section 10, chapter 134, Laws of 1969 ex. sess. and RCW 70.95.100; amending section 11, chapter 134, Laws of 1969 ex. sess. and RCW 70.95.110; amending section 12, chapter 134, Laws of 1969 ex. sess. and RCW 70.95.120; amending section 13, chapter 134, Laws of 1969 ex. sess. and RCW 70.95.130; amending section 16, chapter 134, Laws of 1969 ex. sess. and RCW 70.95.160; amending section 17, chapter 134, Laws of 1969 ex. sess. and RCW 70.95.170; amending section 26, chapter 134, Laws of 1969 ex. sess. and RCW 70.95.260; and adding new sections to chapter 70.95 RCW.

To Committee on Energy and Utilities

HOUSE BILL NO. 511, by Representatives Garrett, Walk, Ehlers, Grimm, Monohon, Granlund, Owen, Kreidler, Brekke, Heck, Sommers, Becker, Brown, Valle, Rinehart, Sherman, King (J), Salatino, Hine, Nelson (D), Gruger, Granlund, Pruitt, Burns and Winsley:

AN ACT Relating to appropriations; adding new sections to chapter 43.88 RCW; and creating a new section.

To Committee on Ways and Means

HOUSE BILL NO. 512, by Representatives Becker, Ehlers, Grimm, Walk, Monohon, Granlund, Owen, Brekke, Heck, Sommers, Brown, Hine, Sherman, King (J), Nelson (D), Gruger, Granlund, Winsley, Wang and Valle:

AN ACT Relating to administrative rules; and adding a new chapter to Title 34 RCW.

To Committee on State Government

HOUSE BILL NO. 513, by Representatives Hastings, Lundquist, Struthers, Bickham, Hankins, Smith, Isaacson, James, Flanagan, Clayton, Padden and Bond:

AN ACT Relating to credit; amending section 1, chapter 142, Laws of 1969 ex. sess. as last amended by section 1, chapter 180, Laws of 1975 1st ex. sess. and RCW 19.52.080; amending section 2, chapter 236, Laws of 1963 as amended by section 1, chapter 234, Laws of 1967 and RCW 63.14.020; amending section 4, chapter 236, Laws of 1963 as last amended by section 2, chapter 47, Laws of 1972 ex. sess. and RCW 63.14.040; amending section 12, chapter 236, Laws of 1963 as last amended by section 3, chapter 47, Laws of 1972 ex. sess. and RCW 63.14.120; adding new sections to chapter 19.52 RCW; adding new sections to chapter 63.14 RCW; and repealing section 13, chapter 236, Laws of 1963, section 8, chapter 234, Laws of 1967, section 3, chapter 2, Laws of 1969 and RCW 63.14.130.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 514, by Representatives Winsley, Patrick, Walk, Brown, Nickell, Garrett, Leonard, Amen, Monohon, Lewis, Wang, Mitchell, Granlund, Williams, Scott, Barr, Rosbach, Becker, Nisbet, Pruitt, Salatino and Hine:

AN ACT Relating to victims and witnesses of crimes; adding a new chapter to Title 7 RCW; and making an appropriation.

To Committee on Local Government

HOUSE BILL NO. 515, by Committee on Ethics, Law and Justice and Representatives Nisbet and Ellis:

AN ACT Relating to justices of the peace; and amending section 11, chapter 299, Laws of 1961 as last amended by section 2, chapter 14, Laws of 1973 1st ex. sess. and RCW 3.34.020.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 516, by Committee on Ethics, Law and Justice and Representatives Patrick and Wang:

AN ACT Relating to public officials; adding a new section to chapter 9.92 RCW; and providing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 517, by Committee on Human Services and Representatives Mitchell, Patrick, Gallagher, Granlund and Wang:

AN ACT Relating to developmentally disabled persons; and adding a new chapter to Title 74 RCW.

To Committee on Human Services

HOUSE BILL NO. 518, by Committee on State Government and Representative Addison (by Secretary of State request):

AN ACT Relating to filing and recording documents; amending section 1, chapter 38, Laws of 1897 and RCW 19.76.100; amending section 3, chapter 19, Laws of 1913 and RCW 23.86.060; amending section 4, chapter 220, Laws of 1959 as last amended by section 88, chapter 158, Laws of 1979 and RCW 23.90.040; amending section 54, chapter 53, Laws of 1965 as amended by section 36, chapter 292, Laws of 1971 ex. sess. and RCW 23A.12.010; amending section 34, chapter 120, Laws of 1969 ex. sess. and RCW 24.06.170; amending section 39, chapter 120, Laws of 1969 ex. sess. and RCW 24.06.195; amending section 40, chapter 120, Laws of 1969 ex. sess. and RCW 24.06.200; amending section 45, chapter 120, Laws of 1969 ex. sess. and RCW 24.06.225; amending section 56, chapter 120, Laws of 1969 ex. sess. and RCW 24.06.280; amending section 3, chapter 79, Laws of 1915 and RCW 24.12.030; amending section 1, chapter 80, Laws of 1903 as amended by section 1, chapter 63, Laws of

1925 ex. sess. and RCW 24.20.010; amending section 1, chapter 190, Laws of 1927 and RCW 24.24.010; amending section 1, page 97, Laws of 1875 as amended by section 1, chapter 207, Laws of 1959 and RCW 24.28.010; amending section 2, page 97, Laws of 1875 and RCW 24.28.020; amending section 30.08.040, chapter 33, Laws of 1955 as amended by section 6, chapter 104, Laws of 1973 1st ex. sess. and RCW 30.08.040; amending section 30.08.050, chapter 33, Laws of 1955 as amended by section 2, chapter 248, Laws of 1957 and RCW 30.08.050; amending section 30.08.060, chapter 33, Laws of 1955 as amended by section 7, chapter 104, Laws of 1973 1st ex. sess. and RCW 30.08.060; amending section 30.08.070, chapter 33, Laws of 1955 and RCW 30.08.070; amending section 30.08.095, chapter 33, Laws of 1955 as last amended by section 8, chapter 104, Laws of 1973 1st ex. sess. and RCW 30.08.095; amending section 3, chapter 172, Laws of 1923 as amended by section 1, chapter 71, Laws of 1929 and RCW 31.04.040; amending section 4, chapter 172, Laws of 1923 and RCW 31.04.050; amending section 5, chapter 172, Laws of 1923 and RCW 31.04.070; amending section 3, chapter 173, Laws of 1933 as last amended by section 82, chapter 81, Laws of 1971 and RCW 31.12.050; amending section 6, chapter 121, Laws of 1921 and RCW 31.16.040; amending section 9, chapter 121, Laws of 1921 and RCW 31.16.070; amending section 32.08.060, chapter 13, Laws of 1955 as amended by section 1, chapter 80, Laws of 1957 and RCW 32.08.060; amending section 8, chapter 80, Laws of 1957 as amended by section 1, chapter 176, Laws of 1963 and RCW 32.08.061; amending section 32.08.070, chapter 13, Laws of 1955 and RCW 32.08.070; amending section 32.24.020, chapter 13, Laws of 1955 and RCW 32.24.020; amending section 6, chapter 235, Laws of 1945 and RCW 33.08.050; amending section 9, chapter 235, Laws of 1945 and RCW 33.08.080; amending section 10, chapter 235, Laws of 1945 as amended by section 2, chapter 113, Laws of 1979 and RCW 33.08.090; amending section 76, chapter 235, Laws of 1945 and RCW 33.28.010; amending section 1, chapter 154, Laws of 1917 as last amended by section 7, chapter 57, Laws of 1979 ex. sess. and RCW 33.44.020; amending section 5, chapter 83, Laws of 1975 1st ex. sess. and RCW 33.46.050; amending section 6, chapter 83, Laws of 1975 1st ex. sess. and RCW 33.46.060; amending section .06.20, chapter 79, Laws of 1947 as last amended by section 1, chapter 60, Laws of 1963 and RCW 48.06.200; amending section .07.07, chapter 79, Laws of 1947 and RCW 48.07.070; and amending section 93, chapter 35, Laws of 1945 as last amended by section 2, chapter 190, Laws of 1979 ex. sess. and RCW 50.24.050.

To Committee on State Government

HOUSE BILL NO. 519, by Committee on Local Government and Representative Isaacson:

AN ACT Relating to local improvement districts; amending section 35.43.120, chapter 7, Laws of 1965 as amended by section 5, chapter 258, Laws of 1969 ex. sess. and RCW 35.43.120; amending section 35.45.040, chapter 7, Laws of 1965 and RCW 35.45.040; amending section 35.45.130, chapter 7, Laws of 1965 as amended by section 36, chapter 56, Laws of 1970 ex. sess. and RCW 35.45.130; reenacting and amending section 35.45.150, chapter 7, Laws of 1965 as amended by section 37, chapter 56, Laws of 1970 ex. sess. and by section 2, chapter 93, Laws of 1970 ex. sess. and RCW 35.45.150; amending section 35.49.020, chapter 7, Laws of 1965 as amended by section 14, chapter 258, Laws of 1969 ex. sess. and RCW 35.49.020; amending section 35.50.030, chapter 7, Laws of 1965 and RCW 35.50.030; amending section 35.54.060, chapter 7, Laws of 1965 and RCW 35.54.060; and amending section 35.54.090, chapter 7, Laws of 1965 and RCW 35.54.090.

To Committee on Local Government

HOUSE BILL NO. 520, by Committee on Higher Education and Representative Teutsch:

AN ACT Relating to community colleges; amending section 28B.15.500, chapter 223, Laws of 1969 ex. sess. as last amended by section 5, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.500; amending section 28B.50.090, chapter 223, Laws of 1969 ex. sess. as last amended by section 20, chapter 151, Laws of 1979 and RCW 28B.50.090; amending section 6, chapter 14, Laws of 1979 as amended by section 11, chapter 226, Laws of 1979 ex. sess. and RCW 28B.50.140; creating new sections; and declaring an emergency.

To Committee on Higher Education

HOUSE BILL NO. 521, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to the practice of medicine; amending section 2, chapter 284, Laws of 1961 as last amended by section 52, chapter 158, Laws of 1979 and RCW 18.71.015; amending section 19, chapter 192, Laws of 1909 as last amended by section 5, chapter 171, Laws of 1975 1st ex. sess. and RCW 18.71.030; amending and reenacting section 35, chapter 202, Laws of 1955 as amended by section 61, chapter 30, Laws of 1975 1st ex. sess. and by section 6, chapter 171, Laws of 1975 1st ex. sess. and RCW 18.71.040; amending and reenacting section 36, chapter 202, Laws of 1955 as last amended by section 53, chapter 158, Laws of 1979 and by sections 54 and 55, chapter 158, Laws of 1979 and RCW 18.71.080; amending and reenacting section 11, chapter 134, Laws of 1919 as last amended by section 63, chapter 30, Laws of 1975 1st ex. sess. and by section 12, chapter 171, Laws of 1975 1st ex. sess. and RCW 18.71.090; amending section 1, chapter 189, Laws of 1959 as last amended by section 13, chapter 171, Laws of 1975 1st ex. sess. and RCW 18.71.095; amending section 1, chapter 30, Laws of 1971 ex. sess. as amended by section 1, chapter 190, Laws of 1975 1st ex. sess. and RCW 18.71A.010; amending section 4, chapter 30, Laws of 1971 ex. sess. as last amended by section 64, chapter 30, Laws

of 1975 1st ex. sess. and RCW 18.71A.040; amending section 6, chapter 30, Laws of 1971 ex. sess. as amended by section 21, chapter 77, Laws of 1973 and RCW 18.71A.060; amending section 3, chapter 190, Laws of 1975 1st ex. sess. as amended by section 58, chapter 158, Laws of 1979 and RCW 18.71A.070; and adding a new section to chapter 18.71 RCW.

To Committee on Human Services

HOUSE BILL NO. 522, by Committee on Human Services and Representative Mitchell:

AN ACT Relating to dental assistants; adding a new chapter to Title 18 RCW; providing penalties; and providing an effective date.

To Committee on Human Services

HOUSE BILL NO. 523, by Representatives Struthers, King (R), Rinehart and Ellis:

AN ACT Relating to libraries; amending section 2, chapter 119, Laws of 1935 as last amended by section 5, chapter 353, Laws of 1977 ex. sess. and RCW 27.12.010; amending section 1, chapter 119, Laws of 1935 and RCW 27.12.020; adding new sections to chapter 27.12 RCW; and making an appropriation.

To Committee on Appropriations - General Government

HOUSE BILL NO. 524, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

AN ACT Relating to nursing homes; amending section 3, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.007; amending section 2, chapter 117, Laws of 1951 as last amended by section 1, chapter 108, Laws of 1973 1st ex. sess. and RCW 18.51.010; amending section 6, chapter 117, Laws of 1951 as last amended by section 1, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.050; amending section 7, chapter 117, Laws of 1951 as last amended by section 10, chapter 228, Laws of 1979 ex. sess. and RCW 18.51.060; amending section 16, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.065; amending section 4, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.190; amending section 5, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.200; amending section 6, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.210; amending section 11, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.240; amending section 14, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.270; amending section 2, chapter 175, Laws of 1975 1st ex. sess. and RCW 18.51.300; amending section 35A.70.070, chapter 119, Laws of 1967 ex. sess. as amended by section 42, chapter 141, Laws of 1979 and RCW 35A.70.070; amending section 5, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.590; amending section 16, chapter 177, Laws of 1980 and RCW 74.46.160; amending section 46, chapter 177, Laws of 1980 and RCW 74.46.460; amending section 49, chapter 177, Laws of 1980 and RCW 74.46.490; amending section 53, chapter 177, Laws of 1980 and RCW 74.46.530; amending section 94, chapter 177, Laws of 1980 and RCW 74.46.901; amending section 90, chapter 177, Laws of 1980 (uncodified); adding a new section to chapter 18.51 RCW; creating a new section; repealing section 3, chapter 117, Laws of 1951, section 2, chapter 160, Laws of 1953 and RCW 18.51.020; repealing section 15, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.055; providing effective dates; and declaring an emergency.

To Committee on Human Services

HOUSE BILL NO. 525, by Committee on Human Services and Representatives Mitchell and Nisbet (by Department of Social and Health Services request):

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

To Committee on Human Services

HOUSE BILL NO. 526, by Committee on Human Services and Representatives Mitchell and Nisbet:

AN ACT Relating to social and health services; amending section 2, chapter 177, Laws of 1980 and RCW 74.46.020; amending section 74.09.010, chapter 26, Laws of 1959 as amended by section 333, chapter 141, Laws of 1979 and RCW 74.09.010; amending section 5, chapter 30, Laws of 1967 ex. sess. as last amended by section 344, chapter 141, Laws of 1979 and RCW 74.09.520; adding a new section to chapter 177, Laws of 1980 and to chapter 74.46 RCW; adding new sections to chapter 74.09 RCW; and declaring an emergency.

To Committee on Human Services

HOUSE BILL NO. 527, by Committee on State Government and Representatives Rosbach and North:

AN ACT Relating to geographic names; amending section 2, chapter 178, Laws of 1973 1st ex. sess. as amended by section 1, chapter 26, Laws of 1975 1st ex. sess. and RCW 43.126.020; repealing section 12, chapter 99, Laws of 1979 and RCW 43.131.171; repealing section 54, chapter 99, Laws of 1979 and RCW 43.131.172; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 528, by Committee on Education and Representatives Van Dyken and Galloway:

AN ACT Relating to the common schools; amending section 5, chapter 182, Laws of 1980 and RCW 28A-.58.097; and creating a new section.

To Committee on Education

HOUSE BILL NO. 529, by Committee on Higher Education and Representatives Teutsch, Prince and Amen:

AN ACT Relating to institutions of higher education; amending section 1, chapter 258, Laws of 1971 ex. sess. as last amended by section 1, chapter 12, Laws of 1979 ex. sess. and RCW 28B.10.350; and amending section 28B.50.330, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 12, Laws of 1979 ex. sess. and RCW 28B.50.330.

To Committee on Higher Education

HOUSE BILL NO. 530, by Representatives O'Brien and Ellis:

AN ACT Relating to death benefits; amending section .24.16, chapter 79, Laws of 1947 as last amended by section 9, chapter 199, Laws of 1979 ex. sess. and RCW 48.24.160; and amending section 2, chapter 139, Laws of 1939 as last amended by section 42, chapter 117, Laws of 1974 ex. sess. and RCW 49.48.120.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 531, by Committee on State Government and Representative Addison:

AN ACT Relating to the cemetery board; amending section 31, chapter 290, Laws of 1953 as amended by section 1, chapter 351, Laws of 1977 ex. sess. and RCW 68.05.040; repealing section 20, chapter 99, Laws of 1979 and RCW 43.131.187; repealing section 62, chapter 99, Laws of 1979 and RCW 43.131.188; providing an effective date; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 532, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

AN ACT Relating to social and health services; and amending section 3, chapter 13, Laws of 1965 as last amended by section 26, chapter 80, Laws of 1977 ex. sess. and RCW 26.44.030.

To Committee on Human Services

HOUSE BILL NO. 533, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to elections and terms of office of judges of the court of appeals; amending section 3, chapter 49, Laws of 1977 ex. sess. and RCW 2.06.075; providing an effective date; and declaring an emergency.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 534, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

AN ACT Relating to the department of social and health services; and adding a new section to chapter 43.20A RCW.

To Committee on Human Services

HOUSE BILL NO. 535, by Representatives O'Brien, Greengo, Maxie, Valle, Rust, Rinehart, Garrett, Gallagher and Bickham:

AN ACT Relating to excise taxation; amending section 82.04.490, chapter 15, Laws of 1961 as amended by section 45, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.04.490; amending section 82.08.070, chapter 15, Laws of 1961 as last amended by section 8, chapter 299, Laws of 1971 ex. sess. and RCW 82.08.070; amending section 82.12.050, chapter 15, Laws of 1961 as amended by section 53, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.12.050; amending section 82.16.070, chapter 15, Laws of 1961 as last amended by section 56, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.16.070; and adding new sections to chapter 82.32 RCW.

To Committee on Revenue

HOUSE BILL NO. 536, by Representatives Barnes, Hine and North:

AN ACT Relating to fire protection districts; amending section 20, chapter 34, Laws of 1939 as last amended by section 48, chapter 195, Laws of 1973 1st ex. sess. and RCW 52.08.030; and adding new sections to chapter 52.08 RCW.

To Committee on Local Government

HOUSE BILL NO. 537, by Committee on Ethics, Law and Justice and Representatives Padden and McCormick:

AN ACT Relating to occupational drivers licenses; and amending section 1, chapter 5, Laws of 1973 as amended by section 13, chapter 61, Laws of 1979 and RCW 46.20.391.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 538, by Committee on Natural Resources and Environmental Affairs and Representatives Williams and Rosbach:

AN ACT Relating to nuclear energy and radiation; amending section 3, chapter 207, Laws of 1961 as last amended by section 125, chapter 141, Laws of 1979 and RCW 70.98.030; amending section 5, chapter 207, Laws of 1961 as last amended by section 10, chapter 189, Laws of 1971 ex. sess. and RCW 70.98.050; amending section 8, chapter 207, Laws of 1961 as amended by section 5, chapter 88, Laws of 1965 and RCW 70.98.080; and amending section 18, chapter 207, Laws of 1961 as amended by section 8, chapter 88, Laws of 1965 and RCW 70.98.180.

To Committee on Natural Resources and Environmental Affairs.

HOUSE BILL NO. 539, by Committee on Transportation and Representative Wilson (by Department of Transportation request):

AN ACT Relating to short plats of short subdivisions; and adding a new section to chapter 58.17 RCW.

To Committee on Transportation

HOUSE CONCURRENT RESOLUTION NO. 10, by Committee on Institutions and Representatives Houchen, Leonard, Owen, Nelson (D), Van Dyken, Fiske and Walk:

Adopting the juvenile disposition standards of the department of social and health services.

To Committee on Institutions

ENGROSSED SUBSTITUTE SENATE BILL NO. 3041, by Committee on Energy and Utilities (originally sponsored by Senators Williams, Gould, Talley and Hurley):

Providing for the appointment of members to the Pacific Northwest Electric Power and Conservation Planning Council.

To Committee on Rules

SENATE BILL NO. 3207, by Senators Rasmussen and Jones (by State Treasurer request):

Extending the authorization on the transfer of public funds by electronic communication.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 3208, by Senators Rasmussen and Jones (by State Treasurer request):

Excluding the state treasurer from the reporting requirement on highest bank balances during the fiscal year.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 3209, by Senators Rasmussen and Jones (by State Treasurer request):

Changing the state payroll revolving fund to an account.

To Committee on Financial Institutions and Insurance

SUBSTITUTE SENATE BILL NO. 3210, by Committee on State Government (originally sponsored by Senators Rasmussen and Jones - by State Treasurer request):

Modifying provisions on warrants.

To Committee on Financial Institutions and Insurance

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended, and ENGROSSED SUBSTITUTE SENATE BILL NO. 3041 was advanced to second reading and placed at the bottom of today's second reading calendar.

On motion of Mr. Nelson (G), HOUSE BILL NO. 506 was referred to Committee on Local Government and HOUSE BILL NO. 509 was referred to Committee on Energy and Utilities.

On motion of Mr. Nelson (G), the remainder of the bills on today's agenda listed under the fourth order of business were considered first reading and referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 18, 1981

HOUSE BILL NO. 16, Prime Sponsor: Representative Tilly, modifying the real estate excise tax affidavit. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Not attending: Representative Bond.

Passed to Committee on Rules for second reading.

February 18, 1981

HOUSE BILL NO. 235, Prime Sponsor: Select Committee on Corrections, providing for correctional reform. Reported by Select Committee on Corrections.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Struthers, Chairman; Becker, Vice Chairwoman; Barr, Fiske, Galloway, Granlund, Houchen, Leonard, Mitchell, Nelson (D), Owen, Walk.

Not attending: Representatives Fiske, Galloway, Warnke, Winsley.

Rereferred to Committee on Ways and Means

February 17, 1981

HOUSE BILL NO. 252, Prime Sponsor: Committee on Agriculture, modifying provisions relating to agriculture. Reported by Committee on Agriculture.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Fiske, Granlund, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representatives Amen, Fancher, Gallagher, Hastings.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 55, by Committee on State Government (originally sponsored by Representatives Taller and Williams):

Revising the law pertaining to the adjutant general and military department.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 55, and the bill passed the House by the following vote: Yeas, 94; nays, 1; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm,

Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representative Eberle.

Not voting: Representatives Becker, Lane, and Mr. Speaker.

Substitute House Bill No. 55, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 107, by Committee on Transportation (originally sponsored by Committee on Transportation and Representatives Wilson, Nelson (G), Garrett and Gallagher - by Department of Transportation request):

Prohibiting abandoning junk vehicles in public parking lots.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 107, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Becker, Lane, and Mr. Speaker.

Substitute House Bill No. 107, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 308, by Committee on Human Services (originally sponsored by Committee on Human Services and Representative Mitchell):

Modifying regulations governing funeral directors and embalmers.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 308, and the bill passed the House by the following vote: Yeas, 93; nays, 2; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Berleen, Sanders.

Not voting: Representatives Becker, Lane, and Mr. Speaker.

Engrossed Substitute House Bill No. 308, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 361, by Committee on Higher Education and Representatives Teutsch and Ellis:

Providing for removal of members of community college board of trustees by the governor.

The bill was read the third time and placed on final passage.

Ms. Teutsch spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 361, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Becker, Lane, and Mr. Speaker.

House Bill No. 361, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 227, by Committee on Transportation and Representative Wilson:

Permitting heavier loads on certain highways by special permit.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 227, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Lane, and Mr. Speaker.

House Bill No. 227, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 112, by Committee on Ethics, Law and Justice (originally sponsored by Committee on Ethics, Law and Justice and Representative Ellis):

Enacting the Washington uniform limited partnership act.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 112, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith,

Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Lane, and Mr. Speaker.

Substitute House Bill No. 112, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 222, by Committee on Ethics, Law and Justice (originally sponsored by Committee on Ethics, Law and Justice and Representatives Ellis, Becker, Tupper, Padden, Patrick, Granlund, Bickham, Salatino and Tilly):

Adopting the Uniform Law Commission's 1972 amendment to the Uniform Commercial Code.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 222, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Lane, and Mr. Speaker.

Substitute House Bill No. 222, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 177, by Committee on State Government (originally sponsored by Committee on State Government and Representative Addison):

Establishing uniform compensation classes for state boards and commissions.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 177, and the bill passed the House by the following vote: Yeas, 94; nays, 2; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Berleen, North.

Not voting: Representatives Lane, and Mr. Speaker.

Substitute House Bill No. 177, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 238, by Committee on Ethics, Law and Justice and Representatives Salatino, Bickham, Granlund, Ellis, Padden, Patrick, Tupper, Becker, Pruitt and Wang:

Changing incorporating requirements and modifying liability of corporation directors.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 238, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Lane, and Mr. Speaker.

House Bill No. 238, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

ENGROSSED HOUSE BILL NO. 52, by Representatives Vander Stoep, Galloway, Taylor, Winsley, Cantu, Patrick, Williams and Houchen:

Giving school administrators authority to order those persons appearing under the influence of alcohol or drugs off school property.

The bill was read the second time. (For previous action, see Journal, 37th Day, February 17, 1981.)

On motion of Mr. Vander Stoep, the following amendment was adopted:

On page 1, line 19 after "district." insert the following "The order of a school officer or designee acting pursuant to this subsection shall be valid if the officer or designee reasonably believes a person ordered to leave is under the influence of alcohol or drugs, is committing acts, or is creating a disturbance as provided in this subsection."

The bill was ordered reengrossed.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and Reengrossed House Bill No. 52 was placed on final passage.

Mr. Vander Stoep spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Vander Stoep yielded to question by Ms. North.

Ms. North: "In reading the amendment, it says on about the fourth line, '...under the influence of alcohol or drugs, is committing acts, or is creating a disturbance as provided in this subsection.' What does 'is committing acts' mean?"

Mr. Vander Stoep: "That brings it into compliance with the language already in statute which says, '...is committing or threatening to commit or incite others to commit an act which would disturb or interfere with school functions.'"

Ms. North: "In other words, the acts are described in statute?"

Mr. Vander Stoep: "Yes, currently."

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed House Bill No. 52, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Ellis, Erickson, Lane, and Mr. Speaker.

Reengrossed House Bill No. 52, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 115, by Representatives Winsley, Teutsch, Brown, Isaacson, Tupper, Burns, Rust and Greengo:

Implementing law relating to refund or cancellation of tuition and fees at institutions of higher education.

The bill was read the second time.

On motion of Mr. Hastings, Substitute House Bill No. 115 was substituted for House Bill No. 115, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 115 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 351, by Committee on Higher Education and Representatives Barnes, Teutsch and Ellis:

Authorizing community colleges to employ law enforcement officers for duties relative to the community college district.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE CONCURRENT RESOLUTION NO. 4, by Committee on Labor and Economic Development and Representatives Patrick, Sanders, Scott, Flanagan, Smith, Garrett, Brown, Barrett, Hankins, Clayton, Eberle and Warnke:

Declaring foreign trade policy.

The resolution was read the second time.

Committee on Labor and Economic Development recommendation: Majority, do pass as amended. (For amendment, see Journal, 39th Day, February 19, 1981.)

On motion of Mr. Hastings, the committee amendment was adopted.

The resolution was ordered engrossed.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and Engrossed House Concurrent Resolution No. 4 was placed on final passage.

Mr. Patrick spoke in favor of passage of the resolution.

POINT OF INQUIRY

Mr. Nelson (D) asked Mr. Patrick to yield to question, and he refused.

Mr. Nelson (D) spoke against passage of the resolution, and Mr. Patrick spoke again in favor of it.

POINT OF INQUIRY

Mr. Patrick yielded to question by Mr. King (R).

Mr. King (R): "The final resolve says that it would be the policy of the legislature to provide for a review of existing laws and rules which may have an inhibiting effect upon international trade and business. Who is supposed to do that and what would the effect of the passage of this resolution be? How would you get at a study of these rules?"

Mr. Patrick: "If you'll look on page 1, subsection 2, you'll notice that it speaks to the formation and operation of a legislative committee for primary consideration of all state legislation affecting international trade, business and economic relations. It's a committee which would be set up within the state legislature itself, as I understand it."

Representatives King and Tilly spoke in favor of the resolution.

Engrossed House Concurrent Resolution No. 4 was adopted.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

On motion of Mr. Nelson (G), HOUSE BILL NO. 54 was rereferred from Committee on State Government and Committee on Education, concurrently, to Committee on State Government only.

On motion of Mr. Nelson (G), HOUSE BILL NO. 158 was referred to Committee on Higher Education.

MOTION FOR RECONSIDERATION

Mr. King (R), having voted on the prevailing side, moved that the House reconsider the vote by which House Bill No. 54 was rereferred to Committee on State Government.

The motion was lost.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, February 23, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FORTY-THIRD DAY
MORNING SESSION

House Chamber, Olympia, Wash., Monday, February 23, 1981

The House was called to order at 9:30 a.m. by the Speaker.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 540, by Committee on State Government and Representatives Wilson, Tupper and Lewis:

AN ACT Relating to the protection of records; amending section 31, chapter 1, Laws of 1973 as last amended by section 13, chapter 314, Laws of 1977 ex. sess. and RCW 42.17.310; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 541, by Representative Brekke:

AN ACT Relating to family court; and amending section 1, chapter 124, Laws of 1980 and RCW 26.12-.220.

To Committee on Labor and Economic Development

HOUSE BILL NO. 542, by Committee on Agriculture and Representative Smith:

AN ACT Relating to cooperative associations; amending section 6, chapter 19, Laws of 1913 as amended by section 2, chapter 34, Laws of 1961 and RCW 23.86.090; amending section 9, chapter 19, Laws of 1913 and RCW 23.86.120; amending section 2, chapter 221, Laws of 1971 ex. sess. and RCW 23.86-.210; amending section 3, chapter 221, Laws of 1971 ex. sess. and RCW 23.86.220; amending section 22, chapter 115, Laws of 1921 as amended by section 1, chapter 86, Laws of 1979 and RCW 24.32-.300; creating new sections; adding new sections to chapter 23.86 RCW; and repealing section 16, chapter 19, Laws of 1913 and RCW 23.86.190.

To Committee on Agriculture

HOUSE BILL NO. 543, by Committee on Agriculture and Representative Smith:

AN ACT Relating to horses; amending section 1, chapter 54, Laws of 1959 as last amended by section 17, chapter 154, Laws of 1979 and RCW 16.57.010; amending section 3, chapter 38, Laws of 1974 ex. sess. and RCW 16.57.400; and adding a new section to chapter 16.57 RCW.

To Committee on Agriculture

HOUSE BILL NO. 544, by Representatives Van Dyken, Pruitt, Fiske, Tupper, Maxie, Sherman, Wang and Nelson, D. (by Joint Board of Legislative Ethics request):

AN ACT Relating to legislative ethics; amending section 3, chapter 150, Laws of 1967 ex. sess. and RCW 44.60.030; amending section 6, chapter 150, Laws of 1967 ex. sess. as last amended by section 1, chapter 165, Laws of 1980 and RCW 44.60.070; and amending section 8, chapter 218, Laws of 1977 ex. sess. as amended by section 2, chapter 165, Laws of 1980 and RCW 44.60.110.

To Committee on State Government

HOUSE BILL NO. 545, by Representatives Pruitt, Van Dyken, Fiske, Sherman, Maxie and Wang (by Joint Board of Legislative Ethics request):

AN ACT Relating to elections; adding a new section to chapter 42.17 RCW; and providing penalties.

To Committee on State Government

HOUSE BILL NO. 546, by Representatives Erickson, Walk, Greengo, Barr, Ehlers, Flanagan, Grimm and Hastings.

AN ACT Relating to open space land; and amending section 2, chapter 87, Laws of 1970 ex. sess. as amended by section 2, chapter 212, Laws of 1973 1st ex. sess. and RCW 84.34.020.

To Committee on Agriculture

HOUSE BILL NO. 547, by Representatives Leonard, Owen, Lewis, Chamberlain, Lane, Padden, McGinnis, Stratton, McCormick, Patrick, Hankins, Smith, Clayton, Barrett, Tilly and Tupper:

AN ACT Relating to corrections; amending section 1, page 10, Laws of 1858 as last amended by section 2076, Code of 1881 and RCW 9.92.140; amending section 36.28.100, chapter 4, Laws of 1963 as amended by section 54, chapter 154, Laws of 1973 1st ex. sess. and RCW 36.28.100; and amending section 72.64.060, chapter 28, Laws of 1959 as last amended by section 269, chapter 141, Laws of 1979 and RCW 72.64.060.

To Committee on Institutions

HOUSE BILL NO. 548, by Representatives Hine, Wang, Eng, Nelson (D), Van Dyken, Rust and Tupper:

AN ACT Relating to joint operating agencies; and amending section 43.52.300, chapter 8, Laws of 1965 as last amended by section 4, chapter 184, Laws of 1977 ex. sess. and RCW 43.52.300.

To Committee on State Government

HOUSE BILL NO. 549, by Committee on Labor and Economic Development and Representatives Clayton and Barrett:

AN ACT Relating to accountancy; amending section 3, chapter 226, Laws of 1949 and RCW 18.04.040; amending section 4, chapter 226, Laws of 1949 and RCW 18.04.050; amending section 23, chapter 226, Laws of 1949 and RCW 18.04.240; adding new sections to chapter 18.04 RCW; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE BILL NO. 550, by Representatives Rinehart, Tupper, Nelson (D), Sherman, Maxie, Valle, Burns, Hine, Wang, Bender, Rust, Eng, Lux, Granlund, Pruitt, Gruger, Kreidler, Brekke, Sommers and Heck:

AN ACT Relating to joint operating agencies; creating a new section; and declaring an emergency.

To Committee on Energy and Utilities

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 19, 1981

HOUSE BILL NO. 3, Prime Sponsor: Representative Rosbach, authorizing the reassessment of real property in a disaster area. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund Hastings, Rust, Sanders.

Passed to Committee on Rules for second reading.

February 19, 1981

HOUSE BILL NO. 132, Prime Sponsor: Committee on Ethics, Law and Justice, requiring administrative fees in arbitration actions to be based on a time basis. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Bickham, Patrick, Schmidt, Tilly, Tupper.

Voting nay: Representatives Becker, Granlund, Gruger, Pruitt, Wang.

Not attending: Representative Winsley.

Passed to Committee on Rules for second reading.

February 20, 1981

HOUSE BILL NO. 169, Prime Sponsor: Committee on Human Services, revising laws relating to pharmacy. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Human Services

February 20, 1981

HOUSE BILL NO. 204, Prime Sponsor: Committee on Transportation, revising laws regulating hulk haulers, vehicle repairmen, rebuilders, restorers, wreckers and scrap processors. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 26, after "any kind of" strike "vehicle" and insert "major"

On page 3, line 8 after "alteration" strike all of the material down through "repair," on page 3, line 11, and insert "to a vehicle required to be licensed or registered under this title shall maintain verifiable records regarding the source of major component parts used in such repairs, restoration, or alteration. Satisfactory records include but are not limited to personal identification of the seller if such parts were acquired from other than a motor vehicle wrecker licensed under Chapter 46.80 RCW, signed work orders, and"

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Bender, Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Walk.

MINORITY recommendation: Do not pass. Signed by Representatives Martinis, Ranking Minority Member; Eberle, Owen, Sprague.

Voting nay: Representative Smith.

Vote change from Do pass to Do not pass: Representative Martinis.

Not attending: Representative Erak.

Passed to Committee on Rules for second reading.

February 20, 1981

HOUSE BILL NO. 235, Prime Sponsor: Select Committee on Corrections, providing for correctional reform. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - Human Services.

February 20, 1981

HOUSE BILL NO. 286, Prime Sponsor: Representative Teutsch, continuing the displaced homemakers program. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 12 insert the following:

*Sec. 3. Section 4, chapter 73, Laws of 1979 and RCW 28B.04.040 are each amended to read as follows: (1) The council, in consultation with state and local governmental agencies, community groups, and local and national organizations concerned with displaced homemakers, shall receive applications and may contract with public or private nonprofit organizations to establish multipurpose service centers for displaced homemakers. In determining sites and administering agencies or organizations for the centers, the council shall consider the experience and capabilities of the public or private nonprofit organizations making application to provide services to a center.

(2) Not later than ninety days after June 7, 1979, the council shall issue rules prescribing the standards to be met by each center in accordance with the ((polices)) policies set forth in this chapter. Continuing funds for the maintenance of each center shall be contingent upon the determination by the council that the center is in compliance with the contractual conditions and with the rules prescribed by the council.

Renumber the remaining sections consecutively.

On page 1, line 2 of the title after "28B.04.020;" insert "amending section 4, chapter 73, Laws of 1979 and RCW 28.04.040;"

Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Not attending: Representative Lane.

Passed to Committee on Rules for second reading.

February 19, 1981

HOUSE BILL NO. 435, Prime Sponsor: Committee on Institutions, authorizing state participating in interstate corrections compacts. Reported by Committee on Institutions.

MAJORITY recommendation: Do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representatives Leonard, Vice Chairwoman; Struthers.

Passed to Committee on Rules for second reading.

February 20, 1981

HOUSE BILL NO. 522, Prime Sponsor: Committee on Human Services, establishing a board of dental assistants. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Labor and Economic Development.

February 19, 1981

HOUSE CONCURRENT RESOLUTION NO. 6, Prime Sponsor: Committee on Ethics, Law and Justice, creating a joint committee to study the proposed establishment of a law reform commission. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Winsley.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Tuesday, February 24, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FORTY-FOURTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, February 24, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Brown and Wang, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Steve Ottavelli and Kelly Mickelsen. Prayer was offered by Pastor Lowell Haak of Hope Lutheran Church of Seattle.

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

MESSAGES FROM THE SENATE

February 20, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3053,
 ENGROSSED SENATE BILL NO. 3069,
 SENATE BILL NO. 3140,
 SENATE BILL NO. 3191,
 ENGROSSED SENATE BILL NO. 3233,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 20, 1981

Mr. Speaker:

The Senate has adopted:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 9,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 23, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3075,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 23, 1981

Mr. Speaker:

The Senate has appointed and confirmed Senators Zimmerman, Fuller and Woody as members of a joint committee to arrange for memorial services, as provided in Engrossed House Concurrent Resolution No. 9.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE CONCURRENT RESOLUTION NO. 8,
 HOUSE CONCURRENT RESOLUTION NO. 9.

MESSAGE FROM THE SENATE

February 20, 1981

Mr. Speaker:

The Senate has concurred in the House amendment to SENATE CONCURRENT RESOLUTION NO. 103, except for Rule 37, beginning on line 13, page 28, and reference to it on page 3, line 4, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House receded from the amendments to Senate Concurrent Resolution No. 103.

**FINAL PASSAGE OF SENATE CONCURRENT RESOLUTION
WITHOUT CERTAIN HOUSE AMENDMENTS**

The Speaker stated the question before the House to be the final passage of Senate Concurrent Resolution No. 103 without the House amendment to page 28, line 13, and the reference to it on page 3, line 4.

ROLL CALL

The Clerk called the roll on the final passage of Senate Concurrent Resolution No. 103 without certain House amendments, and the resolution passed the House by the following vote: Yeas, 60; nays, 35; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Erickson, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hinc, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Scott, Sherman, Thompson, Valle, Walk, Warnke.

Not voting: Representatives Brown, Salatino, Wang.

Senate Concurrent Resolution No. 103 without certain House amendments, having received the constitutional majority, was declared passed.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 551, by Committee on Transportation and Representatives Wilson, Clayton and Johnson:

AN ACT Relating to port districts; amending section 2, chapter 110, Laws of 1980 and RCW 53.08.290; and declaring an emergency.

To Committee on Transportation

HOUSE BILL NO. 552, by Representatives Gallagher and Winsley:

AN ACT Relating to gypsies; and adding a new chapter to Title 43 RCW.

To Committee on State Government

HOUSE BILL NO. 553, by Representatives Greengo, King (R), Chandler and Sommers:

AN ACT Relating to the horizontal property regimes act; and adding new sections to chapter 64.32 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 554, by Representatives Burns, Eng, Maxie, Bender, Tupper and Isaacson:

AN ACT Relating to the financing of municipal utilities; and adding a new section to chapter 35.92 RCW.

To Committee on Local Government

HOUSE BILL NO. 555, by Committee on Labor and Economic Development and Representatives Sanders, Patrick and Scott:

AN ACT Relating to the regulation of escrow agents and officers; amending section 2, chapter 153, Laws of 1965 as last amended by section 2, chapter 156, Laws of 1977 ex. sess. and RCW 18.44.020; amending section 5, chapter 153, Laws of 1965 as last amended by section 1, chapter 70, Laws of 1979 and RCW 18.44.050; amending section 7, chapter 153, Laws of 1965 as amended by section 6, chapter 156, Laws of 1977 ex. sess. and RCW 18.44.070; and amending section 13, chapter 245, Laws of 1971 ex. sess. as amended by section 16, chapter 156, Laws of 1977 ex. sess. and RCW 18.44.260.

To Committee on Labor and Economic Development

HOUSE BILL NO. 556, by Committee on Higher Education and Representatives Greengo, Teutsch and Ellis:

AN ACT Relating to community colleges; and adding two new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW.

To Committee on Higher Education

HOUSE BILL NO. 557, by Representatives Mitchell, Sommers, Nisbet, Becker, Chandler, Dickie, Padden, Kreidler, Bickham, Vander Stoep, Patrick, Williams, Hankins, Owen, Fancher, Scott, Brekke, Stratton, Nickell, Rosbach, Nelson (G), Valle, Chamberlain, Lundquist, Eberle, Martinis, Granlund, Isaacson, McCormick, Van Dyken, Hastings, Johnson, Heck, Amen, Gruger, Tilly, Bond, Struthers, James, Addison, Houchen, Clayton, Winsley, Barr and Ellis:

AN ACT Relating to medical assistance; amending section 4, chapter 30, Laws of 1967 ex. sess. as last amended by section 4, chapter 169, Laws of 1971 ex. sess. and RCW 74.09.510; and adding a new section to chapter 74.09 RCW.

To Committee on Human Services

HOUSE BILL NO. 558, by Representatives Tupper, Addison and Bender:

AN ACT Relating to the Washington state school directors' association; and amending section 28A.61.030, chapter 223, Laws of 1969 ex. sess. as last amended by section 13, chapter 151, Laws of 1979 and RCW 28A.61.030.

To Committee on Education

HOUSE BILL NO. 559, by Representatives Wang, Tupper, Nelson (D), Rinehart and Winsley:

AN ACT Relating to water heaters; adding new sections to chapter 19.27 RCW; and creating a new section.

To Committee on Energy and Utilities

HOUSE BILL NO. 560, by Representatives Struthers, Nelson (D) and Leonard (by Department of Social and Health Services request):

AN ACT Relating to social and health services; and amending section 2, chapter 40, Laws of 1972 ex. sess. as amended by section 3, chapter 160, Laws of 1979 ex. sess. and RCW 72.60.102.

To Committee on Institutions

HOUSE BILL NO. 561, by Committee on Ways and Means and Representatives Williams and Chandler (by Office of Financial Management request):

AN ACT Relating to budget and accounting procedures; amending section 43.88.020, chapter 8, Laws of 1965 as last amended by section 25, chapter 87, Laws of 1980 and RCW 43.88.020; amending section 43.88.070, chapter 8, Laws of 1965 and RCW 43.88.070; amending section 43.88.110, chapter 8, Laws of 1965 as last amended by section 138, chapter 151, Laws of 1979 and RCW 43.88.110; amending section 43.88.130, chapter 8, Laws of 1965 and RCW 43.88.130; and amending section 2, chapter 320, Laws of 1977 ex. sess. and RCW 43.88.290.

To Committee on Appropriations - General Government

HOUSE BILL NO. 562, by Committee on Education and Representatives Taylor and Johnson (by State Board of Education request):

AN ACT Relating to educational clinics; repealing section 1, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97.010; repealing section 2, chapter 341, Laws of 1977 ex. sess., section 1, chapter 174, Laws of 1979 ex. sess. and RCW 28A.97.020; repealing section 3, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97.030; repealing section 4, chapter 341, Laws of 1977 ex. sess., section 2, chapter 174, Laws of 1979 ex. sess. and RCW 28A.97.040; repealing section 5, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97.050; and repealing section 3, chapter 174, Laws of 1979 ex. sess., section 8, chapter 87, Laws of 1980 and RCW 28A.97.100.

To Committee on Education

HOUSE BILL NO. 563, by Committee on Ethics, Law and Justice and Representatives Ellis, Patrick, Tilly, Bickham, Padden, Salatino, Schmidt, Pruitt and Tupper:

AN ACT Relating to malicious prosecution in civil cases; and amending section 1, chapter 158, Laws of 1977 ex. sess. and RCW 4.24.350.

To Committee on Ethics, Law and Justice

HOUSE CONCURRENT RESOLUTION NO. 11, by Representatives Nelson (D), Wang, Eng, Monohon, Rust, Garrett and Pruitt:

Requesting an assessment of a temporary pause in constructing two nuclear power plants.

To Committee on Local Government

SENATE BILL NO. 3053, by Senators von Reichbauer, Conner, Gallagher, Guess and Zimmerman (by Department of Licensing request):

Allowing for the cancellation of "identicards" issued by the department of licensing.

To Committee on Labor and Economic Development

ENGROSSED SENATE BILL NO. 3069, by Senators Talmadge, Clarke, Newhouse and Wojahn (by Washington Judicial Council request):

Providing for sentencing after appeals from police court.

To Committee on Ethics, Law and Justice

ENGROSSED SUBSTITUTE SENATE BILL NO. 3075, by Committee on Local Government (originally sponsored by Senators Bauer and Lee):

Authorizing the investment of water and sewer district funds in interest-bearing demand accounts.

To Committee on Local Government

SENATE BILL NO. 3140, by Senators Ridder, Williams, Scott and Lee:

Authorizing the rental of certain city property for gardening.

To Committee on Local Government

SENATE BILL NO. 3191, by Senators Talmadge, Hayner, Bottiger and Hughes:

Allowing counties to extend industrial insurance coverage to include juveniles performing community service.

To Committee on Labor and Economic Development

ENGROSSED SENATE BILL NO. 3233, by Senators von Reichbauer and Guess (by State Patrol request):

Revising vehicle accident reporting procedure.

To Committee on State Government

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 19, 1981

HOUSE BILL NO. 15, Prime Sponsor: Representative Tilly, regulating the forfeiture of property exchanged for controlled substances. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Becker, Winsley.

Passed to Committee on Rules for second reading.

February 18, 1981

HOUSE BILL NO. 49, Prime Sponsor: Representative Amen, revising procedures for forms management. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman;

Walk, Ranking Minority Member; Ehlers, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representatives Erak, O'Brien.

Passed to Committee on Rules for second reading.

February 19, 1981

HOUSE BILL NO. 189, Prime Sponsor: Committee on Education, authorizing administration of oral medication by common school and private school personnel. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Ehlers, Ellis, Hine, James, Lewis, Warnke.

Voting nay: Representatives Dickie, Eng, Galloway, McDonald, Vander Stoep.

Not attending: Representatives Lane, Maxie.

Passed to Committee on Rules for second reading.

February 20, 1981

HOUSE BILL NO. 260, Prime Sponsor: Representative Prince, modifying agricultural commodity assessments. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Fiske, Granlund, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representatives Amen, Fancher, Gallagher, Hastings.

Passed to Committee on Rules for second reading.

February 23, 1981

HOUSE BILL NO. 319, by Committee on Human Services, revising laws relating to life sustaining procedures. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Nickell, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Not voting: Representative Padden.

Not attending: Representatives Houchen, Leonard, North, Winsley.

Passed to Committee on Rules for second reading.

February 23, 1981

HOUSE BILL NO. 335, Prime Sponsor: Representative Nelson (G), authorizing new community college district which will encompass Edmonds Community College. Reported by Committee on Higher Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Sherman.

MINORITY recommendation: Do not pass. Signed by Representative Tupper.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 117, by Committee on Education and Representatives Cantu, Lane and Johnson:

Mandating each school district board of directors have exclusive prerogative of determining when 180 day school year will be.

The bill was read the second time.

On motion of Mr. Taylor, Substitute House Bill No. 117 was substituted for House Bill No. 117, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 117 was read the the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 122, by Committee on Education and Representatives James, Lane and Johnson:

Implementing the law relating to appeals from hearing decisions affecting the employment of certificated school employees.

The bill was read the second time.

Mr. Ehlers moved adoption of the following amendment:
On page 6, line 18 after "incurred" insert "for preparation and"

Mr. Ehlers spoke in favor of the amendment, and Mr. Taylor spoke against it.

The amendment was adopted.

House Bill No. 122 was ordered engrossed and passed to Committee on Rules for third reading.

Representative Wang appeared at the bar of the House.

MOTION

On motion of Mr. Nelson (G), Engrossed Substitute Senate Bill No. 3041 was placed on the second reading calendar for immediate consideration.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

POINT OF PERSONAL PRIVILEGE

Mr. Grimm: "I rise to object very strongly to an action taken earlier this morning — approximately thirty minutes ago. As you know, or should know, it came to our attention as a result of Senate Bills 3209 and 3210, that this state is facing some difficulties financially. Legislation which passed the Senate, assigned to the Financial Institutions Committee in the House last Friday, without our knowledge until this morning, and without any action—we were asked as members of the minority party, and I'm sure you were asked as members of the majority party—to attempt to expedite action on Senate Bills 3209 and 3210. We went into caucus, both of us, for the first time on this issue so that we could have an opportunity to understand exactly the nature and extent of the problem. During the course of our discussion there were many questions and members asked if it would be possible to have the State Treasurer, a state elected official, Robert O'Brien, within the bar of the House to explain Senate Bills 3209 and 3210 and answer any questions members of our caucus might have had. That information that he was to be within the House was given to the majority leader of the House. During our caucus there was the conducting of business of the House out here and it was, in my humble opinion, a grievous affront upon us as members of the House and the decorum of the House that we are called upon to maintain and it was an insult to a state elected official. I want now to disassociate myself from that and to admonish the action that was taken."

POINT OF PERSONAL PRIVILEGE

Mr. Nelson (G): "I think we should make clear exactly what the timing is on the address of Senate Bills No. 3209 and 3210. Prior to the session activity today, there was an agreement between the majority leader and the minority leader about having a caucus for fifteen minutes to address this. I gave memos and other backup information to substantiate the need within each caucus to address those two bills. We recessed for that fifteen-minute time frame to allow both caucuses an opportunity to go over the bills. The majority caucus stayed within the fifteen minutes, went over the measures, and at that time, we came out about 10:17 a.m., and it was acknowledged that you needed additional time to discuss each of those measures and we extended it to 10:30. At 10:30 I once again went to the minority caucus room and the minority ranking member came out and indicated you needed ten more minutes with the elected official, which would have been 10:40. The running of this House is based on trust and an arrangement where we can fulfill a time frame. We aren't going to go along lackadaisical with that kind of proceedings from this point onward. Whenever we say we need a specific amount of time, we will acknowledge that amount of time and we have to do it on a joint basis with trust and with recognition that there are ninety-eight members out here, not just forty-two or not just fifty-six. If you say you need thirty minutes, we will definitely understand that; if you say you need

an hour, we will understand it, but we first say fifteen, we extend it fifteen, then we are given the word it's another ten. I don't think we need to put these numbers of people on this House floor at ease for a long period of time and delay the work of this legislature. Yes, a Senate bill was placed before us as the first order of business on second reading. That's all that was done. We've been waiting out here exactly one and a half hours since the first time this body recessed."

POINT OF PERSONAL PRIVILEGE

Mr. King (R): "Mr. Speaker, since it has become a question about whether or not the minority party is going to have an opportunity to fully discuss matters that come before us or not, I thought, since my name was alluded to, I'd mention several things. Number one, the question was put to the majority leader of whether we ought to have the State Treasurer come to our caucus today to answer questions or whether he would prefer that he come tomorrow. There was no mention made of the amount of time. We wouldn't recognize an amount of time imposed upon us in a matter as serious as this. In the process of questions, we came to the conclusion that at least one of those measures which they are trying to rush through very quickly, could seriously jeopardize the bond rating of the state of Washington and might end up costing us \$100 million or more. It's the kind of matter that should be referred to committee. We didn't know that, and we wouldn't have known it if we hadn't asked the Treasurer directly, whether or not he was requesting that these matters be acted upon without committee action. His answer to that was 'no.' The amount of time that we spent in that caucus, I think, for the public of this state may be more than worthwhile. When we get to discussing in committee one of these bills—because if you think they are such an emergency, then that is where we intend to let you deal with it—you are going to find out how that could jeopardize our bond rating."

ENGROSSED SUBSTITUTE SENATE BILL NO. 3041, by Committee on Energy and Utilities (originally sponsored by Senators Williams, Gould, Talley and Hurley):

Providing for the appointment of members to the Pacific Northwest Electric Power and Conservation Planning Council.

The bill was read the second time.

Mr. Barnes moved adoption of the following amendment:

On page 1, beginning on line 22 strike all material down to and including "resources." on page 2, line 3.

Mr. Barnes spoke in favor of the amendment, and Mr. Nelson (D) spoke against it.

Mr. Barnes spoke again in favor of the amendment, and Mr. Wang spoke against it.

Mr. Heck demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Barnes to page 1, line 22 of Engrossed Substitute Senate Bill No. 3041, and the amendment was adopted by the following vote: Yeas, 60; nays, 37; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hinc, King J., King R., Kredler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representative Brown.

Mr. Barnes moved adoption of the following amendment:

On page 2, line 3 of the engrossed bill, being page 1, lines 26 and 27 of the printed bill, after "resources." strike all material down to and including "party."

Mr. Barnes spoke in favor of the amendment, and Mr. Nelson (D) spoke against it.

Mr. Heck demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Barnes to page 2, line 3 of Engrossed Substitute Senate Bill No. 3041, and the amendment was adopted by the following vote: Yeas, 55; nays, 42; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Van Dyken, Walk, Wang, Warnke.

Not voting: Representative Brown.

Mr. Barnes moved adoption of the following amendment:

On page 2, beginning on line 19 of the engrossed bill, strike all of subsection (4).

Mr. Barnes spoke in favor of the amendment, and Mr. Nelson (D) spoke against it.

The amendment was adopted.

Mr. Barnes moved adoption of the following amendment:

On page 2, beginning on line 30 of the engrossed bill, being page 2, line 23 of the printed bill, strike all of subsection (3) and renumber the remaining subsections consecutively.

Mr. Barnes spoke in favor of the amendment, and Representatives Hine and Nelson (D) spoke against it.

Mr. Heck demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Barnes to page 2, line 30 of Engrossed Substitute Senate Bill No. 3041, and the amendment was adopted by the following vote: Yeas, 59; nays, 38; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Ehlers, Erak, Erickson, Gallagher, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Nickell, North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representative Brown.

Mr. Barnes moved adoption of the following amendment:

On page 3, line 1 of the engrossed bill, being page 2, line 29 of the printed bill, after "council" strike all material down to and including "region" on line 3

Mr. Barnes spoke in favor of the amendment, and Representatives Wang and Nelson (D) spoke against it.

Mr. Heck demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Barnes to page 3, line 1 of Engrossed Substitute Senate Bill No. 3041, and the amendment was adopted by the following vote: Yeas, 57; nays, 40; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King R., Kreidler, Lux, Martinis, Maxie,

McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representative Brown.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third and Engrossed Substitute Senate Bill No. 3041 as amended by the House was placed on final passage.

Representatives Barnes and Wang spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3041 as amended by the House, and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Lux, Nelson D., Owen, Salatino.

Not voting: Representative Brown.

Engrossed Substitute Senate Bill No. 3041 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

Mr. Nelson (G) moved that the Committee on Financial Institutions and Insurance be relieved of Substitute Senate Bill NO. 3210 and Senate Bill No. 3209, and the bills be placed on the second reading calendar.

Mr. King (R) moved that the question be divided.

The Speaker stated the question before the House to be the motion to relieve the Committee on Financial Institutions and Insurance of Substitute Senate Bill No. 3210 and place it on the second reading calendar.

A division was called.

ROLL CALL

The Clerk called the roll on the motion to relieve the Committee on Financial Institutions and Insurance of Substitute Senate Bill No. 3210, and the motion received the required 60% majority by the following vote: Yeas, 62; nays, 35; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bender, Brekke, Burns, Ehlers, Eng, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Stratton, Valle, Walk, Wang, Warnke.

Not voting: Representative Brown.

The motion to relieve the Committee on Financial Institutions and Insurance of Senate Bill No. 3209 and place it on the calendar was carried.

SUBSTITUTE SENATE BILL NO. 3210, by Committee on State Government (originally sponsored by Senators Rasmussen and Jones - by State Treasurer request):

Modifying provisions on warrants.

The bill was read the second time.

Mr. Nelson (G) moved that the rules be suspended, the second reading considered the third, and the bill be placed on final passage.

Representatives King (R) and Sommers spoke against the motion, and Mr. Nelson (G) spoke in favor of it.

MOTION

Mr. King (R) moved that further consideration of Substitute Senate Bill No. 3210 be deferred until the next working day.

Representatives King (R) and Scott spoke in favor of the motion.

A division was called.

ROLL CALL

The Clerk called the roll on the motion to defer further consideration of Substitute Senate Bill No. 3210 until the next working day, and the motion was lost by the following vote: Yeas, 41; nays, 56; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Brown.

The Speaker stated the question before the House to be the motion to suspend the rules and advance Substitute Senate Bill No. 3210 to final passage.

A division was called.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advanced Substitute Senate Bill No. 3210 to final passage, and the motion failed to receive the required two-thirds majority by the following vote: Yeas, 55; nays, 42; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representative Brown.

Substitute Senate Bill No. 3210 was passed to Committee on Rules for third reading.

SENATE BILL NO. 3209, by Senators Rasmussen and Jones (by State Treasurer request):

Changing the state payroll revolving fund to an account.

The bill was read the second time and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 4, by Representative Sanders:

Designating the Roosevelt Elk as the state animal.

The bill was read the third time and placed on final passage.

Representatives Sanders and Grimm spoke in favor of passage of the bill.

On motion of Mr. Sanders, the rules were suspended to allow other members to sign on as sponsors of the bill.

Representative Isaacson signed the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 4, and the bill passed the House by the following vote: Yeas, 70; nays, 24; not voting, 4.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ehlers, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Hinc, Isaacson, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Pruitt, Rosbach, Sanders, Scott, Smith, Sommers, Stratton, Struthers, Thompson, Tilly, Valle, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Burns, Chandler, Dawson, Ellis, Eng, Flanagan, Greengo, Heck, Owen, Prince, Rinehart, Rust, Salatino, Schmidt, Sherman, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Walk, Wang.

Not voting: Representatives Brown, Houchen, James, Sprague.

House Bill No. 4, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

Mr. King (R) moved that the rules be suspended and Rules Committee be relieved of Senate Bill No. 3209 and place it on today's third reading calendar.

Mr. King (R) spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

Mr. Heck demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and relieve Rules Committee of Senate Bill No. 3209 and place it on the third reading calendar, and the motion was lost by the following vote: Yeas, 41; nays, 56; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hinc, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Brown, Nickell.

RESOLUTION

HOUSE RESOLUTION NO. 81-20, by Representatives Erak and Becker:

WHEREAS, The Roosevelt Elk is now the official state animal; and

WHEREAS, This is the result of years of effort on the part of Representative Paul Sanders; and

WHEREAS, The Roosevelt Elk is not indigenous to Representative Sander's Bellevue District; and

WHEREAS, Lake Quinault High School is the only school in the state which has the elk as its mascot; and

WHEREAS, Lake Quinault High School is presently located in the 19th District where elk bound and abound; and

WHEREAS, The school's most distinguished alumna is a member of this body; and

WHEREAS, Representative Mary Kay Becker is in full support of this resolution; and

WHEREAS, The elk knows no politics;

NOW, THEREFORE, BE IT RESOLVED, That in recognition of Representative Sander's efforts and the sacrifice of one of his ten bills to the elk of this state, That he is hereby declared an honorary graduate of Lake Quinault High School with all the privileges afforded thereto.

On motion of Mr. Erak, the resolution was adopted.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Wednesday, February 25, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FORTY-FIFTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, February 25, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Todd Sipe and Frank Russo. Prayer was offered by The Reverend Richard Hart of the First Baptist Church of Olympia.

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

MESSAGES FROM THE SENATE

February 24, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3042,
 SENATE BILL NO. 3051,
 ENGROSSED SENATE BILL NO. 3052,
 ENGROSSED SENATE BILL NO. 3057,
 SUBSTITUTE SENATE BILL NO. 3064,
 SENATE BILL NO. 3109,
 SENATE BILL NO. 3234,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 24, 1981

Mr. Speaker:

The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 8,
 HOUSE CONCURRENT RESOLUTION NO. 9,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 24, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE HOUSE BILL NO. 118,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 24, 1981

Mr. Speaker:

The Senate has passed SENATE CONCURRENT RESOLUTION NO. 103 as amended by the House, except for Rule 37 and reference thereto on page 3, line 4, from which the House receded.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE HOUSE BILL NO. 118.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 564, by Committee on Ethics, Law and Justice and Representatives Ellis, Patrick, Tupper, Becker, Wang, Garrett and Clayton (by Washington State Patrol request):

AN ACT Relating to firearms; adding new sections to chapter 9.41 RCW; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 565, by Committee on Ethics, Law and Justice and Representatives Ellis, Tilly, Salatino, Tupper, Bickham and Garrett:

AN ACT Relating to gambling; and adding a new section to chapter 9.46 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 566, by Committee on Ethics, Law and Justice and Representatives Ellis, Patrick, Bickham, Tupper, Garrett and Clayton (by Washington State Patrol request):

AN ACT Relating to motor vehicles; amending section 3, chapter 29, Laws of 1975-76 2nd ex. sess. and RCW 46.20.416; amending section 2, chapter 134, Laws of 1961 as amended by section 35, chapter 32, Laws of 1967 and RCW 46.20.420; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 567, by Committee on Ethics, Law and Justice and Representatives Ellis, Tilly, Pruitt, Patrick, Bickham, Tupper, Wang, Garrett and Clayton:

AN ACT Relating to motor vehicles; and amending section 3, chapter 1, Laws of 1969 as last amended by section 5, chapter 176, Laws of 1979 ex. sess. and RCW 46.61.506.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 568, by Committee on Ethics, Law and Justice and Representatives Ellis, Patrick, Salatino, Tupper, Wang, Garrett and Clayton (by Washington State Patrol request):

AN ACT Relating to dangerous weapons; amending section 929, Code of 1881 as last amended by section 1, chapter 143, Laws of 1959 and RCW 9.41.250; and prescribing penalties.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 3042, by Senators Wojahn and Clarke:

Expanding the authorization for satellite facilities of financial institutions.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 3051, by Senators von Reichbauer, Conner, Gallagher, Guess and Zimmerman (by Department of Licensing request):

Adding a requirement for the issuance of a drivers' license or permit under certain circumstances.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE BILL NO. 3052, by Senators von Reichbauer, Conner, Gallagher and Guess (by Department of Licensing request):

Changing the availability of certain driver records.

To Committee on Transportation

ENGROSSED SENATE BILL NO. 3057, by Senators Charnley, Newhouse, Vognild and Benitz:

Permitting hotel, restaurant, and club patrons to remove wine from the premises.

To Committee on Labor and Economic Development

SUBSTITUTE SENATE BILL NO. 3064, by Committee on Transportation (originally sponsored by Senators von Reichbauer, Sellar, Talley, Guess and Zimmerman - by Department of Transportation request):

Prohibiting abandoning junk vehicles in public parking lots.

To Committee on Transportation

SENATE BILL NO. 3109, by Senators Talmadge and Clarke:

Enacting the uniform trade secrets act.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 3234, by Senators von Reichbauer and Guess (by State Patrol request):

Revising vehicle accident reporting procedures.

To Committee on Transportation

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 23, 1981

HOUSE BILL NO. 167, Prime Sponsor: Committee on Education, implementing law relating to program hour offerings under the basic education act. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Cantu, Dickie, Ellis, Hine, James, Lane, Lewis, McDonald, Vander Stoep.

Voting nay: Representatives Valle, Ranking Minority Member; Ehlers, Eng, Galloway.

Not signing report: Representatives Warnke and Bender.

Not attending: Representative Maxie.

Passed to Committee on Rules for second reading.

February 23, 1981

HOUSE BILL NO. 173, Prime Sponsor: Committee on Education, implementing powers of supervision of state board of education over interscholastic activities associations or other voluntary nonprofit entities. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Eng, Galloway, Hine, Lane, Lewis, McDonald, Vander Stoep.

Voting nay: Representatives Taylor, Chairman; Ellis, James, Maxie, Warnke.

Passed to Committee on Rules for second reading.

February 20, 1981

HOUSE BILL NO. 179, Prime Sponsor: Committee on Human Services, creating the council on child abuse and neglect. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Wang, Winsley.

MINORITY recommendation: Do not pass. Signed by Representative Vander Stoep.

Not attending: Representative Lane.

Passed to Committee on Rules for second reading.

February 24, 1981

HOUSE BILL NO. 286, Prime Sponsor: Representative Teutsch, continuing the displaced homemakers program. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ethics, Law and Justice

February 18, 1981

HOUSE BILL NO. 341, Prime Sponsor: Committee on Labor and Economic Development, enacting the Business Opportunity Fraud Act. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass with the following amendment:
On page 2, line 5 strike "fifty" and insert "three hundred"

Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representative Barr.

Passed to Committee on Rules for second reading.

February 23, 1981

HOUSE BILL NO. 352, Prime Sponsor: Committee on Local Government, revising laws relating to sewer and water districts. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Barr, Barrett, Berleen, Burns, Chamberlain, Garrett, Hine, James, North, Stratton.

Not attending: Representatives Erickson, Ranking Minority Member; Brown, Lane, Leonard, Monohon, Van Dyken.

Passed to Committee on Rules for second reading.

February 23, 1981

HOUSE BILL NO. 461, Prime Sponsor: Representative Prince, authorizing educational reciprocity as to institutions of higher education with state of Idaho. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Sherman, Tupper.

Passed to Committee on Rules for second reading.

February 24, 1981

HOUSE BILL NO. 530, Prime Sponsor: Representative O'Brien, modifying amounts payable for certain death benefits. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ethics, Law and Justice

February 23, 1981

HOUSE JOINT MEMORIAL NO. 2, Prime Sponsor: Representative Hastings, requesting the administration and Congress to abolish the department of education. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Cantu, Dickie, Ellis, James, Lane, Lewis, McDonald, Vander Stoep.

Voting nay: Representatives Valle, Ranking Minority Member; Bender, Ehlers, Eng, Galloway, Hine, Maxie, Warnke.

Passed to Committee on Rules for second reading.

February 23, 1981

SENATE BILL NO. 3058, Prime Sponsor: Senator Charnley, implementing law relating to commercial operations selling term papers, theses, and dissertations. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Sherman, Tupper.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House recessed until 11:00 a.m.

SECOND MORNING SESSION

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

MOTION

On motion of Mr. Hastings, the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 115, by Committee on Higher Education (originally sponsored by Representatives Winsley, Teutsch, Brown, Isaacson, Tupper, Burns, Rust and Greengo):

Implementing law relating to refund or cancellation of tuition and fees at institutions of higher education.

The bill was read the third time and placed on final passage.

Ms. Winsley spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 115, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 115, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 351, by Committee on Higher Education and Representatives Barnes, Teutsch and Ellis:

Authorizing community colleges to employ law enforcement officers for duties relative to the community college district.

The bill was read the third time and placed on final passage.

Mr. Barnes spoke in favor of passage of the bill, and Ms. Gruger spoke against it.

POINT OF INQUIRY

Mr. Barnes yielded to question by Ms. Teutsch.

Ms. Teutsch: "Representative Barnes, would the LEOFF pension status of the moonlighting officers be enhanced by this bill?"

Mr. Barnes: "No, it wouldn't, Representative Teutsch. As they are presently doing, moonlighting officers hired part time by the college would not have their pension systems enhanced by the fact that they are working that second job. This is true of those who are hired full time, also. They are on the PERS system rather than the LEOFF system."

Mr. Greengo spoke in favor of the bill, and Representatives Brekke and Wilson spoke against it.

Mr. Barnes closed debate, again speaking in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 351, and the bill failed to pass the House by the following vote: Yeas, 48; nays, 49; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dickie, Ellis, Fancher, Fiske, Galloway, Garson, Greengo, Hine, Houchen, Isaacson, Johnson, King J., King R., Lane, Lewis, Lundquist, McCormick, Nisbet, O'Brien, Owen, Patrick, Prince, Rosbach, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Burns, Eberle, Ehlers, Eng, Erak, Erickson, Flanagan, Gallagher, Garrett, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, James, Kreidler, Leonard, Lux, Martinis, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, North, Padden, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Thompson, Valle, Walk, Wang, Williams, Wilson.

Not voting: Representative Dawson.

House Bill No. 351, having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Mr. Nelson (G), having voted on the prevailing side, served notice that he would, on the next working day, move for reconsideration of the vote by which House Bill No. 351 failed to pass the House.

ENGROSSED HOUSE BILL NO. 122, by Committee on Education and Representatives James, Lane and Johnson:

Implementing the law relating to appeals from hearing decisions affecting the employment of certificated school employees.

The bill was read the third time and placed on final passage.

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

MOTION

Mr. Scott moved that further consideration of the bill be deferred until he had a Bill Report, and the motion was lost.

Representatives Warnke and Heck spoke against passage of the bill, and Representatives Taylor and Barnes spoke in favor of it.

Mr. James spoke again in favor of the bill, and Mr. Warnke again opposed it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 122, and the bill passed the House by the following vote: Yeas, 58; nays, 40; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Bender, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Gruger, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Schmidt, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Barrett, Becker, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Garrett, Grimm, Hankins, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, McGinnis, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Stratton, Valle, Walk, Wang, Warnke, Winsley.

Engrossed House Bill No. 122, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 117, by Committee on Education (originally sponsored by Committee on Education and Representatives Cantu, Lane and Johnson):

Mandating each school district board of directors have exclusive prerogative of determining when 180 day school year will be.

The bill was read the third time and placed on final passage.

Representatives Cantu, Taylor and James spoke in favor of passage of the bill, and Representatives Warnke, Galloway, Scott and Erak spoke against it.

Mr. Cantu closed debate, speaking again in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 117, and the bill passed the House by the following vote: Yeas, 50; nays, 48; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Barrett, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Hankins, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Walk, Wang, Warnke, Winsley.

Substitute House Bill No. 117, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3210, by Committee on State Government (originally sponsored by Senators Rasmussen and Jones - by State Treasurer request):

Modifying provisions on warrants.

The bill was read the third time and placed on final passage.

Representatives Nelson (G), Chandler and O'Brien spoke in favor of the bill, and Representatives Scott and Ehlers spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3210, and the bill passed the House by the following vote: Yeas, 71; nays, 25; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Bender, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Grimm, Gruger, Heck, King J., King R., Lux, Nelson D., North, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Walk, Wang, Warnke.

Not voting: Representatives Becker, Winsley.

Substitute Senate Bill No. 3210, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3209, by Senators Rasmussen and Jones (by State Treasurer request):

Changing the state payroll revolving fund to an account.

The bill was read the third time and placed on final passage.

Mr. Nelson (G) spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3209, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Becker.

Senate Bill No. 3209, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

On motion of Mr. Nelson (G), HOUSE BILL NO. 252 was rereferred from Committee on Rules to Committee on Ways and Means.

On motion of Mr. Nelson (G), HOUSE BILL NO. 548 was rereferred from Committee on State Government to Committee on Energy and Utilities.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, February 27, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FORTY-SEVENTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Friday, February 27, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Garrett, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Cora Baker and Nadine Cassill. Prayer was offered by The Reverend Richard Hart of the First Baptist Church of Olympia.

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

MESSAGES FROM THE SENATE

February 26, 1981

Mr. Speaker:

The Senate has passed:

HOUSE BILL NO. 103,
 SUBSTITUTE SENATE BILL NO. 3006,
 ENGROSSED SENATE BILL NO. 3009,
 SENATE BILL NO. 3196,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 25, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE HOUSE BILL NO. 118,
 SENATE CONCURRENT RESOLUTION NO. 103,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 26, 1981

Mr. Speaker:

The President has signed:

SENATE BILL NO. 3209,
 SUBSTITUTE SENATE BILL NO. 3210,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

SENATE BILL NO. 3209,
 SUBSTITUTE SENATE BILL NO. 3210.

SPEAKER'S PRIVILEGE

The Speaker recognized in the South Gallery, the delegation of the 1981 Washington Association of Wheat Growers, and Wheat Queen Julie Zellmer from Davenport, Washington, in Lincoln County.

APPOINTMENT OF COMMITTEE

The Speaker appointed Representatives Rosbach and Wilson to the Western States Legislative Forestry Task Force.

The Speaker declared the House to be at ease.

The Speaker (Mr. Amen presiding) called the House to order.

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

RESOLUTION

HOUSE RESOLUTION NO. 81-21, by Representatives Brown, Gallagher, Wang and Winsley:

Congratulating the Mount Tahoma High School football team and coaches.

Representatives Brown and North spoke in favor of the resolution, and it was adopted.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 569, by Representatives Nickell, Patrick, Clayton, Struthers, Ellis and Hastings:

AN ACT Relating to crimes and punishment; amending sections 1 and 2, chapter 86, Laws of 1903 as amended by section 34, chapter 249, Laws of 1909 and RCW 9.92.090; adding a new section to chapter 9.92 RCW; creating new sections; providing penalties; and declaring an emergency.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 570, by Representative Bickham:

AN ACT Relating to insurance; adding a new section to chapter 48.23 RCW; and creating a new section.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 571, by Representatives Hankins, Owen, Isaacson, Grimm, Bickham, Erak, Smith, Hastings, King (R), Scott, Struthers and Heck:

AN ACT Relating to alcoholic beverages; amending section 3, chapter 62, Laws of 1933 ex. sess. as last amended by section 3, chapter 140, Laws of 1980 and RCW 66.04.010; creating new sections; and adding a new section to chapter 66.08 RCW.

To Committee on Labor and Economic Development

HOUSE BILL NO. 572, by Committee on State Government and Representative Addison:

AN ACT Relating to voting machines; amending section 29.33.090, chapter 9, Laws of 1965 and RCW 29.33.090; amending section 18, chapter 109, Laws of 1967 ex. sess. as last amended by section 66, chapter 361, Laws of 1977 ex. sess. and RCW 29.34.080; amending section 19, chapter 109, Laws of 1967 ex. sess. and RCW 29.34.090; amending section 43.17.070, chapter 8, Laws of 1965 and RCW 43.17.070; amending section 85, chapter 99, Laws of 1979 and RCW 43.131.234; adding new sections to chapter 29.33 RCW; and declaring an emergency.

To Committee on State Government

HOUSE BILL NO. 573, by Representative Salatino:

AN ACT Relating to implied consent; and reenacting and amending section 1, chapter 1, Laws of 1969 as last amended by section 3, chapter 176, Laws of 1979 ex. sess. and by section 59, chapter 136, Laws of 1979 ex. sess. and RCW 46.20.308.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 574, by Representative Salatino:

AN ACT Relating to public members on boards and commissions; amending section 5, chapter 94, Laws of 1933 as amended by section 1, chapter 66, Laws of 1972 ex. sess. and RCW 2.48.030; amending section 1, chapter 226, Laws of 1949 and RCW 18.04.020; amending section 2, chapter 226, Laws of 1949 and RCW 18.04.030; amending section 3, chapter 226, Laws of 1949 and RCW 18.04.040; amending section 3, chapter 323, Laws of 1959 as amended by section 27, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.08.120; amending section 7, chapter 101, Laws of 1957 and RCW 18.15.051; amending section 8, chapter 101, Laws of 1957 as amended by section 5, chapter 223, Laws of 1967 and RCW 18.15.052; amending section 5, chapter 101, Laws of 1957 as last amended by section 29, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.15.140; amending section 7, chapter 215, Laws of 1937 as last amended by section 24, chapter 148, Laws of 1973 1st ex. sess. and RCW 18.18.100; amending section 1, chapter 168, Laws of 1953 and RCW 18.18.102; amending section 14, chapter 3, Laws of 1965 ex. sess. as last amended by section 9, chapter 75, Laws of 1977 and RCW 18.18.251; amending section 1, chapter 53, Laws of 1959 as amended by section 1, chapter 50, Laws of 1965 ex. sess. and RCW 18.25.015; amending section 1, chapter 46, Laws of 1980 and RCW 18.26-.040; amending section 2, chapter 112, Laws of 1935 as last amended by section 1, chapter 49, Laws of 1975 and RCW 18.32.035; amending section 6, chapter 5, Laws of 1977 ex. sess. and RCW 18.32.560; amending section 7, chapter 5, Laws of 1977 ex. sess. and RCW 18.32.570; amending section 5, chapter 43, Laws of 1957 and RCW 18.34.050; amending section 15, chapter 106, Laws of 1973 1st ex.

sess. as amended by section 35, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.35.150; amending section 8, chapter 93, Laws of 1977 ex. sess. and RCW 18.39.173; amending section 3, chapter 283, Laws of 1947 as amended by section 37, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.43.030; amending section 4, chapter 57, Laws of 1970 ex. sess. as amended by section 1, chapter 97, Laws of 1975 1st ex. sess. and RCW 18.52.040; amending section 5, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.050; amending section 3, chapter 25, Laws of 1963 and RCW 18.54.030; amending section 1, chapter 98, Laws of 1935 as last amended by section 1, chapter 18, Laws of 1973 1st ex. sess. and RCW 18.64.001; amending section 2, chapter 284, Laws of 1961 as last amended by section 52, chapter 158, Laws of 1979 and RCW 18.71.015; amending section 4, chapter 202, Laws of 1955 as amended by section 1, chapter 71, Laws of 1977 and RCW 18.72.040; amending section 5, chapter 202, Laws of 1955 as amended by section 2, chapter 71, Laws of 1977 and RCW 18.72.050; amending section 6, chapter 202, Laws of 1955 as amended by section 2, chapter 111, Laws of 1979 ex. sess. and RCW 18.72.060; amending section 7, chapter 202, Laws of 1955 and RCW 18.72.070; amending section 8, chapter 202, Laws of 1955 and RCW 18.72.080; amending section 2, chapter 239, Laws of 1949 as last amended by section 62, chapter 158, Laws of 1979 and RCW 18.74.020; amending section 2, chapter 222, Laws of 1949 as amended by section 2, chapter 79, Laws of 1967 and RCW 18.78.020; amending section 3, chapter 305, Laws of 1955 as last amended by section 27, chapter 292, Laws of 1971 ex. sess. and RCW 18.83.030; amending section 17, chapter 235, Laws of 1953 as amended by section 6, chapter 139, Laws of 1972 ex. sess. and RCW 18.85.071; amending section 6, chapter 202, Laws of 1949 as last amended by section 5, chapter 133, Laws of 1973 and RCW 18.88.060; amending section 2, chapter 200, Laws of 1959 as last amended by section 52, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.90.020; amending section 3, chapter 92, Laws of 1959 as last amended by section 1, chapter 31, Laws of 1979 ex. sess. and RCW 18.92.021; amending section 4, chapter 158, Laws of 1969 ex. sess. and RCW 18.96.040; amending section 11, chapter 175, Laws of 1973 1st ex. sess. as amended by section 56, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.106.110; amending section 2, chapter 280, Laws of 1975 1st ex. sess. as amended by section 57, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.108.020; amending section 5, chapter 207, Laws of 1963 as last amended by section 60, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 19.28.065; amending section 2, chapter 188, Laws of 1974 ex. sess. as last amended by section 1, chapter 79, Laws of 1977 ex. sess. and RCW 19.28.123; amending section 12, chapter 169, Laws of 1935 as amended by section 63, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 19.28.270; amending section 11, chapter 119, Laws of 1935 as amended by section 12, chapter 106, Laws of 1973 and RCW 27.08.010; amending section 43.24.060, chapter 8, Laws of 1965 as last amended by section 98, chapter 158, Laws of 1979 and RCW 43.24.060; amending section 14, chapter 150, Laws of 1967 as amended by section 142, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 48.17.135; amending section 32, chapter 290, Laws of 1953 as amended by section 2, chapter 351, Laws of 1977 ex. sess. and RCW 68.05.050; amending section 7, chapter 139, Laws of 1973 as amended by section 161, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 70.95B.070; amending section 1, chapter 18, Laws of 1935 as last amended by section 1, chapter 207, Laws of 1979 ex. sess. and RCW 88.16.010; adding a new chapter to Title 43 RCW; creating new sections; and repealing section 4, chapter 226, Laws of 1949 and RCW 18.04.050.

To Committee on State Government

HOUSE BILL NO. 575, by Representatives Wang, Sherman, Nelson (D), Bender, Rinehart, Hine and Rust:

AN ACT Relating to joint operating agencies; amending section 43.52.3411, chapter 8, Laws of 1965 and RCW 43.52.3411; creating new sections; and adding a new section to chapter 43.52 RCW.

To Committee on Local Government

HOUSE BILL NO. 576, by Representatives McCormick, Gallagher, Wilson, Barrett, Eberle, Schmidt, Prince, Walk and Cantu:

AN ACT Relating to speed limits; and amending section 2, chapter 16, Laws of 1963 as last amended by section 34, chapter 151, Laws of 1977 ex. sess. and RCW 46.61.405.

To Committee on Transportation

HOUSE BILL NO. 577, by Representatives Ellis, Warnke, Bond, Sommers, Tilly, Fiske, Addison, Hastings, Brown and Sanders:

AN ACT Relating to public retirement; amending section 1, chapter 229, Laws of 1937 as last amended by section 4, chapter 106, Laws of 1973 and RCW 2.12.010; amending section 2, chapter 229, Laws of 1937 as last amended by section 5, chapter 106, Laws of 1973 and RCW 2.12.020; amending section 5, chapter 229, Laws of 1937 as last amended by section 1, chapter 75, Laws of 1977 and RCW 2.12.050; amending section 1, chapter 159, Laws of 1979 ex. sess. and RCW 41.04.350; amending section 16, chapter 274, Laws of 1947 as last amended by section 10, chapter 249, Laws of 1979 ex. sess. and RCW 41.40.150; amending section 19, chapter 274, Laws of 1947 as last amended by section 7, chapter 190, Laws of 1973 1st ex. sess. and RCW 41.40.180; amending section 14, chapter 71, Laws of 1947 as last amended by section 4, chapter 28, Laws of 1967 ex. sess. and RCW 41.44.140; repealing

section 13, chapter 207, Laws of 1939, section 3, chapter 185, Laws of 1967 and RCW 41.28.120; and repealing section 21, chapter 200, Laws of 1953 and RCW 41.40.125.

To Committee on State Government

HOUSE CONCURRENT RESOLUTION NO. 12, by Representatives Sommers, Erickson, Valle, Galloway, Bender, Erak, Hine, Salatino, Warnke, Martinis, Winsley, Brekke and Pruitt:

Providing for a task force on productivity in education, setting out its members and functions, and providing for the abolishment thereof.

To Committee on Education

HOUSE CONCURRENT RESOLUTION NO. 13, by Representatives Grimm, Sommers, Erickson, Burns, Gruger, Rust, Sherman, Salatino, Martinis and Winsley:

Creating a task force on productivity in higher education.

To Committee on Higher Education

SUBSTITUTE SENATE BILL NO. 3006, by Committee on Social and Health Services (originally sponsored by Senators Talley, Shinpoch and Wojahn):

Authorizing the issuance of certificates of presumed death as a result of natural disasters.

To Committee on Human Services

ENGROSSED SENATE BILL NO. 3009, by Senators Shinpoch, Rasmussen and Conner:

Expanding the membership of the horse racing commission.

To Committee on State Government

SENATE BILL NO. 3196, by Senators Wojahn, Jones, Talmadge, Sellar and Hayner:

Increasing the bond requirement for notaries public.

To Committee on Ethics, Law and Justice

MOTION

On motion of Mr. Nelson (G), all bills and resolutions listed on today's agenda under the fourth order of business were considered first reading, and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 24, 1981

HOUSE BILL NO. 66, Prime Sponsor: Representative Warnke, transferring the Auburn game farm to the parks and recreation commission. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, beginning on line 15 strike all material down to and including "commission." on line 29 and renumber the remaining subsections consecutively.

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Brekke, Erak, Garson, Lundquist, McDonald, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Wilson.

Not attending: Representatives Barr, Dawson, Martinis, Williams.

Passed to Committee on Rules for second reading.

February 24, 1981

HOUSE BILL NO. 67, Prime Sponsor: Representative Thompson, permitting department of natural resources to preserve access to Toutle and Cowlitz rivers. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Erak, Garson, Lundquist, McDonald, Mitchell, Nickell, Owen, Stratton, Thompson, Valle, Williams, Wilson.

Not signing report: Representatives Barr, Brekke, Martinis, Rinehart.

Not attending: Representatives Dawson, Wilson.

Passed to Committee on Rules for second reading.

February 25, 1981

HOUSE BILL NO. 119, Prime Sponsor: Committee on Higher Education, implementing laws relating to tuition and fees in institutions of higher education. Reported by Committee on Higher Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Gruger, Rust, Sherman, Tupper.

Voting nay: Representatives Greengo, Isaacson.

Passed to Committee on Rules for second reading.

February 24, 1981

HOUSE BILL NO. 187, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, providing for the preservation of access to public lands. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Brekke, Erak, Garson, Lundquist, McDonald, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not attending: Representatives Barr, Dawson, Martinis.

Passed to Committee on Rules for second reading.

February 23, 1981

HOUSE BILL NO. 279, Prime Sponsor: Committee on Education, authorizing school districts upon vote of school board to hold election to return to system of directors thereof running at large. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Cantu, Dickie, Ellis, Galloway, Hine, James, Lane, Lewis, McDonald, Vander Stoep.

MINORITY recommendation: Do not pass. Signed by Representatives Bender, Ehlers, Eng, Maxie, Warnke.

Not attending: Representatives Valle, Ranking Minority Member, Maxie.

Passed to Committee on Rules for second reading.

February 18, 1981

HOUSE BILL NO. 302, Prime Sponsor: Representative Garson, creating a state personnel appeals board. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, Rust.

Voting nay: Representatives Ehlers, Greengo, O'Brien, Rinehart, Sprague, Walk.

Not attending: Representative Erak.

Passed to Committee on Rules for second reading.

February 26, 1981

HOUSE BILL NO. 339, Prime Sponsor: Representative Isaacson, permitting certain provisions and revenue bonds and warrants issued by operating agencies. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Barr, Barrett, Brown, Burns, Chamberlain, Garrett, James, Lane, Leonard, North, Stratton, Van Dyken.

Voting nay: Representative Berleen.

Not signing report: Representative Hine.

Not attending: Representative Erickson, Ranking Minority Member; Monohon.

MOTION

On motion of Mr. Nelson (G), House Bill No. 339 was rereferred to Committee on Energy and Utilities.

February 23, 1981

HOUSE BILL NO. 367, Prime Sponsor: Committee on Labor and Economic Development, clarifying registration requirements for contractors. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Clayton, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representative Eberle.

Not attending: Representative Brown.

Passed to Committee on Rules for second reading.

February 19, 1981

HOUSE BILL NO. 433, Prime Sponsor: Committee on Institutions, providing for termination of the criminal justice training commission. Reported by Committee on Institutions.

MAJORITY recommendation: Do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representatives Leonard, Vice Chairwoman; Struthers.

Passed to Committee on Rules for second reading.

February 24, 1981

HOUSE CONCURRENT RESOLUTION NO. 5, Prime Sponsor: Representative Prince, creating a joint agricultural study committee. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Fiske, Granlund, Kreidler, Padden, Prince.

Not attending: Representatives Amen, Fancher, Gallagher, Hastings, Lux, Sommers.

Passed to Committee on Rules for second reading.

February 25, 1981

SENATE BILL NO. 3531, Prime Sponsor: Senator Goltz, making a capital appropriation to Western Washington University. Reported by Committee on Appropriations - Education.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 9 strike "one million seven hundred fifty" and insert "seven hundred eighty-eight"

Signed by Representatives McDonald, Chairman; James, Vice Chairman; Warnke, Ranking Minority Member; Barrett, Fancher, Heck, Nelson (G), Taylor, Teutsch.

Voting nay: Representatives Eng, Salatino.

Not attending: Representative Grimm.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and Senate Bill No. 3531 was advanced to second reading and placed at the top of today's second reading calendar.

SECOND READING

SENATE BILL NO. 3531, by Senators Goltz, Jones, McDermott, Scott and Ridder:

Making a capital appropriation to Western Washington University.

The bill was read the second time.

On motion of Mr. McDonald, the Committee on Appropriations - Education amendment was adopted.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Senate Bill No. 3531 as amended by the House was placed on final passage.

Mr. McDonald spoke in favor of passage of the bill, and Mr. Williams spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3531 as amended by the House, and the bill passed the House by the following vote: Yeas, 79; nays, 17; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Granlund, Greengo, Grimm, Gruger, Hine, Houchen, Johnson, King R., Kreidler, Lane, Lundquist, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Chandler, Eng, Garson, Hankins, Hastings, Heck, Isaacson, James, King J., Leonard, Lewis, Lux, McGinnis, Patrick, Tupper, Vander Stoep, Williams.

Not voting: Representatives Garrett, Nelson D.

Senate Bill No. 3531 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), Senate Bill No. 3531 as amended by the House was ordered immediately transmitted to the Senate.

HOUSE BILL NO. 311, by Committee on Human Services and Representatives Mitchell and Wang:

Continuing the laws providing for registered sanitarians.

The bill was read the second time.

On motion of Mr. Mitchell, Substitute House Bill No. 311 was substituted for House Bill No. 311, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 311 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 49, by Representatives Amen, Williams, Warnke and Addison (by Legislative Budget Committee request):

Revising procedures for forms management.

The bill was read the second time.

On motion of Mr. Nelson (G), Substitute House Bill No. 49 was substituted for House Bill No. 49, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 49 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 130, by Committee on Ethics, Law and Justice and Representatives Ellis and Salatino:

Increasing the bond requirement for notaries public.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 204, by Committee on Transportation and Representative Wilson (by Department of Licensing request):

Revising laws regulating hulk haulers, vehicle repairmen, rebuilders, restorers, wreckers, and scrap processors.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendments, see Journal, 43rd Day, February 23, 1981.)

On motion of Mr. Wilson, the committee amendments were adopted.

House Bill No. 204 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 132, by Committee on Ethics, Law and Justice and Representative Padden:

Requiring administrative fees in arbitration actions to be based on a time basis.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 335, by Representatives Nelson (G), Martinis, Mitchell, Sprague, Bender, Wilson and Houchen:

Authorizing new community college district which will encompass Edmonds Community College.

The bill was read the second time.

On motion of Mr. Hastings, Substitute House Bill No. 335 was substituted for House Bill No. 335, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 335 was read the second time.

Mr. Scott moved adoption of the following amendment:

On page 6, line 12 after "certification" insert ": PROVIDED, That no funds may be transferred from the instructional programs to fund staff positions"

Mr. Scott spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Scott yielded to question by Mr. Nelson (G).

Mr. Nelson (G): "Representative Scott, for the purpose of clarification on this amendment, is it your intention that this particular protection on any transfer of funds would only be for this existing transitional period as the community college is perhaps split into another one, and does not apply to the next biennium budget in the instructional staff relationship that might exist because of the number of full time students at each campus?"

Mr. Scott: "That's correct; my concern is in the initial split."

POINT OF INFORMATION

Mr. Nisbet: "My question is on the fiscal note, Mr. Speaker. My fiscal note is a complete blank. Is that because it just wasn't printed or are there two fiscal notes on this bill?"

The Speaker (Mr. Amen presiding) called on Mr. Nelson (G) to reply.

Mr. Nelson (G): "There is no state fiscal impact in that the community colleges are funded based on the number of full time equivalent students. There has been a supplemental fiscal note prepared to indicate if there would be local funds necessary for the transition."

The amendment was adopted.

Substitute House Bill No. 335 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 260, by Representatives Prince, Padden, Kreidler, Galloway, Amen and Barr:

Modifying agricultural commodity assessments.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 96, by Representatives Martinis, Dawson, Dickie, Scott, McGinnis, Bickham, King (R) and Struthers:

Exempting certain transactions from usury limits.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendment, see Journal, 37th Day, February 17, 1981.)

On motion of Mr. Nelson (G), the committee amendment was adopted.

Mr. Eng moved adoption of the following amendment by Representatives Eng and Sanders:

On page 1, add a new section following section 1 as follows:

*NEW SECTION, Sec. 2. This act shall apply to those loans:

(1) Which are entered into after the effective date of this act; or

(2) In which there is an increase in the principal amount after the effective date of this act.*

Mr. Eng spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Eng yielded to question by Mr. Struthers.

Mr. Struthers: "Representative Eng, would this mean that if I was on a margin account and then the usury law had not been changed and stays in place as it is today, would an addition to my margin account be at one rate of interest and the original amount of my margin account would stay at twelve percent if my account was with Foster & Marshall?"

Mr. Eng: "No, Representative Struthers, what would happen if this bill becomes law is that the law would then allow that institution to charge you at whatever is the going market rate. What this amendment will do is to state if you, as a consumer—if you are on a margin account now you are considered a consumer—are being charged today over twelve percent, the usury limit, this law then would not make what may be an invalid contract today, a valid contract by going backwards and making an illegal instrument a valid instrument."

Mr. Struthers spoke against the amendment, and Mr. Eng spoke again in favor of it.

Mr. Sanders spoke in favor of the amendment, and Mr. Struthers again opposed it.

Mr. Sanders spoke again in favor of the amendment.

The amendment was adopted.

House Bill No. 96 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE CONCURRENT RESOLUTION NO. 6, by Committee on Ethics, Law and Justice and Representative Ellis:

Creating a joint committee to study the proposed establishment of a law reform commission.

The resolution was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 3, by Representatives Rosbach, Fiske, Berleen and Vander Stoep:

Authorizing the reassessment of real property in a disaster area.

The bill was read the second time.

On motion of Mr. Hastings, Substitute House Bill No. 3 was substituted for House Bill No. 3, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 3 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 143, by Committee on Financial Institutions and Insurance and Representative Dawson:

Making miscellaneous changes in credit union laws.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendments, see Journal, 37th Day, February 17, 1981.)

On motion of Mr. Dawson, the committee amendments were adopted.

House Bill No. 143 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 15, by Representatives Tilly and Patrick:

Regulating the forfeiture of property exchanged for controlled substances.

The bill was read the second time.

On motion of Mr. Ellis, Substitute House Bill No. 15 was substituted for House Bill No. 15, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 15 was read the second time and passed to Committee on Rules for third reading.

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

HOUSE CONCURRENT RESOLUTION NO. 7, by Representatives Nelson (G), Stratton, Nelson (D), Patrick, Wilson, Mitchell, Salatino and Granlund:

Establishing an interim joint select committee on illegal drug trafficking.

The resolution was read the third time and placed on final passage.

Representatives Nelson (G) and Stratton spoke in favor of the resolution, and it was adopted.

The Speaker assumed the Chair.

MOTION FOR RECONSIDERATION

Mr. Nelson (G), having voted on the prevailing side, moved that the House reconsider the vote by which HOUSE BILL NO. 351 failed to pass the House.

Mr. Nelson (G) spoke in favor of the motion, and Ms. Gruger spoke against it.

The motion carried.

MOTION

On motion of Mr. Nelson (G), further consideration of House Bill No. 351 was deferred, and the bill was ordered placed on Tuesday's third reading calendar.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORT OF STANDING COMMITTEE

February 26, 1981

HOUSE BILL NO. 31, Prime Sponsor: Representative Amen, revising workers' compensation laws. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Chandler, Dickie, McGinnis, Nisbet, Rosbach, Sanders.

MINORITY recommendation: Do not pass. Signed by Representatives Lux, Ranking Minority Member; Eng, King (R), Monohon, Salatino, Scott.

Rereferred to Committee on Revenue.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

On motion of Mr. Nelson (G), HOUSE BILL NO. 491 was rereferred from Committee on Ethics, Law and Justice to Committee on Financial Institutions and Insurance.

Mr. King (R) moved that HOUSE BILL NO. 31 be rereferred concurrently to Committee on Ways and Means.

The Speaker: "Representative King, I want you to understand the import of your motion. The bill is now in the hands of the Revenue Committee and the effect of your motion would be to relieve the Revenue Committee of at least a portion of the bill, and to have it then concurrently referred to both the Ways and Means Committee and the Revenue Committee. That, in my judgment, would require a sixty percent vote to accomplish."

POINT OF ORDER

Mr. King (R): "Mr. Speaker, my understanding is that the Speaker cannot refer bills simply by saying that they go to a committee; that there needs to be a vote taken on it. My contention is that the bill is still on the desk before us."

SPEAKER'S RULING

The Speaker: "Representative King, if you will refer to Rule 4(G), you'll find that the language says, 'The speaker shall refer all measures...' Secondly, I may point out to you that if you are raising a point of order, it is not timely raised."

Mr. King (R): "I would cite Rule 13, 'Upon being reported back by committee, all measures shall go to the rules committee.' You cannot, simply by saying that it goes to another committee, have it go to another committee."

The Speaker: "Representative King, there is also the provision in Rule 29 that all bills having a direct appropriation or having a fiscal impact of \$50,000 or more shall be referred to the Ways and Means Committee before final passage. Rule 13 is an automatic mechanism so that the House does not have to take the time on motions to put the bill into the Rules Committee. I find nothing inconsistent with that and the bill, by my ruling, is now in the possession of the Revenue Committee."

Mr. King (R): "That rule says that those bills that have the impact shall be referred to the Ways and Means Committee—not the Revenue Committee, not the Appropriations Committees or subcommittees—"

The Speaker: "Representative King, I have made the ruling. If you would like to speak to your motion, you may."

Mr. King spoke in favor of the motion and Mr. Nelson (G) spoke against it.

Mr. King spoke again in favor of the motion.

POINT OF ORDER

Mr. Nisbet: "That committee he is referring to is not a subcommittee."

SPEAKER'S RULING

The Speaker: "Your point is well taken. Representative King, I think I have tried to make the point before and we should understand that my interpretation of the rules is that Rule 29(6), is any of the committees. The full Ways and Means or any of the three Appropriations Committees or the Revenue Committee, may receive the bill under the requirements of 29(6) and it will not have to go back to the full Ways and Means Committee after that."

Mr. King (R): "Mr. Speaker, we've just had a point or order raised and recognized that the Revenue Committee is not a subcommittee so that must mean that it is a committee."

The Speaker: "That's exactly what I've said."

Mr. King (R): "Now we have another committee called Ways and Means Committee. If the drafters of the rules intended that bills that have fiscal impacts—"

SPEAKER'S ADMONITION

The Speaker: "Representative King, you were recognized to speak to your motion. I understand at this point that all you're doing is arguing with the Speaker's ruling as to the interpretation of the rules. If you wish to speak to your motion, you may continue."

Mr. King continued his remarks in favor of the motion.

POINT OF INFORMATION

Ms. Sommers: "Mr. Speaker, I feel that I need a clearer understanding of your ruling. As I read Rule 29 (6) (and I would invite members to take out their rule book and look at it) it does very clearly say that all bills including a direct appropriation or fiscal impact of \$50,000 or more shall be referred to the Ways and Means Committee. Now we thought the Ways and Means Committee was that ten-member committee chaired by Representative Chandler and now you are telling—"

The Speaker: "Representative Sommers, the ruling that I offered a few moments ago, if you will also look at the way Rule 28 is drafted, '15. Ways and Means,' is extended to Appropriations, is extended to Human Services, Education, General Government, and back out to Revenue. My reading of this could be that Ways and Means - Appropriations-Human Services is a committee; Ways and Means - Appropriations-Education is a committee; Ways and Means - Appropriations-General Government is a committee; Ways and Means - Revenue is a committee; Ways and Means, itself, is a committee. That is the ruling I gave."

Ms. Sommers: "If you read the second sentence in subsection (6), it clarifies that the chairman of the Ways and Means Committee shall be a voting member on the Appropriations and Revenue committees. In other words, that Ways and Means Committee is one committee, but the Appropriations and Revenue committees are different committees."

The Speaker: "Representative Sommers, what you are doing is arguing with the ruling and not trying to clarify a point of information. I think the point of information has been clarified that there are, in fact, five committees under item 15 of Rule 28."

Ms. Sommers: "So your ruling is that bills with a fiscal impact will not have to go to the Ways and Means Committee in the future?"

The Speaker: "It will go to any of those Ways and Means Committees."

A division was called.

ROLL CALL

The Clerk called the roll on the motion by Representative King (R) that House Bill No. 31 be rereferred to Committee on Ways and Means concurrently, and the motion was lost by the following vote: Yeas, 41; nays, 56; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Garrett.

MESSAGES FROM THE SENATE

February 27, 1981

Mr. Speaker:

The Senate has concurred in the House amendment to SENATE BILL NO. 3531, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 27, 1981

Mr. Speaker:

The President has signed:

SENATE BILL NO. 3531,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SENATE BILL NO. 3531.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, March 2, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTIETH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Monday, March 2, 1981

The House was called to order at 9:30 a.m. by the Speaker.

MESSAGE FROM THE SENATE

February 27, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3039,
SENATE BILL NO. 3098,
SUBSTITUTE SENATE BILL NO. 3154,
SENATE BILL NO. 3157,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3232,
SENATE BILL NO. 3250,
SUBSTITUTE SENATE BILL NO. 3344,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 578, by Committee on Agriculture and Representatives Van Dyken, Smith, Galloway and Gallagher:

AN ACT Relating to the construction of water wells; amending section 2, chapter 212, Laws of 1971 ex. sess. and RCW 18.104.020; amending section 7, chapter 212, Laws of 1971 ex. sess. and RCW 18.104.070; amending section 11, chapter 212, Laws of 1971 ex. sess. and RCW 18.104.110; amending section 16, chapter 212, Laws of 1971 ex. sess. and RCW 18.104.160; adding new sections to chapter 18.104 RCW; creating a new section; and prescribing penalties.

To Committee on Agriculture

HOUSE BILL NO. 579, by Committee on Financial Institutions and Insurance and Representative Dawson:

AN ACT Relating to the privacy of financial affairs; adding a new section to Title 9A RCW; creating a new section; adding a new chapter to Title 19 RCW; and prescribing penalties.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 580, by Committee on State Government and Representatives Addison and Heck:

AN ACT Relating to administrative rules; adding a new section to chapter 28B.19 RCW; adding a new section to chapter 34.04 RCW; and creating new sections.

To Committee on State Government

HOUSE BILL NO. 581, by Committee on Revenue and Representatives Hastings, Wang, Erickson, North, Rinehart, Brown, Brekke, Burns, Rust, Lux and Sommers:

AN ACT Relating to economic development; creating new sections; repealing section 1, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.010; repealing section 2, chapter 117, Laws of 1972 ex. sess., section 111, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.31A.020; repealing section 3, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.030; repealing section 4, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.040; repealing section 5, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.050; repealing section 6, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.060; repealing section 7, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.070; repealing section 8, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.080; repealing section 9, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.090; repealing section 10, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.100; repealing section 13, chapter 117, Laws of 1972 ex. sess., section 1, chapter 296, Laws of 1977 ex. sess. and RCW 43.31A.130; repealing section 14, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.140; repealing section 15, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.150; repealing section 20, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.200; repealing section 21, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.210; repealing section 22, chapter 117, Laws of 1972 ex.

sess. and RCW 43.31A.220; repealing section 23, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.230; repealing section 24, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.240; repealing section 25, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.250; repealing section 26, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.260; repealing section 27, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.270; repealing section 28, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.280; repealing section 29, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.290; repealing section 30, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.300; repealing section 31, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.310; repealing section 33, chapter 117, Laws of 1972 ex. sess., section 55, chapter 75, Laws of 1977 and RCW 43.31A.330; repealing section 34, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.900; and repealing section 37, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.920.

To Committee on Revenue

HOUSE BILL NO. 582, by Committee on Revenue and Representatives Hastings, Nelson (D), Wang, Erickson, Rinehart, Brown, Hine, Valle, Becker, Monohon, Rust, Ehlers, Granlund, Lux and Sommers:

AN ACT Relating to economic development; creating a new section; repealing section 13, chapter 117, Laws of 1972 ex. sess., section 1, chapter 296, Laws of 1977 ex. sess. and RCW 43.31A.130; repealing section 14, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.140; repealing section 15, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.150; repealing section 21, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.210; repealing section 22, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.220; repealing section 23, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.230; repealing section 24, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.240; repealing section 25, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.250; repealing section 26, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.260; repealing section 27, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.270; repealing section 28, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.280; repealing section 29, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.290; repealing section 30, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.300; repealing section 31, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.310; repealing section 33, chapter 117, Laws of 1972 ex. sess., section 55, chapter 75, Laws of 1977 and RCW 43.31A.330; and repealing section 34, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.900.

To Committee on Revenue

HOUSE BILL NO. 583, by Committee on Human Services and Representatives Mitchell, Isaacson, Nelson (D) and Maxie:

AN ACT Relating to blind persons; and amending section 3, chapter 10, Laws of 1973 2nd ex. sess. and RCW 74.04.620.

To Committee on Human Services

HOUSE BILL NO. 584, by Representatives McDonald, Prince, Nisbet and Nelson (G):

AN ACT Relating to school districts; amending section 3, chapter 325, Laws of 1977 ex. sess. and RCW 84.52.053; amending section 4, chapter 325, Laws of 1977 ex. sess. as amended by section 1, chapter 172, Laws of 1979 ex. sess. and RCW 84.52.0531; adding a new section to chapter 84.52 RCW; and declaring an emergency.

To Committee on Education

HOUSE BILL NO. 585, by Committee on Human Services and Representatives Williams and Mitchell:

AN ACT Relating to client and service population forecasting; adding new sections to chapter 43.41 RCW; creating new sections; providing an effective date; and declaring an emergency.

To Committee on Human Services

HOUSE BILL NO. 586, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to abandonment of tenancies; and amending section 31, chapter 207, Laws of 1973 1st ex. sess. and RCW 59.18.310.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 587, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to forcible entry and forcible and unlawful detainer; amending section 6, chapter 96, Laws of 1891 and RCW 59.12.050; amending section 9, chapter 96, Laws of 1891 as amended by section 2, chapter 123, Laws of 1927 and RCW 59.12.080; amending section 10, chapter 96, Laws of 1891 as amended by section 3, chapter 123, Laws of 1927 and RCW 59.12.090; amending section 11,

chapter 96, Laws of 1891 as last amended by section 4, chapter 123, Laws of 1927 and RCW 59.12-.100; and adding a new section to chapter 59.12 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 588, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to civil actions; eliminating restraint on alienation in certain transactions; and adding new sections to chapter 4.24 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 589, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to horizontal property regimes; amending section 1, chapter 156, Laws of 1963 as amended by section 1, chapter 11, Laws of 1965 ex. sess. and RCW 64.32.010; and amending section 9, chapter 156, Laws of 1963 and RCW 64.32.090.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 590, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to court funds; amending section 110, chapter 299, Laws of 1961 as last amended by section 9, chapter 162, Laws of 1980 and RCW 3.62.060; amending section 3, chapter 187, Laws of 1919 as last amended by section 11, chapter 162, Laws of 1980 and RCW 12.40.030; amending section 1, chapter 38, Laws of 1973 as last amended by section 1, chapter 70, Laws of 1980 and RCW 36.18-.020; amending section 2, chapter 70, Laws of 1980 and RCW 36.18.027; amending section 13, chapter 136, Laws of 1979 ex. sess. as amended by section 4, chapter 128, Laws of 1980 and RCW 46.63.110; amending section 13, chapter 128, Laws of 1980 and RCW 46.63.150; adding a new section to chapter 2.32 RCW; adding a new section to chapter 4.64 RCW; adding a new section to chapter 13.40 RCW; adding a new section to chapter 36.18 RCW; providing an effective date; and declaring an emergency.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 591, by Committee on Ethics, Law and Justice and Representatives Lundquist, Ellis, Isaacson and Hankins:

AN ACT Relating to the subdivision of land; and amending section 20, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.200.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 592, by Representatives Erickson, Padden, Owen and Tilly:

AN ACT Relating to child selling; amending section 3, chapter 85, Laws of 1980 and RCW 9A.64.030; and prescribing penalties.

To Committee on Ethics, Law and Justice

HOUSE JOINT MEMORIAL NO. 10, by Representatives Lane, O'Brien, Taylor, Barrett, Eng, Fancher, Flanagan, King (J), Nelson (G), Lux, Owen, Tupper, Leonard and Maxie:

Requesting passage of the Urban Jobs and Enterprise Zone Act.

To Committee on Labor and Economic Development

HOUSE JOINT MEMORIAL NO. 11, by Committee on State Government and Representatives Heck and Tilly:

Petitioning the Federal Government to enact legislation providing simultaneous voting periods nationwide.

To Committee on State Government

SENATE BILL NO. 3039, by Senators Hansen and Gaspard:

Modifying the exemption for alcohol to be used in certain equipment and implements.

To Committee on Agriculture

SENATE BILL NO. 3098, by Senators von Reichbauer, Quigg and Talley:

Permitting fare adjustments on public transportation facilities for distinguishable classes of users.

To Committee on Transportation

SUBSTITUTE SENATE BILL NO. 3154, by Committee on Judiciary (originally sponsored by Senators Wojahn, Hayner and Talmadge):

Regulating individual account deposits in financial institutions.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 3157, by Senators Charnley, Williams, Gould and Goltz:

Authorizing revenue bonds for cities and towns for energy conservation.

To Committee on Revenue

ENGROSSED SUBSTITUTE SENATE BILL NO. 3232, by Committee on Transportation (originally sponsored by Senators von Reichbauer and Guess - by State Patrol request):

Authorizing state patrol closures of highways.

To Committee on Transportation

SENATE BILL NO. 3250, by Senators Deccio, Williams and Talley (by Insurance Commissioner request):

Requiring surplus line brokers to be residents of this state.

To Committee on Financial Institutions and Insurance

SUBSTITUTE SENATE BILL NO. 3344, by Committee on Ways and Means (originally sponsored by Senators McDermott, Scott, Gaspard, Kiskaddon, Goltz, Wojahn, Bauer, Zimmerman and Fleming):

Allocating funds for facilities for the handicapped.

To Committee on Appropriations - Human Services

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 26, 1981

HOUSE BILL NO. 62, Prime Sponsor: Representative Maxie, modifying the procedure for valuations of taxable real property. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust.

Not attending: Representatives Hastings, Sanders.

Passed to Committee on Rules for second reading.

February 27, 1981

HOUSE BILL NO. 145, Prime Sponsor: Representative Rosbach, providing an alternate tax on small harvesters of timber. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill by the Committee on Revenue be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Warnke, Williams.

Not attending: Representative Thompson.

Passed to Committee on Rules for second reading.

February 27, 1981

HOUSE BILL NO. 252, Prime Sponsor: Committee on Agriculture, modifying provisions relating to agriculture. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill by the Committee on Agriculture do pass with the following amendments:

On page 21, beginning on line 21 after "inspection" strike all material down to and including "established." on line 22 and insert "revolving fund ((in the state treasury)), which is hereby established, The state

treasurer is the custodian of the revolving fund. Disbursements from the revolving fund shall be on authorization of the director of the department of agriculture. The revolving fund is subject to the allotment procedure provided in chapter 43.88 RCW, but no appropriation is required for disbursements from the fund."

On page 24, beginning on line 9 after "Sec. 30." strike all material down to and including "agriculture." on line 10 and insert "There is appropriated to the grain and hay inspection revolving fund."

Renumber the sections and correct internal references accordingly.

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Warnke, Williams.

Not attending: Representative Thompson.

Passed to Committee on Rules for second reading.

February 23, 1981

HOUSE BILL NO. 266, Prime Sponsor: Representative Lane, creating the state council on aging. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Passed to Committee on Rules for second reading.

February 26, 1981

HOUSE BILL NO. 338, Prime Sponsor: Representative Isaacson, permitting operating agencies to contract with nationally recognized firms without letting bids. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Burns, Chamberlain, Garrett, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Erickson, Ranking Minority Member; Brown, Hine, Monohon, Van Dyken.

Passed to Committee on Rules for second reading.

February 26, 1981

HOUSE BILL NO. 464, Prime Sponsor: Committee on Higher Education, creating a state educational grant fund. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Rust, Sherman, Tupper.

Not attending: Representative Isaacson.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Heck, HOUSE BILL NO. 338 was rereferred from Committee on Rules to Committee on Energy and Utilities.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Tuesday, March 3, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTY-FIRST DAY
MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, March 3, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Barr, Dawson and Garrett, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Sarah Haak and Angie Traub. Prayer was offered by The Reverend Stanley Workman of the Evergreen Christian Reformed Church of Olympia.

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

MESSAGE FROM THE SENATE

March 2, 1981

Mr. Speaker:

The Senate has concurred in all of the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 3041 except for the amendment on page 2, line 30 of the engrossed bill, being page 2, line 23 of the printed bill, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Nelson (G) moved that the House do recede from the amendment to Engrossed Substitute Senate Bill No. 3041.

Mr. Barnes spoke in favor of the motion, and it was carried.

FINAL PASSAGE OF SENATE BILL WITHOUT CERTAIN HOUSE AMENDMENT

The Speaker stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 3041 without the House amendment to page 2, line 30.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3041 without the House amendment to page 2, line 30, and the bill passed the House by the following vote: Yeas, 92; nays, 2; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Owen.

Not voting: Representatives Barr, Dawson, Garrett, Schmidt.

Engrossed Substitute Senate Bill No. 3041 without the House amendment to page 2, line 30, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE BILL NO. 103,
SENATE CONCURRENT RESOLUTION NO. 103.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 593, by Committee on State Government and Representatives Addison, Berleen, Garson, Pruitt, Walk, Wang, Ellis, Patrick, Burns, Rust and Brown:

AN ACT Relating to state employees; and adding a new chapter to Title 42 RCW.

To Committee on State Government

REPORTS OF STANDING COMMITTEES

March 2, 1981

HOUSE BILL NO. 31, Prime Sponsor: Representative Amen, revising workers' compensation laws. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill by the Committee on Financial Institutions and Insurance be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Hastings, Sanders.

Not voting: Representatives Rinehart, Ranking Minority Member; Brown, Galloway, Granlund, Rust.

Passed too Committee on Rules for second reading.

MOTION

Mr. Owen moved that House Bill No. 31 be rereferred to Committee on Revenue.

SPEAKER'S RULING

The Speaker: "Representative Owen, at this point in the proceedings, your motion is not in order since the bill is not before the House at this time. You would have to wait until we are on the eighth order of business to make that motion or you could move to suspend the rules to make the motion."

Mr. Owen: "I'll wait until the eighth order of business, Mr. Speaker."

March 2, 1981

HOUSE BILL NO. 66, Prime Sponsor: Representative Warnke, transferring the Auburn game farm to the parks and recreation commission. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - General Government.

March 2, 1981

HOUSE BILL NO. 119, Prime Sponsor: Committee on Higher Education, implementing laws relating to tuition and fees in institutions of higher education. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - Education.

March 2, 1981

HOUSE BILL NO. 179, Prime Sponsor: Committee on Human Services, creating the council on child abuse and neglect. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ethics, Law and Justice

March 2, 1981

HOUSE BILL NO. 187, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, providing for the preservation of access to public lands. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means.

March 2, 1981

HOUSE BILL NO. 302, Prime Sponsor: Representative Garson, creating a state personnel appeals board. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - General Government

March 2, 1981

HOUSE BILL NO. 341, Prime Sponsor: Committee on Labor and Economic Development, enacting the Business Opportunity Fraud Act. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

On motion of Mr. Nelson (G), the rules were suspended and House Bill No. 351 was returned to second reading for the purpose of amendment.

On motion of Mr. Nelson (G), House Bill No. 351 was placed at the bottom of today's second reading calendar.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 335, by Committee on Higher Education (originally sponsored by Representatives Nelson, G., Martinis, Mitchell, Sprague, Bender, Wilson and Houchen):

Authorizing new community college district which will encompass Edmonds Community College.

The bill was read the third time and placed on final passage.

Representatives Nelson (G), Kreidler and Scott spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 335, and the bill passed the House by the following vote: Yeas, 93; nays, 2; not voting, 3.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Ehlers.

Not voting: Representatives Barr, Dawson, Garrett.

Engrossed Substitute House Bill No. 335, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 49, by Committee on State Government (originally sponsored by Representatives Amen, Williams, Warnke and Addison - by Legislative Budget Committee request):

Revising procedures for forms management.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 49, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barr, Dawson, Garrett.

Substitute House Bill No. 49, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 15, by Committee on Ethics, Law and Justice (originally sponsored by Representatives Tilly and Patrick):

Regulating the forfeiture of property exchanged for controlled substances.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 15, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barr, Dawson, Garrett.

Substitute House Bill No. 15, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 3, by Committee on Revenue (originally sponsored by Representatives Rosbach, Fiske, Berleen and Vander Stoep):

Providing for the abatement of taxes on property in a disaster area.

The bill was read the third time and placed on final passage.

Representatives Rosbach and Greengo spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 3, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barr, Dawson, Garrett.

Substitute House Bill No. 3, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SELECT COMMITTEE APPOINTMENT

The Speaker appointed the following members to serve on the Select Committee on Vietnam Era Veterans' Affairs:

Representatives Bender, Brown, Dawson, McDonald, Nisbet, Patrick, Pruitt, Scott, Tupper, Van Dyken.

ENGROSSED HOUSE BILL NO. 204, by Committee on Transportation and Representative Wilson (by Department of Licensing request):

Revising laws regulating hulk haulers, vehicle repairmen, rebuilders, restorers, wreckers, and scrap processors.

The bill was read the third time and placed on final passage.

Mr. Wilson spoke in favor of passage of Engrossed House Bill No. 204.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 204, and the bill passed the House by the following vote: Yeas, 85; nays, 9; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Eberle, Hankins, Hastings, Isaacson, Lane, Smith, Sprague, Vander Stoep.

Not voting: Representatives Barr, Dawson, Garrett, Monohon.

Engrossed House Bill No. 204, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Representative Dawson appeared at the bar of the House.

HOUSE BILL NO. 130, by Committee on Ethics, Law and Justice and Representatives Ellis and Salatino:

Increasing the bond requirement for notaries public.

The bill was read the third time and placed on final passage.

Representatives Ellis, Lux and Bond spoke in favor of the bill, and Mr. Tilly spoke against it.

POINT OF INQUIRY

Mr. Tilly yielded to question by Mr. McGinnis.

Mr. McGinnis: "Representative Tilly, it sounds to me in your logic that under the present statute the penalty would really be more money, or I would assume, more disgrace, than the situation of actually raising the fees. Is that correct? It sounds more expensive to violate the law under existing law, which I would assume would be in statute, too, but at the same time it sounds like we've covered the idea of whether or not it's unwise to be outside the law?"

Mr. Tilly: "It would be very unwise."

Mr. McGinnis spoke against passage of the bill.

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Ellis, in the bill itself there is no increase in what a person pays to the general fund—\$10.00—but it increases the bond from \$1,000 to \$10,000. If that's the case, for a \$1,000 bond, currently, you are telling us that it is \$2.50 per year?"

Mr. Ellis: "According to testimony it is \$30.00 for four years and it might go up as high as \$10.00 a year."

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 130, and the bill passed the House by the following vote: Yeas, 70; nays, 26; not voting, 2.

Voting yea: Representatives Amen, Barnes, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Eberle, Ellis, Fancher, Fiske, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Lundquist, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson

G. A., Nisbet, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Bender, Cantu, Clayton, Dickie, Ehlers, Eng, Erak, Erickson, Flanagan, Isaacson, Leonard, Lewis, Lux, Martinis, McGinnis, Nickell, North, O'Brien, Rinehart, Scott, Sherman, Smith, Tilly, Warnke, Winsley.

Not voting: Representatives Barr, Garrett.

House Bill No. 130, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 260, by Representatives Prince, Padden, Kreidler, Galloway, Amen and Barr:

Modifying agricultural commodity assessments.

The bill was read the third time and placed on final passage.

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

POINT OF INQUIRY

Mr. Prince yielded to question by Mr. King (R).

Mr. King (R): "Representative Prince, once that vote has been taken, do all the people have to pay the assessment then?"

Mr. Prince: "Yes, Representative King, once an affirmative vote by sixty percent of the affected producers approve this type of assessment rate, then all the affected producers would have to pay the rate."

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 260, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barr, Garrett.

House Bill No. 260, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 594, by Committee on Transportation and Representative Wilson:

AN ACT Relating to road closures or restrictions; and amending section 47.48.020, chapter 13, Laws of 1961 as amended by section 2, chapter 216, Laws of 1977 ex. sess. and RCW 47.48.020.

To Committee on Transportation

HOUSE BILL NO. 595, by Committee on Transportation and Representative Wilson:

AN ACT Relating to motor vehicle fund distributions; and amending section 46.68.120, chapter 12, Laws of 1961 as last amended by section 44, chapter 87, Laws of 1980 and RCW 46.68.120.

To Committee on Transportation

HOUSE BILL NO. 596, by Committee on Ways and Means and Representative Chandler (by Office of Financial Management request):

AN ACT Relating to the deposit and distribution of funds received by the department of natural resources; adding a new section to chapter 43.85 RCW; and declaring an emergency.

To Committee on Ways and Means

HOUSE BILL NO. 597, by Committee on Natural Resources and Environmental Affairs and Representative Rosbach:

AN ACT Relating to salmon charter boat licensing limitations; amending section 2, chapter 106, Laws of 1977 ex. sess. as amended by section 7, chapter 101, Laws of 1979 and RCW 75.30.020; and repealing section 6, chapter 101, Laws of 1979 and RCW 75.30.110.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 598, by Committee on Ethics, Law and Justice and Representative Nelson (G):

AN ACT Relating to funding the Washington association of sheriffs and police chiefs; amending section 7, chapter 172, Laws of 1935 as last amended by section 1, chapter 158, Laws of 1979 and RCW 9.41-.070; and amending section 9, chapter 172, Laws of 1935 as last amended by section 1, chapter 227, Laws of 1969 ex. sess. and RCW 9.41.090.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 599, by Committee on Ethics, Law and Justice and Representatives Ellis, Rinehart, Patrick, Padden, Pruitt, Schmidt, Granlund, Becker, Bickham, Wang, Tupper, Salatino, Winsley, Tilly, Gruger, Nelson (D), Valle, Maxie, Lux, Eng, Burns, Galloway, Grimm, Rust and Brown:

AN ACT Relating to enforcement of judgments; amending section 4, chapter 25, Laws of 1929 and RCW 6.04.040; amending section 5, chapter 25, Laws of 1929 and RCW 6.04.050; amending section 1, chapter 35, Laws of 1935 and RCW 6.24.010; and adding new sections to chapter 6.24 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 600, by Committee on Ethics, Law and Justice and Representatives Ellis, Patrick, Schmidt, Becker, Tilly, Winsley, Bickham, Pruitt and Granlund:

AN ACT Relating to crimes; amending section 1, chapter 175, Laws of 1969 ex. sess. and RCW 9.41.025; amending section 785, Code of 1881 as amended by section 14, chapter 249, Laws of 1909 and RCW 9.92.030; amending section 1, chapter 24, Laws of 1905 as last amended by section 1, chapter 29, Laws of 1979 and RCW 9.92.060; amending section 1, chapter 19, Laws of 1980 and RCW 9.95.210; amending section 9A.20.030, chapter 260, Laws of 1975 1st ex. sess. as amended by section 3, chapter 29, Laws of 1979 and RCW 9A.20.030; amending section 9A.56.040, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.56.040; amending section 9A.72.090, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.72.090; amending section 9A.72.100, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.72.100; amending section 9A.72.110, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.72.110; amending section 9A.72.120, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.72.120; amending section 9A.76.050, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.76.050; amending section 9A.76.070, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.76.070; amending section 9A.76.080, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.76.080; amending section 9A.76.110, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.76.110; amending section 9A.76.120, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.76.120; and repealing section 777, Code of 1881, section 63, chapter 249, Laws of 1909 and RCW 10.43.010.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 601, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to the courts; amending section 1, chapter 151, Laws of 1903 as last amended by section 2, chapter 107, Laws of 1971 ex. sess. and RCW 2.32.070; amending section 374, page 202, Laws of 1854 as last amended by section 2, chapter 30, Laws of 1975-'76 2nd ex. sess. and RCW 4.84.080; amending section 23, page 226, Laws of 1854 as last amended by section 2, chapter 102, Laws of 1979 and RCW 3.20.020; amending section 113, chapter 299, Laws of 1961 as last amended by section 3, chapter 102, Laws of 1979 and RCW 3.66.020; amending section 22, chapter 299, Laws of 1961 and RCW 3.34.130; amending section 1, chapter 187, Laws of 1919 as last amended by section 4, chapter 102, Laws of 1979 and RCW 12.40.010; amending section 6, chapter 187, Laws of 1919 and RCW 12.40.060; amending section 6, chapter 259, Laws of 1957 as amended by section 6, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 2.56.060; and creating new sections.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 602, by Representatives Wilson, Martinis, Schmidt, Houchen and Eberle:
AN ACT Relating to public transportation; and amending section 2, chapter 296, Laws of 1971 ex. sess. as last amended by section 1, chapter 163, Laws of 1980 and RCW 82.14.045.

To Committee on Transportation

HOUSE BILL NO. 603, by Representatives Nelson (G), Stratton, Ellis, Granlund, Mitchell, Sherman, Kreidler, Struthers, Brown, Tilly, Erak, Wang, Salatino, Nelson (D), Williams, Garson, Gallagher, Scott, McCormick, Walk and Owen:

AN ACT Relating to illegal drug trafficking enforcement; adding a new chapter to Title 43 RCW; adding a new section to chapter 82.24 RCW; creating new sections; repealing section 1, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.600; repealing section 2, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.610; repealing section 3, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.620; repealing section 4, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.630; repealing section 5, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.640; repealing section 6, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.650; providing an expiration date; providing an effective date; and declaring an emergency.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 604, by Committee on Ways and Means and Representatives Chandler, Wang, Granlund, Galloway and Rust:

AN ACT Relating to public assistance; amending section 18, chapter 8, Laws of 1981 and RCW 74.09.____; making an appropriation; providing an expiration date; and declaring an emergency.

MOTION

Mr. Nelson (G) moved that all bills listed on the supplemental agenda under the fourth order of business be considered first reading and be referred to the committees designated with the exception of House Bill No. 604.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. King (R).

Mr. King (R): "Representative Nelson, it has been customary in the past to confer with our floor leader, Representative Denny Heck, on the procedure where bills are to be referred. This is the first time we've seen this supplemental sheet. Is that going to be your procedure in the future or do you intend to continue the past practice of discussing it with the minority leadership?"

Mr. Nelson (G): "It's always the practice to involve both teams in the process of referring bills. This one just simply got printed to pick up the bills that were dropped in last night."

The motion was carried.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and HOUSE BILL NO. 604 was advanced to second reading.

REPORTS OF STANDING COMMITTEES

March 2, 1981

HOUSE BILL NO. 57, Prime Sponsor: Representative Erickson, revising laws on elections of port commissioners. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Erickson, Ranking Minority Member; Barrett, Berleen, Brown, Burns, Chamberlain, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representative Lundquist, Vice Chairman.

Not attending: Representatives Barr, Garrett.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 161, Prime Sponsor: Representative Erickson, revising laws relating to television improvement districts. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barrett, Berleen, Burns, Chamberlain, Hine, James, Leonard, Monohon, North.

Not signing: Representative Lane.

Not attending: Representatives Barr, Brown, Garrett, Stratton, Van Dyken.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 171, Prime Sponsor: Committee on Local Government, limiting electrical inspection fees. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 18 strike "ten" and insert "twenty-five"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barrett, Berleen, Brown, Chamberlain, James, Lane, Leonard, North, Stratton, Van Dyken.

Voting nay: Representatives Burns, Hine, Monohon.

Not attending: Representatives Barr, Garrett.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 286, Prime Sponsor: Representative Teutsch, continuing the displaced homemakers program. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass as amended by Committee on Human Services. (For amendments, see Journal, 45th Day, February 25, 1981 - Reports of Standing Committees).

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

MINORITY recommendation: Do not pass. Signed by Representative Schmidt.

Voting nay: Representatives Salatino, Ranking Minority Member; Becker, Bickham.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 382, Prime Sponsor: Representative Taylor, making the office of county sheriff a nonpartisan position. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Erickson, Ranking Minority Member; Barrett, Burns, Chamberlain, Hine, Lane, Leonard, North, Stratton, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representatives Lundquist, Vice Chairman; Berleen, Brown, James, Monohon.

Not attending: Representatives Barr, Garrett, North.

Passed to Committee on Rules for second reading.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

On motion of Mr. Nelson (G), **SUBSTITUTE HOUSE BILL NO. 82** was rereferred to Committee on Energy and Utilities.

On motion of Mr. Nelson (G), **HOUSE BILL NO. 119** was rereferred from Committee on Ways and Means to Committee on Appropriations-Education.

On motion of Mr. Nelson (G), **HOUSE BILL NO. 491** was rereferred from Committee on Financial Institutions to Committee on Institutions.

Mr. Owen moved that **HOUSE BILL NO. 31** be rereferred to Committee on Revenue.

Representatives Owen, King (R), and Rinehart spoke in favor of the motion.

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

Representatives Brown and Scott spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

Mr. Owen closed debate, speaking again in favor of the motion.

ROLL CALL

The Clerk called the roll on the motion to rerefer House Bill No. 31 to Committee on Revenue, and the motion was lost by the following vote: Yeas, 44; nays, 49; not voting, 5.

Voting yea: Representatives Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Fiske, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Schmidt, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Tupper, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Struthers, Taylor, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Barr, Becker, Erickson, Garrett, Mitchell.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Wednesday, March 4, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTY-SECOND DAY**MORNING SESSION**

House Chamber, Olympia, Wash., Wednesday, March 4, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Lisa Ingalls and Dean Paulson. Prayer was offered by The Reverend Ken Koeman of Sonlight Community Christian Reform Church of Lynden.

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

MESSAGES FROM THE SENATE

March 3, 1981

Mr. Speaker:

The President has signed:

HOUSE BILL NO. 103,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

March 3, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE BILL NO. 3000,

ENGROSSED SENATE BILL NO. 3158,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 605, by Representatives Grimm and Walk:

AN ACT Relating to drainage districts; amending section 2, chapter 184, Laws of 1967 and RCW 85.15-.010; amending section 3, chapter 184, Laws of 1967 and RCW 85.15.020; amending section 4, chapter 184, Laws of 1967 as amended by section 111, chapter 195, Laws of 1973 1st ex. sess. and RCW 85.15.030; amending section 16, chapter 184, Laws of 1967 and RCW 85.15.150; and amending section 18, chapter 184, Laws of 1967 and RCW 85.15.170.

To Committee on Local Government

HOUSE BILL NO. 606, by Representatives Warnke and Eberle:

AN ACT Relating to the teachers' retirement system; and adding a new section to chapter 41.32 RCW.

To Committee on Education

HOUSE BILL NO. 607, by Representatives Lundquist, Martinis, Dawson, Garson and Stratton:

AN ACT Relating to the assistance of domestic log manufacturing; adding new sections to chapter 79.01 RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; creating a new section; and providing an expiration date.

To Committee on Natural Resources and Environmental Affairs

ENGROSSED SENATE BILL NO. 3000, by Senators von Reichbauer, Clarke, Bottiger, Hayner, Sellar, Goltz, Talmadge and Jones (by Select Committee on Confirmation of Appointments request):

Modifying provisions relating to confirmation of gubernatorial appointees.

To Committee on State Government

ENGROSSED SENATE BILL NO. 3158, by Senators Talmadge, Jones, Bottiger, Talley, Hayner and Clarke:

Making changes in the tort law with emphasis on product liability law.

To Committee on Ethics. Law and Justice

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 2, 1981

HOUSE BILL NO. 76, Prime Sponsor: Representative Schmidt, revising provisions pertaining to capital punishment. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Bickham, Granlund, Patrick, Schmidt, Tilly, Tupper, Winsley.

Voting nay: Representatives Salatino, Ranking Minority Member; Becker, Gruger, Pruitt, Wang.

Passed to Committee on Rules for second reading.

February 23, 1981

HOUSE BILL NO. 219, Prime Sponsor: Representative O'Brien, regulating transactions between artists and art dealers. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Not attending: Representative Brown.

Passed to Committee on Rules for second reading.

February 26, 1981

HOUSE BILL NO. 375, Prime Sponsor: Committee on Labor and Economic Development, modifying the regulation of automotive repairs. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representative Flanagan.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 532, Prime Sponsor: Committee on Human Services, modifying the reporting requirements of the child protective services. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, King (J), Lane, Leonard, Nickell, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang.

Not attending: Representatives Houchen, North, Winsley.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

RESOLUTION

HOUSE RESOLUTION NO. 81-18, by Representatives Mitchell and Scott:

WHEREAS, The first-ever Northwest Dairy and Farm Equipment Show is scheduled for March 12 and 13, 1981, at the Evergreen State Fair Grounds in Monroe, Snohomish County, Washington; and

WHEREAS, The central theme of the show is dairy production which is the growth industry of Washington State; and

WHEREAS, The education theme is agriculture energy in the 1980's; and

WHEREAS, The 1981 Northwest Dairy and Farm Equipment Show will draw farmers from British Columbia, Oregon, Idaho, western Montana, and from throughout the state of Washington; and

WHEREAS, There is a need for bringing together technological advancements for agriculture to enhance the forces of food production;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the members of the House of Representatives and the people of the state of Washington wholeheartedly support the first annual Northwest Dairy and Farm Equipment Show and recognize and reaffirm that agriculture is one of the state of Washington's and the nation's greatest resources and contributions to the world market; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted by the Chief Clerk of the House of Representatives to the Honorable John Spellman, Governor, and to the sponsors and organizers of the Northwest Dairy and Farm Equipment Show.

Mr. Mitchell moved adoption of the resolution. Representatives Mitchell, Scott and Smith spoke in favor of it and the resolution was adopted.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Thursday, March 5, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTY-THIRD DAY
MORNING SESSION

House Chamber, Olympia, Wash., Thursday, March 5, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present except Representative Winsley, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Jackie Klindworth and Rick Haas. Prayer was offered by The Reverend Stanley Workman of the Evergreen Christian Reformed Church of Olympia.

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

MESSAGE FROM THE SENATE

March 4, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 3033,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3035,
SENATE BILL NO. 3230,
ENGROSSED SENATE BILL NO. 3272,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 608, by Committee on Energy and Utilities and Representatives Barnes, Hine, Williams, Nelson (D), Wang, Rust and Sherman:

AN ACT Relating to energy-related building standards; amending section 3, chapter 96, Laws of 1974 ex. sess. as last amended by section 1, chapter 8, Laws of 1980 and RCW 19.27.030; amending section 3, chapter 76, Laws of 1979 ex. sess. and RCW 19.27.075; creating a new section; repealing sections 1 through 10, chapter 14, Laws of 1977 ex. sess. and RCW 19.27.200 through 19.27.290; repealing section 14, chapter 14, Laws of 1977 ex. sess. and RCW 19.27.300; repealing section 16, chapter 14, Laws of 1977 ex. sess. and RCW 19.27.310; and repealing section 17, chapter 14, Laws of 1977 ex. sess. and RCW 19.27.905.

To Committee on Energy and Utilities

HOUSE BILL NO. 609, by Committee on Transportation and Representatives Wilson and Clayton:

AN ACT Relating to public transportation; amending section 1, chapter 87, Laws of 1972 ex. sess. as last amended by section 4, chapter 175, Laws of 1979 ex. sess. and RCW 82.44.150; and adding new sections to chapter 47.05 RCW.

To Committee on Transportation

HOUSE BILL NO. 610, by Committee on Transportation and Representatives Wilson and Rinehart:

AN ACT Relating to public transportation funding; amending section 8, chapter 255, Laws of 1969 ex. sess. as amended by section 2, chapter 175, Laws of 1979 ex. sess. and RCW 35.58.273; declaring an emergency; and providing an effective date.

To Committee on Transportation

HOUSE BILL NO. 611, by Representatives Grimm, Walk, Erickson and Ehlers:

AN ACT Relating to the parks and recreation commission; and making an appropriation.

To Committee on Appropriations – General Government

HOUSE BILL NO. 612, by Representatives Amen, Greengo, Granlund, Rinehart, Flanagan, Bond, Fancher and Clayton:

AN ACT Relating to property taxation; amending section 42, chapter 26, Laws of 1967 ex. sess. as amended by section 2, chapter 284, Laws of 1977 ex. sess. and RCW 82.03.130; amending section 3, chapter 284, Laws of 1977 ex. sess. and RCW 84.48.075; and amending section 84.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 94, Laws of 1975-'76 2nd ex. sess. and RCW 84.08.030.

To Committee on Revenue

HOUSE BILL NO. 613, by Committee on Transportation and Representatives Wilson and Clayton:

AN ACT Relating to motor vehicle excise taxes and public transportation; amending section 7, chapter 270, Laws of 1975 1st ex. sess. as amended by section 1, chapter 175, Laws of 1979 ex. sess. and RCW 35.58.2721; amending section 14, chapter 255, Laws of 1969 ex. sess. as amended by section 3, chapter 175, Laws of 1979 ex. sess. and RCW 35.58.279; adding a new section to chapter 35.58 RCW; declaring an emergency; and providing an effective date.

To Committee on Transportation

SUBSTITUTE SENATE BILL NO. 3033, by Committee on Energy and Utilities (originally sponsored by Senators Goltz, Williams and Ridder):

Authorizing municipal corporation heating systems.

To Committee on Energy and Utilities

ENGROSSED SUBSTITUTE SENATE BILL NO. 3035, by Committee on Transportation (originally sponsored by Senators Goltz, Rasmussen, Conner and Bauer):

Modifying eligibility requirements for veterans' free license plates.

To Committee on Transportation

SENATE BILL NO. 3230, by Senators Talley, Jones and Conner:

Limiting liability of pilots.

To Committee on Transportation

ENGROSSED SENATE BILL NO. 3272, by Senators Talley and Fuller (by Department of Natural Resources request):

Permitting private landowners to transfer dredge materials from the Toutle River area.

To Committee on Natural Resources and Environmental Affairs.

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 4, 1981

HOUSE BILL NO. 12, Prime Sponsor: Representative Isaacson, permitting the use of a renewed vehicle license for a full twelve month period. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Bender, Burns, Cantu, Chamberlain, Eberle, Hankins, Owen, Patrick, Prince, Schmidt, Sprague, Walk.

Voting Nay: Representatives Martinis, Ranking Minority Member; Gallagher, Garrett, Garson, Lundquist, McCormick, Sherman, Smith.

Not attending: Representative Erak.

Passed to Committee on Rules for second reading.

March 3, 1981

HOUSE BILL NO. 61, Prime Sponsor: Representative Flanagan, placing telephone companies and their competitors on an equal excise tax basis. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 153, Prime Sponsor: Representative Taylor, mandating program of reduction in paperwork by school personnel. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Ehlers, Ellis, Eng, Galloway, Hine, James, Lane, Lewis, Maxie, McDonald, Vander Stoep, Warnke.

Voting nay: Representative Dickie.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 163, Prime Sponsor: Representative Kreidler, permitting handicapped voters to be assisted by another voter or by election officials. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, beginning on line 18 after "~~also a~~" strike ") either another registered voter" and insert "registered voter) a person of his choice"

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representatives Greengo, Lewis.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 196, Prime Sponsor: Representative Ellis, authorizing exempt category of private schools who because of matters of conscience and/or religious belief cannot otherwise comply with present approval procedure. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Bender, Cantu, Dickie, Ellis, Hine, James, Lane, Lewis, Maxie, McDonald, Vander Stoep, Warnke.

Voting nay: Representatives Valle, Ranking Minority Member; Ehlers, Eng, Galloway.

Passed to Committee on Rules for second reading.

March 4, 1981

HOUSE BILL NO. 276, Prime Sponsor: Committee on Transportation, updating motor vehicle dealer laws. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 5, line 33 strike "~~(the vehicle dealer)~~" and insert "the vehicle dealer or manufacturer"

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Eberle, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Erak, Sprague.

Passed to Committee on Rules for second reading.

March 4, 1981

HOUSE BILL NO. 334, Prime Sponsor: Representative Stratton, permitting donations of Pacemakers under the uniform anatomical gift act. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass with the following amendment:
On page 1, line 21 after "body" insert "including artificial parts"

Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 354, Prime Sponsor: Committee on State Government, transferring some functions of the state planning and community affairs agency to the office of financial management. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representatives Greengo, Lewis.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 358, Prime Sponsor: Committee on State Government, eliminating expiration dates for risk management office. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 7 add a new section to read as follows:

"NEW SECTION. Section 1. There is added to chapter 43.19 RCW a new section to read as follows:

The risk management office shall cease to exist on June 30, 1987, unless extended by law indefinitely or for an additional fixed period of time. The legislative budget committee shall cause a performance audit to be conducted of the risk management office. The final audit report shall be available to the legislature at least six months prior to the scheduled termination date. The audit shall include, but is not limited to, objective findings of fact, conclusions and recommendations as to continuation, modification, or termination of the risk management office."

Renumber the remaining sections accordingly.

At the beginning of line 2 of the title insert "adding a new section to chapter 43.19 RCW;"

On page 1, line 4 of the title after "43.131.177;" strike "and"

On page 1, line 5 of the title after "43.131.178" insert "providing an expiration date"

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not Attending: Representatives Greengo, Lewis.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 399, Prime Sponsor: Committee on Institutions, giving the secretary of social and health services the power to manage the McNeil Island penal facility. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representatives Fiske, Walk.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 421, Prime Sponsor: Committee on Institutions, authorizing transfer of convicts between the state and foreign countries pursuant to treaty. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representatives Fiske, Walk, Van Dyken.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 430, Prime Sponsor: Committee on Institutions, authorizing leaves of absence for inmates to receive medical care or participate in volunteer community service work. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representative Van Dyken.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 527, Prime Sponsor: Committee on State Government, continuing the state board of geographic names. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, beginning on line 1 add a new section to read as follows:

***NEW SECTION. Sec. 2.** There is added to chapter 43.126 RCW a new section to read as follows:

The board on geographic names shall cease to exist on June 30, 1987, unless extended by law indefinitely or for an additional fixed period of time. The legislative budget committee shall cause a performance audit to be conducted of the board on geographic names. The final audit report shall be available to the legislature at least six months prior to the scheduled termination date. The audit shall include, but not be limited to, objective findings of fact, conclusions and recommendations as to continuation, modification, or termination of the board on geographic names."

Renumber the remaining sections accordingly.

In line 4 of the title after "43.126.020;" insert "adding a new section to chapter 43.126 RCW;"

On page 1, line 6 of the title after "43.131.172;" insert "providing an expiration date;"

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representatives Greengo, Lewis.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE CONCURRENT RESOLUTION NO. 10, Prime Sponsor: Committee on Institutions, adopting the juvenile disposition standards of the department of social and health services. Reported by Committee on Institutions.

MAJORITY recommendation: Do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Erickson, Fiske, Struthers.

Not signing: Representative Nelson (D).

Voting nay: Representatives Leonard, Vice Chairwoman; Berleen, Van Dyken.

Not attending: Representative Walk.

Passed to Committee on Rules for second reading.

SECOND READING

The Speaker (Mr. Amen presiding) declared the House to be at ease.

The Speaker called the House to order.

HOUSE BILL NO. 604, by Committee on Ways and Means and Representatives Chandler, Wang, Granlund, Galloway and Rust:

Modifying provisions relating to public assistance.

The bill was read the second time.

On motion of Mr. Chandler, the following amendment was adopted:

On page 2, line 20 strike "four hundred thirty-four" and insert "two hundred sixty"

House Bill No. 604 was ordered engrossed.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 604 was placed on final passage.

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

Mr. Kreidler spoke in reference to the bill.

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker, we're talking about the final passage of Engrossed House Bill No. 604 and any reference to any other measures passed or not passed is improper."

POINT OF ORDER

Mr. King (R): "Mr. Speaker, I think interrupting a speaker with a point of order which is so obviously not well taken—"

The Speaker: "Representative King, I did not hear the words that were spoken by Representative Kreidler. I understand Representative Nelson's complaint is that he is referring to other measures. Please confine discussions on Engrossed House Bill No. 604 in accordance with the House rules."

Mr. Kreidler continued his remarks.

POINT OF ORDER

Mr. Chandler: "Mr. Speaker, I don't know if you've heard enough of this or not, but it has absolutely nothing to do with Engrossed House Bill 604 and whether it should be passed or not."

The Speaker: "Representative Chandler, your point is well taken. I have been listening to you, Representative Kreidler, would you please confine your remarks to whether Engrossed House Bill 604 should be passed or not."

POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, all I would like to have you do is refer to Reed's Rule 216, 'Relevancy of debate.' You can see that you have broad authority and should be very patient and allow the speaker to cover the wide range of the subject matter pertaining to this issue. It's on final passage and open for full debate."

The Speaker: "Thank you for bringing that to my attention, Representative O'Brien. I have had the feeling that the Speaker has been extraordinarily patient this morning in listening to the debate and has given wide range thus far on a bill that is confined to a very small area of the FAMCO program and is now running amuck out here on the floor. We would like to confine the remarks, again, to the subject before us, the final passage of Engrossed House Bill 604."

Mr. Kreidler concluded his remarks and Mr. Nisbet spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Chandler yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Chandler, it is my understanding that by the amendment we passed, striking \$434,000 and inserting \$260,000, that in your estimation, was an accurate picture of the costs of this particular program. Is that correct?"

Mr. Chandler: "Representative Ehlers, it's not my estimate of what the costs would be; it's the department's estimate. As a matter of fact, I talked to Mr. Gibbs on the phone just before submitting this amendment, and he told me that they believe there are thirty more patients involved, making it a total of 460, but they can make it with this \$260,000."

Mr. Ehlers: "The language which reads, '...were residents of any such facility under the medical assistance program during February 1981...' Would you construe that to mean that if there were more than 430, those people would be covered under the existing dollars if they qualify?"

Mr. Chandler: "That's correct, the intent of the bill is to grandfather anybody who was in the program during February 1981. It was originally thought to be 430, now it's 460."

Mr. Ehlers: "I guess what I'm saying is that it doesn't say that they have to be in the program at that time; it says 'if they were residents of any such facility.' The point I'm trying to make, Representative Chandler, is that the local nursing home that I contacted found that, by their records, there were people who had not received notice, but were, in fact, eligible for the program and who were residents of that facility during February 1981. My question is: Even if they weren't part of the program at that time, as long as they were residents of that facility in February, 1981, would they be eligible for the program?"

Mr. Chandler: "No, they would not, because it very clearly states that they must be residents of any such facility under the medical assistance program."

Mr. Ehlers spoke in favor of the bill.

Mr. Hastings demanded the previous question, and the demand was not sustained.

Representatives Sommers, Becker, Nelson (G) and Chandler spoke in reference to the bill.

POINT OF ORDER

Mr. Heck: "His remarks are clearly straying beyond the scope and object of Engrossed House Bill 604."

The Speaker: "As Representative O'Brien admonished me earlier, Representative Heck, there's a great deal of leeway and latitude that should be given on full debate. However, Representative Chandler, would you confine your remarks as closely as possible to the passage of Engrossed House Bill 604."

Mr. Chandler continued his remarks in favor of the bill, and Mr. Kreidler again spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 604 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Winsley.

Engrossed House Bill No. 604, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 31, by Representatives Amen, Tilly, Clayton, Owen, McCormick, Barr, Bickham, Fancher, Struthers and Smith:

Revising workers' compensation laws.

The bill was read the second time.

On motion of Mr. Dawson, Substitute House Bill No. 31 was substituted for House Bill No. 31, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 31 was read the second time.

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. King (R).

Mr. King (R): "Representative Dawson, I personally have not seen the fiscal notes that would be attached to the substitute bill. On several occasions we were promised that before we worked the bill we would at least have an opportunity to see those. Are there any available that you could share with us?"

Mr. Dawson: "I am certainly not an expert on procedure, Representative King, but yes, I have been in possession of fiscal notes. We have, in this packet, fiscal notes from the Insurance Commissioner, from the Department of Labor and Industries, and they are in the billbooks, Representative King."

Mr. Bender moved adoption of the following amendment by Representatives Bender and Warnke:

On page 8, line 8 after "amended," insert "and fringe benefits"

Representatives Bender and Scott spoke in favor of the amendment, and Mr. Dawson spoke against it.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Bender and Warnke to page 8, line 8 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 42; nays, 55; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Winsley.

Mr. Salatino moved adoption of the following amendment:

On page 8, line 16 after "exemptions." insert "The worker's spendable monthly earnings shall be adjusted each July 1 after the date of injury by a percentage equal to the percentage the state's average wage, as determined by RCW 50.04.355, has changed."

Representatives Salatino, King (R) and Lux spoke in favor of the amendment, and Representatives Dawson and McGinnis spoke in opposition to it.

Mr. Salatino spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Salatino to page 8, line 8 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 44; nays, 53; not voting, 1.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Winsley.

Ms. Maxie moved adoption of the following amendment by Representatives Maxie and Scott:

On page 9, line 8 after "maintain" strike "a location" and insert "at least two offices"

Representatives Maxie, Scott and Lux spoke in favor of the amendment, and Representatives Dawson and McGinnis spoke against it.

Mr. Scott again spoke in favor of the amendment, and Mr. McGinnis again opposed the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Maxie and Scott to page 9, line 8 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 43; nays, 54; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Winsley.

Ms. Maxie moved adoption of the following amendment by Representatives Maxie and Scott:

On page 9, line 9 after "made" insert "and has personnel who adjudicate claims"

Ms. Maxie spoke in favor of the amendment, and Mr. Dawson spoke against it.

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. Lux.

Mr. Lux: "Representative Dawson, would this language in the bill allow or mandate that there be hotline numbers that the workers could call, or how do they intend to handle this so a person wouldn't have to make long distance calls hither and yon?"

Mr. Dawson: "Well, Representative Lux, let me seize this opportunity to point out that, yes, indeed, I think the state system does have fifteen field offices, but there is only one place in the entire state, and that's right here in Olympia, where adjudication takes place—let's make certain that we are talking about the same thing—only one place in the state, under the present system, where the adjudication process takes place. When, and if, private insurers are to enter the market, you will have an infinite number of claims offices where claims will be filed and adjudication, if necessary, will take place. Yes, indeed, to answer your question, this bill specifies that a telephone number, and every means by which an injured employee is to contact, toll free, that claims office as specified in the bill. Again, I go back, Representative Lux, as you well know, if they violate the spirit of the law, the certification will be yanked."

Representatives Lux and Scott spoke in favor of the amendment, and Representatives McGinnis and Dawson spoke against it.

Mr. Lux spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Maxie and Scott to page 9, line 9 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 42; nays, 55; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Winsley.

Mr. Taylor moved adoption of the following amendment by Representatives Chandler, Taylor and Owen:

On page 8, after line 16 insert "The legislature shall consider the impact of inflation on injured workers' benefits biennially. An assessment of the impact of increasing the amount of spendable monthly earnings as defined for each worker shall be conducted."

Mr. Taylor spoke in favor of the amendment, and Representatives King (R), Salatino and Warnke spoke against it.

Mr. Taylor spoke again in favor of the amendment, and Mr. King (R) again opposed it.

Representatives Lux and Tupper spoke in favor of the amendment.

On motion of Mr. Ehlers, further consideration of the amendment was deferred while an amendment to the amendment was prepared.

Mr. Lux moved adoption of the following amendments:

On page 9, line 29 after "state" strike "and" and insert "but shall not include"

On page 9, line 30 after "act," strike "but shall not include" and insert "or"

Representatives Lux and King (R) spoke in favor of the amendments, and Representatives Dawson and McGinnis spoke against them.

Mr. Lux spoke again in favor of the amendments, and Mr. Dawson again opposed them.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Lux to page 9, line 29 and 30 of Substitute House Bill No. 31, and the amendments were not adopted by the following vote: Yeas, 42; nays, 55; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King R., Kreidler, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Winsley.

Consideration of the amendment by Representatives Chandler and Taylor was resumed.

Mr. Ehlers moved adoption of the following amendment to the amendment:

Strike "The legislature" and insert "The joint committee on workers' compensation"

Representatives Ehlers and Taylor spoke in favor of the amendment to the amendment, and it was adopted.

The Speaker stated the question before the House to be the amendment by Representatives Chandler and Taylor as amended.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Chandler and Taylor as amended to page 8, line 16 of Substitute House Bill No. 31, and the amended amendment was adopted by the following vote: Yeas, 91; nays, 6; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Bickham, Bond, Clayton, Flanagan, Salatino, Smith.

Not voting: Representative Winsley.

Representative Winsley appeared at the bar of the House.

Mr. Wang moved adoption of the following amendment:

On page 10, beginning on line 28 strike all of subsection(6) and renumber the remaining subsection consecutively.

Mr. Wang spoke in favor of the amendment, and Mr. Nisbet spoke against it.

Mr. Wang spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Wang to page 10, line 28 of Substitute House Bill No. 31, and the amendment was adopted by the following vote: Yeas, 58; nays, 40; not voting, 0.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Cantu, Chandler, Dawson, Ehlers, Ellis, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Chamberlain, Clayton, Dickie, Eberle, Fancher, Fiske, Flanagan, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Tilly, Vander Stoep, and Mr. Speaker.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Mr. Chandler moved that the House immediately reconsider the vote by which the amendment by Representative Wang to page 10, line 28 was adopted.

Mr. Chandler spoke in favor of the motion, and Mr. Salatino spoke against it.

Mr. Nelson (G) demanded an electric roll call on the motion, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion to reconsider the vote by which the amendment to page 10 by Representative Wang was adopted, and the motion was carried by the following vote: Yeas, 54; nays, 44; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams.

The Speaker stated the question before the House to be reconsideration of the amendment by Representative Wang to page 10, beginning on line 28.

Representatives Chandler and McGinnis spoke against the amendment, and Representatives Scott, Wang, King (J) and Williams spoke in favor of it.

ROLL CALL

The Clerk called the roll on reconsideration of adoption of the amendment by Representative Wang to page 10 of Substitute House Bill NO. 31, and the amendment was not adopted by the following vote: Yeas, 45; nays, 53; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

On motion of Mr. Nelson (G), further consideration of Substitute House Bill No. 31 was deferred, and the bill was ordered placed at the top of tomorrow's second reading calendar.

NOTICE OF AMENDMENT TO HOUSE RULES

Mr. Pruitt gave notice that he would offer an amendment to the House Rules.

STANDING COMMITTEE APPOINTMENT

The Speaker appointed Representative Bond to replace Representative Chandler on Committee on Financial Institutions and Insurance.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, March 6, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTY-FOURTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Friday, March 6, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Brenda Asbury and David Dietel. Prayer was offered by The Reverend Stanley Workman of the Evergreen Christian Reformed Church of Olympia.

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

MESSAGES FROM THE SENATE

March 5, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE SENATE BILL NO. 3041,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

March 5, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 3237,

ENGROSSED SENATE JOINT MEMORIAL NO. 105,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 614, by Committee on State Government and Representatives Addison, Walk and North (by State Patrol request):

AN ACT Relating to the state patrol; and amending section 43.43.330, chapter 8, Laws of 1965 as amended by section 1, chapter 20, Laws of 1969 ex. sess. and RCW 43.43.330.

To Committee on State Government

HOUSE BILL NO. 615, by Committee on Education and Representative Taylor:

AN ACT Relating to certain school accounts; creating new sections; and repealing section 7, chapter 124, Laws of 1972 ex. sess. and RCW 28A.44.120.

To Committee on Education

HOUSE BILL NO. 616, by Committee on Education and Representative Taylor:

AN ACT Relating to the powers and duties of the superintendent of public instruction; and amending section 28A.03.030, chapter 223, Laws of 1969 ex. sess. as last amended by section 17, chapter 75, Laws of 1977 and RCW 28A.03.030.

To Committee on Education

HOUSE BILL NO. 617, by Committee on Education and Representative Taylor:

AN ACT Relating to certification of personnel employed in schools; amending section 28A.70.140, chapter 223, Laws of 1969 ex. sess. as last amended by section 5, chapter 92, Laws of 1975-'76 2nd ex. sess. and RCW 28A.70.140; amending section 28A.70.160, chapter 223, Laws of 1969 ex. sess. as last amended by section 137, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.70.160; amending section 28A.70.170, chapter 223, Laws of 1969 ex. sess. as last amended by section 138, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.70.170; amending section 28A.70.180, chapter 223, Laws of 1969 ex. sess. and RCW 28A.70.180; and creating a new section.

To Committee on Education

HOUSE BILL NO. 618, by Committee on Education and Representative Taylor:

AN ACT Relating to education; and amending section 1, chapter 66, Laws of 1975 1st ex. sess. as amended by section 1, chapter 50, Laws of 1977 and RCW 28A.58.242.

To Committee on Education

HOUSE BILL NO. 619, by Committee on Education and Representative Taylor:

AN ACT Relating to reports on school district maintenance of adequate resource services; and repealing section 2, chapter 127, Laws of 1975 1st ex. sess. and RCW 28A.03.095.

To Committee on Education

HOUSE BILL NO. 620, by Committee on State Government and Representatives Addison, Walk and North (by State Patrol request):

AN ACT Relating to the state patrol; and amending section 43.43.040, chapter 8, Laws of 1965 as amended by section 1, chapter 20, Laws of 1973 2nd ex. sess. and RCW 43.43.040.

To Committee on State Government

HOUSE BILL NO. 621, by Representatives Winsley and North:

AN ACT Relating to animals; amending section 1, chapter 114, Laws of 1972 ex. sess. and RCW 9.08.060; amending section 2, chapter 146, Laws of 1901 and RCW 16.52.030; amending section 8, chapter 27, Laws of 1893 and RCW 16.52.065; amending section 4, chapter 146, Laws of 1901 as amended by section 4, chapter 145, Laws of 1979 and RCW 16.52.070; amending section 5, chapter 146, Laws of 1901 as amended by section 1, chapter 12, Laws of 1974 ex. sess. and RCW 16.52.080; amending section 12, chapter 146, Laws of 1901 and RCW 16.52.100; amending section 9, chapter 146, Laws of 1901 and RCW 16.52.160; amending section 16, chapter 146, Laws of 1901 and RCW 16.52.165; adding new sections to chapter 16.52 RCW; repealing section 7, chapter 146, Laws of 1901 and RCW 16.52.120; and providing penalties.

To Committee on Agriculture

HOUSE BILL NO. 622, by Committee on Education and Representatives Eng and Lane:

AN ACT Relating to school districts; and amending section 1, chapter 210, Laws of 1977 ex. sess. and RCW 28A.58.131.

To Committee on Education

HOUSE BILL NO. 623, by Committee on State Government and Representatives Addison, Walk, Owen and North:

AN ACT Relating to special license plates; and amending section 1, chapter 178, Laws of 1949 as last amended by section 2, chapter 88, Laws of 1980 and RCW 73.04.110.

To Committee on State Government

HOUSE BILL NO. 624, by Committee on Appropriations – Human Services and Representatives Chandler, Granlund and Wang (by Governor Spellman request):

AN ACT Relating to state agencies; adopting a supplemental budget; making supplemental appropriations and authorizing expenditures; and declaring an emergency.

To Committee on Appropriations – Human Services

HOUSE BILL NO. 625, by Representatives Barr, Fancher, Tilly, Hankins and Isaacson:

AN ACT Relating to superior court judges; amending section 6, chapter 125, Laws of 1951 as last amended by section 3, chapter 202, Laws of 1979 ex. sess. and RCW 2.08.064; amending section 7, chapter 125, Laws of 1951 as last amended by section 4, chapter 202, Laws of 1979 ex. sess. and RCW 2.08.065; and creating a new section.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 626, by Committee on Ethics, Law and Justice and Representatives Ellis, Walk and Owen:

AN ACT Relating to pornography and moral nuisances; adding a new chapter to Title 9A RCW; adding new sections to chapter 7.48 RCW; and prescribing penalties.

To Committee on Ethics, Law and Justice

SUBSTITUTE SENATE BILL NO. 3237, by Committee on Higher Education (originally sponsored by Senators McDermott, Jones, Fleming, Patterson, von Reichbauer, Gould, Talmadge and Gaspard):

Authorizing university tuition fees and fee exemptions for students receiving athletic scholarships.

To Committee on Higher Education

ENGROSSED SENATE JOINT MEMORIAL NO. 105, by Senators Hurley, Conner, Sellar, Lee, Scott, Deccio, Lysen, Hansen, Rasmussen, Wilson, Metcalf, McCaslin, Pullen, Craswell, Benitz, Hayner, Fuller, Quigg, Peterson, Haley, Talley, Clarke, Patterson, Gallagher, Vognild and Moore:

Requesting Congress to amend the Constitution to require a balanced federal budget.

To Committee on Ethics, Law and Justice

MOTION

On motion of Mr. Hastings, all bills and the memorial listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 3, 1981

HOUSE BILL NO. 74, Prime Sponsor: Representative Barnes, extending expiration date of governor's powers relating to energy shortages. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Bender, Dickie, Hine, Scott, Sherman, Tupper, Vander Stoep, Wang.

MINORITY recommendation: Do not pass. Signed by Representatives Bond, Eberle, Isaacson, Schmidt, Sprague.

Not attending: Representatives Bond, McCormick, Schmidt.

Passed to Committee on Rules for second reading.

March 2, 1981

HOUSE BILL NO. 157, Prime Sponsor: Representative Addison, requiring local governments and state agencies to pay interest on delinquent contract payments. Reported by Committee on Local Government.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barrett, Berleen, Brown, Burns, Chamberlain, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Barr, Garrett.

Passed to Committee on Rules for second reading.

March 4, 1981

HOUSE BILL NO. 224, Prime Sponsor: Committee on Revenue, providing for the taxation of vending machine sales of food. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Passed to Committee on Rules for second reading.

March 4, 1981

HOUSE BILL NO. 242, Prime Sponsor: Committee on Revenue, valuing classified open space land with no current use. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Galloway, Granlund, Hastings, Rust, Sanders.

Not voting: Representative Flanagan, Vice Chairman.

Not attending: Representative Brown.

Passed to Committee on Rules for second reading.

March 3, 1981

HOUSE BILL NO. 290, Prime Sponsor: Representative Galloway, increasing the responsibilities for personnel of the board of trustees for the state school for the deaf. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representatives Leonard, Vice Chairwoman; Berleen, Erickson.

Passed to Committee on Rules for second reading.

March 5, 1981

HOUSE BILL NO. 292, Prime Sponsor: Representative Martinis, including local sales tax revenues of certain cities as local revenues for matching purposes of motor vehicle tax revenues. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representative Eberle.

Passed to Committee on Rules for second reading.

March 3, 1981

HOUSE BILL NO. 316, Prime Sponsor: Committee on Human Services, revising licensing requirements for the practice of midwifery. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Pruitt, Teutsch, Wang.

MINORITY recommendation: Do not pass. Signed by Representatives Padden, Vander Stoep.

Not signing report: Representative Stratton.

Not attending: Representative Winsley.

Passed to Committee on Rules for second reading.

February 18, 1981

HOUSE BILL NO. 385, Prime Sponsor: Committee on Labor and Economic Development, enacting the Regulatory Fairness Act. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brown, Clayton, Eberle, Flanagan, Hankins, Monohon, Smith.

MINORITY recommendation: Do not pass. Signed by Representatives Brekke, King (J), Lux.

Voting nay: Representative Garrett.

Passed to Committee on Rules for second reading.

February 19, 1981

HOUSE BILL NO. 387, Prime Sponsor: Committee on Labor and Economic Development, modifying business and occupation tax provisions. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, Monohon, Smith.

MINORITY recommendation: Do not pass. Signed by Representatives Brekke, Lux.

Not voting: Representative King (J).

Passed to Committee on Rules for second reading.

March 3, 1981

HOUSE BILL NO. 425, Prime Sponsor: Representative Lewis, permitting students of private schools to ride public school buses. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Ehlers, Ellis, Galloway, Hine, James, Lewis, Vander Stoep, Warnke.

Voting nay: Representatives Taylor, Chairman; Dickie, Lane.

Not attending: Representatives Eng, Maxie, McDonald.

Passed to Committee on Rules for second reading.

March 4, 1981

HOUSE BILL NO. 456, Prime Sponsor: Representative Clayton, revising laws relating to storage of agricultural commodities. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Amen, Fancher, Fiske, Gallagher, Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representative Lux.

Passed to Committee on Rules for second reading.

March 5, 1981

HOUSE BILL NO. 551, Prime Sponsor: Committee on Transportation, extending authority of port districts to operate rail lines. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Clayton, Vice Chairman; Eberle.

Passed to Committee on Rules for second reading.

March 4, 1981

SENATE BILL NO. 3213, Prime Sponsor: Senator von Reichbauer, authorizing local improvement district assessments for electrified public streetcar lines. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Burns, Chamberlain, Garrett, Hine, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Erickson, Ranking Minority Member; Berleen, Brown, James.

Passed to Committee on Rules for second reading.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 31, by Committee on Financial Institutions and Insurance (originally sponsored by Representatives Amen, Tilly, Clayton, Owen, McCormick, Barr, Bickham, Fancher, Struthers and Smith):

Revising workers' compensation laws.

The House resumed consideration of the bill on second reading. (For previous action, see yesterday's Journal.)

Mr. Wang moved adoption of the following amendment:

On page 10, following subsection (6) add new subsections as follows:

"(7) No insurer under this chapter shall be authorized to use rates and issue insurance unless the aggregate loss ratio for this line of insurance is at least sixty-five percent. As used in this subsection 'aggregate loss ratio' means the percentage of total aggregate premium which is returned in the form of total aggregate benefits as that percentage is computed under rules adopted by the insurance commissioner.

(8) No insurer under this chapter shall be authorized to use rates and issue insurance unless the aggregate safety ratio for this line of insurance is at least five percent. As used in this subsection, 'aggregate safety ratio' means the percentage of total aggregate premium which is expended in the form of safety engineering and other forms of planned preventive efforts to minimize injuries to workers as that percentage is computed under rules adopted by the insurance commissioner."

Remember the remaining subsection consecutively.

Mr. Wang spoke in favor of the amendment, and Mr. Dawson spoke against it.

Mr. Wang again spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Wang to page 10 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 38; nays, 58; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Wang, Warnke, Williams.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives McCormick, Patrick.

Ms. Monohon moved adoption of the following amendment:

On page 11, beginning on line 8 after "has" strike all material down to and including "revocation" on line 13 and insert "intentionally or repeatedly failed to provide safety engineering or loss prevention services or induced employees or employers to fail to report injuries, or induced claimants or induced employers to induce claimants to treat injuries in the course of employment as off-the-job injuries, or persuaded claimants to resort to proceedings against the insurer or employer to obtain compensation, or habitually failed to comply with rules and regulations of the director regarding reports or other requirements necessary to carry out the purposes of this title or has intentionally, or repeatedly, failed to comply with any other obligation under this title, the director shall take any action deemed necessary, including but not limited to, imposition of a fine, issuance of a cease and desist order, or suspension or revocation of the certification granted to the insurer pursuant to section 5 of this 1981 act to require compliance with the requirements of this title.

Upon petition of any employee or the representative of employees of the insured employer or employer, the director shall hold a hearing to determine whether there are grounds under this section to take action against the insurer. Any suspension or revocation under this section"

Representatives Monohon and Scott spoke in favor of the amendment, and Mr. Dawson spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Monohon to page 11 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 44; nays, 53; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Padden, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representative Hine.

Mr. Owen moved adoption of the following amendment by Representatives Owen, McCormick, Stratton and Walk:

On page 11, line 13 after the period insert "Upon the petition of any employee union or association having a substantial number of employees in the employ of the insured employer the director shall hold a hearing to determine whether or not there are grounds for the withdrawal of certification of an insurer. He shall serve upon the insurer and upon any employee union or association having a substantial number of employees in the employ of said insurer, personally or by certified mail, a notice of intention to withdraw, or not to withdraw, certification of the insurer, which notice shall describe the nature and location or locations of the plants or operations involved; and the specific nature of the reasons for his decision. If the decision is to withdraw certification, it shall include the period of time within which the ground or grounds therefor existed or arose; a directive to the insurer specifying the manner in which the grounds may be eliminated; and the date, not less than thirty days after the insurer's receipt of the notice, when the certification shall be withdrawn in the absence of a satisfactory elimination of the grounds for withdrawal of the certificate.

An appeal of such notice of intention to withdraw, or not to withdraw, certification of an insurer may be taken by the insurer, or by any employee union or association having a substantial number of employees in the employ of said insurer. Proceedings on such appeal shall be as prescribed in this title. Appeal by an insurer of notice of intention to withdraw certification shall not act as a stay of the withdrawal, unless the board, or court, for good cause shown, orders otherwise."

Representatives Owen and Dawson spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Owen and others to page 11 of Substitute House Bill No. 31, and the amendment was adopted by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Mr. Dawson moved adoption of the following amendment:

On page 11, line 15 after "revocation." insert

"The director may take any action deemed necessary, including imposing fines, to encourage compliance with the requirements of this title."

Representatives Dawson and Lux spoke in favor of the amendment, and it was adopted.

On motion of Mr. Dawson, the following amendments were adopted:

On page 14, line 8 before "administrative" insert "workers' compensation"

On page 64, line 22 before "administrative" insert "workers' compensation"

On page 64, line 33 before "administrative" insert "workers' compensation"

On page 65, line 23 before "administrative" insert "workers' compensation"

Mr. Lux moved adoption of the following amendment:

On page 16, line 16 after "data of" strike "the state fund" and insert "all insurers"

Mr. Lux spoke in favor of the amendment, and Mr. Dawson spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Lux to page 16 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 41; nays, 57; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Rinehart, Rust, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo,

Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Ms. Sommers moved adoption of the following amendment by Representatives Sommers and Wang:

On page 19, following section 18 add a new section as follows:

"Sec. 19. Section 11, chapter 109, Laws of 1975-76 2nd ex. sess. as amended by section 1, chapter 183, Laws of 1977 ex. sess. and RCW 48.32.145 are each amended to read as follows:

Every member insurer which during any calendar year shall have paid one or more assessments levied pursuant to RCW 48.32.060(1)(c) as now or hereafter amended shall be entitled to take, as a credit against any premium tax falling due under RCW 48.14.020, one-fifth of the aggregate amount of such aggregate assessments during such calendar year for each of the five consecutive calendar years beginning with the calendar year following the calendar year in which such assessments are paid: **PROVIDED**, That whenever an assessment or uncredited portion thereof is or becomes less than one thousand dollars, the entire amount may be credited against the premium tax at the next time the premium tax is paid: **PROVIDED FURTHER**, That the tax credit authorized in this section shall not apply to assessments levied pursuant to chapter RCW 48.32 required by chapter 51.16."

Renumber the remaining sections consecutively.

Representatives Sommers, Wang and Lux spoke in favor of the amendment, and Representatives Dawson and McGinnis spoke against it.

Ms. Sommers spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Sommers and Wang to page 19 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 47; nays, 48; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Padden, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Flanagan, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representatives Addison, Chandler, Fiske.

Mr. Wang moved adoption of the following amendments:

On page 20, line 15 after "plan for" insert "a joint underwriting authority providing for"

On page 20, line 24 after "for any" strike "assigned risk"

On page 20, line 24 after "policy" insert "issued by the joint underwriting authority plan as provided in subsection (1) of this section"

Mr. Wang spoke in favor of the amendments and Mr. Dawson spoke against them.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Wang to page 20 of Substitute House Bill No. 31, and the amendments were not adopted by the following vote: Yeas, 39; nays, 59; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Patrick, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Pruitt, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, Winsley, and Mr. Speaker.

Mr. Nelson (D) moved adoption of the following amendment by Representatives Nelson (D) and Wang:

On page 25, beginning on line 6 strike all material down to and including "(7)" on line 17 and insert:

"(((6) Any employee, not regularly and continuously employed by the employer in agricultural labor, whose cash remuneration paid by or due from any one employer in that calendar year for agricultural labor

is less than one hundred fifty dollars. Employees not regularly and continuously employed in agricultural labor by any one employer but who are employed in agricultural labor on a seasonal basis shall come under the coverage of this title only when their cash remuneration paid or due in that calendar year exceeds one hundred fifty dollars but only as of the occurrence of that event and only as to their work for that employer. (7)) (6)'

Representatives Nelson (D), King (R) and Lux spoke in favor of the amendment, and Representatives Bickham and Barr spoke against it.

Mr. Nelson (D) spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Nelson (D) and Wang to page 25 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 30; nays, 68; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Eng, Erak, Erickson, Gallagher, Garrett, Gruger, King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sommers, Thompson, Valle, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, Winsley, and Mr. Speaker.

On motion of Mr. Dawson, the following amendment was adopted:

On page 27, line 2 strike "industrial" and insert "industrial"

Mr. Dawson moved adoption of the following amendment:

On page 33, following section 34 add a new section as follows:

*Sec. 35. Section 51.28.010, chapter 23, Laws of 1961 as last amended by section 32, chapter 350, Laws of 1977 ex. sess., and RCW 51.28.010 are each amended to read as follows:

Whenever any accident occurs to any worker, it shall be the duty of such worker or someone in his or her behalf to forthwith report such accident to his or her employer, superintendent or foreman or forewoman in charge of the work, and of the employer to at once report such accident and the injury resulting therefrom to the department pursuant to RCW 51.28.025, as now or hereafter amended, where the worker has received treatment from a physician, has been hospitalized, disabled from work, or has died as the apparent result of such accident and injury.

Upon receipt of such notice of accident, the ((department)) employer shall immediately forward to the worker or his or her beneficiaries or dependents written notification, in nontechnical language, of their rights under this title, which shall clearly identify the insurer who is responsible for the payment of compensation and shall list the name, telephone number, and exact location within the state where application for compensation should be made and where information may be obtained about all matters relating to any claim."

Renumber the remaining sections consecutively.

Representatives Dawson and Lux spoke in favor of the amendment, and it was adopted.

The Speaker assumed the Chair.

Mr. Salatino moved adoption of the following amendment:

On page 43, following section 40 strike section 41 and renumber the remaining sections consecutively.

Representatives Salatino, Scott, King (R) and Lux spoke in favor of the amendment, and Representatives Dawson, Tilly and McGinnis spoke against it.

Representatives Salatino and Scott spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Salatino to page 43 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 44; nays, 53; not voting, 1.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Prince, Rosbach, Sanders, Schmidt, Smith,

Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Padden.

STATEMENT FOR THE JOURNAL

Please have the Journal noted to indicate that I voted incorrectly today on the amendment to page 43, striking section 41 of Substitute House Bill No. 31. I had intended to vote yes, but incorrectly voted no.

BOB WILLIAMS, 18th District.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE SENATE BILL NO. 3041.

The House resumed consideration of Substitute House Bill No. 31 on second reading.

Mr. Scott moved adoption of the following amendment by Representatives Scott, O'Brien and Maxie:

Beginning on page 46, line 28 after "approximates." strike all the material down to and including "impairment:" on page 47, line 1 and insert "Compensation for any other permanent partial disability not involving amputation shall be in the proportion which the extent of such other disability, called unspecified disability, shall bear to that above specified, which most closely resembles and approximates in degree of disability such other disability, compensation for any other unspecified permanent partial disability shall be in an amount as measured and compared to total bodily impairment"

Mr. Scott spoke in favor of the amendment.

Mr. Brown demanded an oral roll call vote on the amendment, and the demand was sustained.

Mr. Dawson spoke against the amendment, and Mr. Scott spoke again in favor of it.

Representatives Williams, Salatino, Rinehart and Padden spoke in favor of the amendment, and Representatives McGinnis and Nelson (G) spoke against it.

Mr. King (R) demanded a Call of the House, and a division was called.

ROLL CALL

The Clerk called the roll on the demand for Call of the House, and the demand was not sustained by the following vote: Yeas, 39; nays, 56; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley.

Not voting: Representatives Erak, Garrett, and Mr. Speaker.

The Speaker stated the question before the House to be the amendment by Representatives Scott, O'Brien and Maxie to page 46, line 28.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Scott, O'Brien and Maxie to page 46 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 47; nays, 50; not voting, 1.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo,

Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Prince, Rosbach, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representative Sanders.

Mr. Owen moved adoption of the following amendments by Representatives Owen, Maxie, McCormick and Stratton:

On page 46, beginning on line 25 after "complete," strike all the material down to and including "disfigurement," on line 26

On page 46, line 28 after "approximates." insert "Compensation for serious facial or head disfigurement may be allowed up to a maximum of \$12,500."

Representatives Owen and McGinnis spoke in favor of the amendments, and they were adopted.

On motion of Mr. Tilly, the following amendment was adopted:

On page 48, line 31 strike "(2)" and insert "(3)" and renumber the remaining subsections.

Mr. Salatino moved adoption of the following amendment:

On page 49, beginning on line 23 after "employment," strike all material down to and including "employment," on line 29 and insert "If the insurer submits evidence to the department that the worker is intentionally limiting his or her earnings for the purpose of obtaining wage loss benefits or has failed to accept employment commensurate with his or her abilities when available within a reasonable distance, the department shall consider the evidence and may enter an order reducing or suspending the wage loss for so long as such practice continues."

Representatives Salatino and Dawson spoke in favor of the amendment, and it was adopted.

Mr. Salatino moved adoption of the following amendment:

Beginning on page 49 strike all of subsection (5) and renumber the remaining subsections consecutively.

Mr. Salatino spoke in favor of the amendment, and Representatives Dawson and McGinnis spoke against it.

Mr. Salatino spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Salatino to page 49 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 47; nays, 51; not voting, 0.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Chandler, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kridler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Padden, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Mr. Salatino moved adoption of the following amendment by Representatives Salatino, Owen, Maxie, McCormick and Stratton:

On page 51, line 6 after "loss," insert "The department shall also provide by rule for notification in writing to the worker and the department of the date that the insurer indicates that the worker's condition has become fixed."

Representatives Salatino and Dawson spoke in favor of the amendment, and it was adopted.

Mr. Owen moved adoption of the following amendment by Representatives Owen, Maxie, McCormick and Stratton:

On page 51, line 35, after "(3)" insert "A worker who has sustained a compensable injury or illness shall have preference in being returned to the worker's former position with the same employer, or to a similar position which is available, if the worker is capable of performing the duties of the position. A physician's certification that the worker is physically capable of performing the duties required of the position shall be considered."

Representatives Owen and Dawson spoke in favor of the amendment, and it was adopted.

Mr. Chandler moved adoption of the following amendment by Representatives Chandler and Taylor:

On page 53, after line 10 insert a new subsection as follows:

"(7) A worker receiving temporary total disability payment shall have the right to require for the duration of the worker's temporary total disability, his or her employer to continue to provide medical or disability coverage under the group medical policy or plan provided by the employer at the time he or she was injured. The employer may require such employee to pay a part or all of the premium if co-payment is included in the current policy or plan. Co-payment, in this instance, shall not exceed the ratio otherwise provided for."

Representatives Chandler and Scott spoke in favor of the amendment, and it was adopted.

Mr. King (R) moved adoption of the following amendment:

On page 53, following section 42, strike all of section 43 and renumber the remaining sections consecutively.

Representatives King (R), Scott, Kreidler and Lux spoke in favor of the amendment, and Representatives Dawson, Nisbet and Clayton spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative King (R) to page 53 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 44; nays, 54; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lundquist, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

On motion of Mr. Dawson, the following amendment was adopted:

On page 57, line 17 after "surgery" insert "1."

Mr. Owen moved adoption of the following amendments by Representatives Owen, McCormick and Stratton:

On page 57, beginning on line 35 after "dollars" strike "equal or proportionate, as the case may be, to the value of the annuity then remaining, to be fixed and certified by the state insurance commissioner," and insert "equal or proportionate, as the case may be, to the value of the annuity then remaining to be fixed and certified by the state insurance commissioner,"

On page 58, line 4 strike "accordingly or proportionately" and insert "accordingly or proportionately"

Representatives Owen and Dawson spoke in favor of the amendments and they were adopted.

Mr. Lux moved adoption of the following amendment:

On page 105, following subsection (7) add a new subsection as follows:

"(8) Section 3, chapter 286, Laws of 1975 1st ex. sess., section 19, chapter 232, Laws of 1977 ex. sess., section 1, chapter 151, Laws of 1979 1st ex. sess., section 1, chapter 231, Laws of 1979 1st ex. sess., and RCW 51.32.220."

Renumber the remaining subsections consecutively.

Mr. Lux spoke in favor of the amendment, and Mr. McGinnis spoke against it.

POINT OF INQUIRY

Mr. Lux yielded to question by Mr. Ellis.

Mr. Ellis: "Representative Lux, in referring to that letter, what is the date of the comptroller's letter in response?"

Mr. Lux: "I don't see any date on the letter. As I understand it, this was early in 1980."

Mr. Ellis: "Responding to a letter delivered November 22, 1978?"

Mr. Lux: "I have no idea what date this letter was sent."

Mr. Dawson spoke against the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Lux to page 105 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 43; nays, 55; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Mr. King (R) moved adoption of the following amendment:

On page 107, beginning on line 3 after "(1)" strike all the material down to and including "(3)" on line 12 and insert "If any provision of this act providing for the creation of the state fund, the funding of the department, or the methods of securing compensation from any insurer shall be held to be invalid, then this entire act shall be thereby invalidated.

(2)"

Mr. King (R) spoke in favor of the amendment, and Mr. Dawson spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative King (R) to page 107 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 46; nays, 51; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representative Leonard.

Mr. Chandler moved adoption of the following amendment by Representatives Chandler and Scott:

On page 107, line 3 after "Sec. 113." strike everything down to and including "invalidated." on line 11 and insert the following:

"(1) If the provisions of this 1981 act providing for the establishment of the separate state worker's compensation fund shall be held invalid but the other provisions for the securing of payment of compensation are not held invalid, then only the provisions relating to such state fund shall be considered deleted from the act and the provisions repealing the laws governing the state fund as it existed prior to the effective date of this act shall be considered deleted from the act, void and having never taken effect.

(2) If the provisions of this act providing for the securing payment of compensation by insuring with any private insurer or group of self-insurers permitted to transact workers' compensation insurance in this state shall be held invalid, then this entire 1981 act shall thereby be invalidated."

Representatives Chandler and King (R) spoke in favor of the amendment, and it was adopted.

MOTION

Mr. King (R) moved that consideration of Substitute House Bill No. 31 be indefinitely postponed.

Representatives King (R) and Gallagher spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

POINT OF INQUIRY

Ms. Rinehart asked Mr. Chandler to yield to question, and he refused.

Mr. Heck demanded an oral roll call vote on the motion, and the demand was sustained.

Representatives Scott, Wang and Lux spoke in favor of the motion.

ROLL CALL

The Clerk called the roll on the motion that further consideration of Substitute House Bill No. 31 be indefinitely postponed, and the motion was lost by the following vote: Yeas, 43; nays, 53; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representatives Fiske, Winsley.

Mr. Grimm moved adoption of the following amendment by Representatives Grimm and Sherman:

On page 107, following section 113, add a new section as follows:

NEW SECTION. Sec. 114. This act shall be submitted to the people for their adoption and ratification, or rejection, at a special election hereby ordered by the legislature, which election shall be held in conjunction with the next succeeding general election to be held in the state, all in accordance with Article II, section 1 of the state Constitution, as amended, and the laws adopted to facilitate the operation thereof.

Mr. Grimm spoke in favor of the amendment, and Mr. Nelson (G) spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Grimm and Sherman to page 107 of Substitute House Bill No. 31, and the amendment was not adopted by the following vote: Yeas, 45; nays, 51; not voting, 2.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Walk, Wang, Warnke, Williams.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representatives Fiske, Winsley.

On motion of Mr. Dawson, the following amendment to the title was adopted:

On page 1 of the title, line 30 after "51.24.030;" insert "amending section 51.28.010, chapter 23, Laws of 1961 as amended by section 32, chapter 350, Laws of 1977 ex. sess. and RCW 51.28.010;"

MOTION

Mr. O'Brien moved that the House adjourn until 9:30 a.m., Monday, March 9, 1981.

A division was called.

ROLL CALL

The Clerk called the roll on the motion that the House adjourn until 9:30 a.m., Monday, March 9, 1981, and the motion was lost by the following vote: Yeas, 43; nays, 53; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King (J), King (R), Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson (D), North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Schmidt, Smith C., Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Vander Stoep, Van Dyken, Williams, Wilson, Mr. Speaker.

Not voting: Representatives Fiske, Winsley.

Substitute House Bill No. 31 was ordered engrossed.

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 31 be placed on final passage.

Mr. King (R) demanded an electric roll call vote on the motion, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advance Engrossed Substitute House Bill No. 31 to final passage, and the motion failed to receive the required two-thirds majority by the following vote: Yeas, 50; nays, 46; not voting, 2.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Williams.

Not voting: Representatives Fiske, Winsley.

Engrossed Substitute House Bill No. 31 was passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Hastings, the House adjourned until 8:30 a.m., Saturday, March 7, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTY-FIFTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Saturday, March 7, 1981

The House was called to order at 8:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Erickson and Winsley, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Karen Caviezel and Keith Payne. Prayer was offered by The Reverend Stanley Workman of the Evergreen Christian Reformed Church of Olympia.

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

MESSAGES FROM THE GOVERNOR

March 5, 1981

To the Honorable,
 The House of Representatives
 of the State of Washington
 Ladies and Gentlemen:

I have the honor to advise you that on March 5, 1981, Governor Spellman approved the following House Bill, entitled:

HOUSE BILL NO. 103: Relating to transportation.

Sincerely,
 Marilyn Showalter, Counsel.

March 6, 1981

To the Honorable,
 The House of Representatives
 of the State of Washington
 Ladies and Gentlemen:

I have the honor to advise you that on March 6, 1981, Governor Spellman approved the following House Bill, entitled:

SUBSTITUTE HOUSE BILL NO. 118: Relating to warehousemen.

Sincerely,
 Marilyn Showalter, Counsel.

MESSAGES FROM THE SENATE

March 6, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE BILL NO. 3007,
 SUBSTITUTE SENATE BILL NO. 3034,
 SUBSTITUTE SENATE BILL NO. 3545,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

March 6, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED HOUSE BILL NO. 604,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE BILL NO. 604.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 627, by Committee on Institutions and Representatives Mitchell, Chamberlain, Heck, Galloway, Winsley, Williams, Dawson, King (J), Wang, Stratton, Erickson, Thompson, Brown, Gallagher, Granlund, Walk, Grimm, Ehlers, Owen, Martinis, Pruitt, Johnson, Nelson (D) and Garrett:

AN ACT Relating to the department of social and health services; making an appropriation for the fiscal biennium ending June 30, 1983; and declaring an emergency.

To Committee on Institutions

HOUSE BILL NO. 628, by Committee on Institutions and Representatives Houchen, Johnson and Ellis:

AN ACT Relating to residential schools; amending section 72.33.160, chapter 28, Laws of 1959 as last amended by section 6, chapter 246, Laws of 1975 1st ex. sess. and RCW 72.33.160; adding a new section to chapter 72.33 RCW; and providing an effective date.

To Committee on Institutions

HOUSE BILL NO. 629, by Committee on Institutions and Representatives Houchen, Leonard, Struthers and Johnson:

AN ACT Relating to juveniles; and amending section 76, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.220.

To Committee on Institutions

HOUSE BILL NO. 630, by Representatives Eng, Lux and Monohon:

AN ACT Relating to usury; adding a new section to chapter 19.52 RCW; and declaring an emergency.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 631, by Committee on Appropriations - General Government and Representatives Williams and Amen:

AN ACT Relating to the Washington horse racing commission; and amending section 4, chapter 55, Laws of 1933 and RCW 67.16.020.

To Committee on Appropriations - General Government

ENGROSSED SENATE BILL NO. 3007, by Senators Hansen, Guess and Hughes:

Regulating private family day-care homes.

To Committee on Human Services

SUBSTITUTE SENATE BILL NO. 3034, by Committee on Local Government (originally sponsored by Senators Conner, Talley, Vognild and Craswell):

Pertaining to disability and death benefits for volunteer fireman.

To Committee on Ways and Means

SUBSTITUTE SENATE BILL NO. 3545, by Committee on Agriculture (originally sponsored by Senators Shinpoch and Bottiger):

Providing for the registration of permanent identification symbols on horses.

To Committee on Agriculture

MOTION

On motion of Mr. Hastings, all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 6, 1981

HOUSE BILL NO. 74, Prime Sponsor: Representative Barnes, extending expiration date of governor's powers relating to energy shortages. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer with proposed substitute to Committee on Energy and Utilities.

March 4, 1981

HOUSE BILL NO. 218, Prime Sponsor: Representative Rosbach, enacting the domestic timber processing act. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Barr, Erak, Garson, Mitchell, Nickell, Owen, Valle, Wilson.

Not signing report: Representative Lundquist.

Voting nay: Representatives Addison, Brekke, McDonald, Rinehart, Stratton.

Not voting: Representatives Martinis, Williams.

Not attending: Representatives Dawson, Thompson.

Passed to Committee on Rules for second reading.

March 6, 1981

HOUSE BILL NO. 433, Prime Sponsor: Committee on Institutions, providing for termination of the criminal justice training commission. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - General Government.

March 6, 1981

HOUSE BILL NO. 506, Prime Sponsor: Representative Dickie, deleting the requirement of annual claims for senior citizen property tax relief. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, line 7 beginning with "))) for" strike all the matter down to and including "prescribed and" on line 9 and insert "and solely upon forms as prescribed and))) for exemption from taxes payable the following year and thereafter upon understandable, simple, and easily legible forms"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Hine, James, Lane, Leonard, North, Stratton, Van Dyken.

Not signing report: Representative Garrett.

Not attending: Representatives Erickson, Ranking Minority Member; Brown, Monohon.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Hastings, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 31, by Committee on Financial Institutions and Insurance (originally sponsored by Representatives Amen, Tilly, Clayton, Owen, McCormick, Barr, Bickham, Fancher, Struthers and Smith):

Revising workers' compensation laws.

The bill was read the third time and placed on final passage.

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

POINT OF ORDER

Mr. Heck: "We have neither the amendments nor an engrossed bill, including the amendments that were adopted on this floor yesterday; therefore, I submit we do not have this bill before us and further consideration of it is out of order."

The Speaker: "Representative Heck, to what rule are you referring?"

Mr. Heck: "I don't recollect the exact rule off the top of my head, Mr. Speaker, but it's been a long-established precedent in this body that we don't vote on measures we don't have in our books. Without those amendments, we don't even have this bill."

The Speaker: "Representative Heck, yesterday all of the amendments were passed out to each member. Each member has a copy of Substitute House Bill 31 in the bill books and we passed out copies of every amendment that was dealt with by this House. I am perplexed as to what your point of order is at this point. What rule is it that you are referring to?"

POINT OF ORDER

Mr. O'Brien: "It's just established procedure that the Chief Clerk, at the end of the session, would see that the amendments would be placed in the bill books. This has been going on since 1889. I don't understand why you want to divert from this established procedure and precedent. It's beyond my comprehension to have a bill out here without the proper amendments in it so the members can see them. I would suggest you put the House at ease and have the bill clerks come up and paste the amendments in."

The Speaker: "Thank you, Representative O'Brien. Back in 1889, when Chief Clerk Chiechi was establishing the procedures here, I suppose he probably did that. Representative O'Brien, as you point out, you are putting it as a matter of procedure that maybe has been followed when it has been possible to follow, but there is nothing in our House Rules that I can find that requires that any amendments be securely attached in your billbooks as you are requesting now. The rule that I find is that committee amendments must be securely fastened."

POINT OF ORDER

Mr. Gallagher: "I still say that we should be put at ease. This is a lousy bill."

The Speaker: "Thank you, Representative Gallagher, I'll take that as one of your floor speeches."

POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, if you will look at Reed's Rule 48, 'Rights of Members. The rights of each member are based upon the doctrine of his equality with every other member. He has therefore the right to present his propositions and to debate them fully....' I submit to you that each member has the right to ask for the proper procedure here and to not follow it if you are in violation of Reed's rules."

SPEAKER'S RULING

The Speaker: "Representative O'Brien, each member does have the right to fully debate the issue. The amendments were passed to all the members on this floor yesterday, and the members voted on each issue as it came before us. I would expect that each member understands fully which amendments were actually adopted and which ones were turned down because of the attention that all of the members paid to the amendments as they came before the body. I would submit to you, sir, that the rights of all members are being upheld and there is no point of order that I can see that is standing."

POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, if you will look at Reed's Rule 33, it states as follows: 'The presiding officer... should have knowledge of parliamentary law, and sufficient good sense to enable him to know when to press a rule and when to let common consent have its way...'"

The Speaker: "Representative O'Brien, the body established the qualifications on the opening day of the session. Your point of order is not well taken."

POINT OF INFORMATION

Ms. Rinehart: "Mr. Speaker, I'd like to know how many amendments were adopted?"

The Speaker: "Twenty-one amendments were adopted, Representative Rinehart."

Mr. Greengo spoke in favor of passage of the bill, and Mr. Ehlers spoke against it.

POINT OF INQUIRY

Mr. Greengo yielded to question by Ms. Becker.

Ms. Becker: "Representative Greengo, you made the statement a moment ago that this bill and its fiscal impact would not have any effect on the general fund. Are you ready to stand up and say unequivocally, for the benefit of the House Journal and for time immemorial, that the passage of this bill will not make additional people eligible for public assistance who were formerly covered by the L&I funds?"

Mr. Greengo: "Representative Becker, I was speaking to the fact that all administration of the fund is specially set up to handle all of the administrative expenses. The moneys that come into that fund will be from premiums that are paid, and they will pay the costs of the administration; they will pay the cost of the default fund; they will pay the cost of all of the benefits that are paid out under this bill. I am personally convinced, that while it's possible to find some workers who may not fare as well under this bill as they do presently, there are many, many, many more who are going to fare much better. Overall, and that's what we have to look at, is this a better system that we are proposing than what we have now? I am convinced that it is a much better system."

Ms. Rinehart spoke against passage of the bill, and Mr. Greengo spoke again in favor of it.

MOTION

Mr. O'Brien moved that Engrossed Substitute House Bill No. 31 be rereferred to Committee on Ways and Means.

Representatives O'Brien, King (R) and Kreidler spoke in favor of the motion, and Mr. Dawson spoke against it.

POINT OF INQUIRY

Mr. Kreidler yielded to question by Mr. Nisbet.

Mr. Nisbet: "Representative Kreidler, as a legislator and as an employer, can you tell me what your rates are going to be two years from now?"

Mr. Kreidler: "The answer to your question is 'no,' but no one else can tell either. The simple fact of the matter is that we are dealing in a situation where we know that the industrial rates, whether it's a state system or any other system, are going to go up. The difference is that we can project right now where the state system would be in two years. If we're sixty percent, a hundred percent over that, I'm coming looking for the people who made that possible."

Representatives Nisbet and McGinnis spoke against the motion, and Representatives Scott and Pruitt spoke in favor of it.

Mr. Brown demanded an electric roll call vote on the motion, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion that Engrossed Substitute House Bill No. 31 be rereferred to Committee on Ways and Means, and the motion was lost by the following vote: Yeas, 41; nays, 55; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representatives Erickson, Winsley.

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 31.

POINT OF ORDER

Mr. Heck: "Mr. Speaker, I would like to reraise the point of order I raised earlier and I would like to cite for you Rule 13(B) which states in part, 'All amendments adopted on the second reading shall be securely fastened to the original bill...'"

The Speaker: "I thought before that might be what you were referring to, Representative Heck, and they are all securely attached to the original bill."

POINT OF ORDER

Mr. Grimm: "The bill is not before us. Rule 29(D)(5) of your rules, if I may state, say that every vote to report a measure out of committee shall be taken by the yeas and nays and the names of the members voting for and against as well as the names of members absent and reported on the committee report and spread upon the Journal. As I recall, there was no recorded vote in Rules and so the bill is not before us."

SPEAKER'S RULING

The Speaker: "Representative Grimm, the section in Rule 29, duties of the committees,—the time for making an objection about committee conduct is in the committee and not on the floor. Your point of order is not well taken."

Representatives Scott, Warnke and Salatino spoke against passage of the bill, and Mr. McGinnis spoke in favor of it.

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. Garson.

Mr. Garson: "Representative Dawson, is it the intent under section 7, subsection (5) to allow the state fund, or any other insurance organization covered under the act, to be able to establish a deviated rate at any time including its first submittal to the insurance commission and the insurance commissioner, and that the function of the rating bureau essentially is a statistical gathering organization, and that the final base rate is developed from informational material and not binding on the members or the insurance commissioner?"

Mr. Dawson: "Representative Garson, I would respond to your question in the affirmative and point out that your concept of what the rating bureau does is essentially correct, and that section you mentioned in your question does provide the opportunity for the state fund to deviate, with permission of the insurance commissioner, downwards and upwards. They are allowed deviations in classification—I think you understand what that means—and they are also allowed to deviate on the basis of administrative experience."

Representatives Garson, Dawson and Leonard spoke in favor of the bill, and Representatives Garrett, Erak, Heck and Lux spoke against it.

Mr. Garson spoke again in favor of the bill, and Representatives Scott and King (R) spoke against it.

Mr. Brown demanded an oral roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 31, and the bill passed the House by the following vote: Yeas, 55; nays, 41; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams.

Not voting: Representatives Erickson, Winsley.

Engrossed Substitute House Bill No. 31, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Nelson (G), Engrossed Substitute House Bill No. 31 was ordered immediately transmitted to the Senate.

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, March 9, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTY-SEVENTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Monday, March 9, 1981

The House was called to order at 9:30 a.m. by the Speaker.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 632, by Representatives Rust, Johnson, Nelson (D), Gruger, Heck, Granlund, Erickson, King (J), Walk, Ehlers, Rinehart and Wang:

AN ACT Relating to absentee voting; amending section 29.07.160, chapter 9, Laws of 1965 as last amended by section 4, chapter 3, Laws of 1980 and RCW 29.07.160; and adding a new section to chapter 9, Laws of 1965 and to chapter 29.36 RCW.

To Committee on State Government

HOUSE BILL NO. 633, by Representatives Rust, Sommers, Galloway and Brown:

AN ACT Relating to watercraft; adding a new chapter to Title 82 RCW; adding a new chapter to Title 88 RCW; adding a new section to chapter 84.36 RCW; and prescribing penalties.

To Committee on Revenue

MOTION

On motion of Mr. Nelson (G), the bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 4, 1981

HOUSE BILL NO. 323, Prime Sponsor: Committee on Local Government, revising laws relating to the division of industrially zoned property. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barrett, Burns, Chamberlain, Garrett, Hine, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Erickson, Ranking Minority Member; Barr, Berleen, Brown, James.

Passed to Committee on Rules for second reading.

March 6, 1981

HOUSE BILL NO. 449, Prime Sponsor: Representative Flanagan, modifying the supervision of water resources responsibilities in determining water rights. Reported by Committee on Agriculture.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Amen, Granlund, Hastings, Kreidler, Padden, Prince, Sommers.

Not attending: Representatives Fancher, Fiske, Gallagher, Lux.

Passed to Committee on Rules for second reading.

March 6, 1981

HOUSE BILL NO. 515, Prime Sponsor: Committee on Ethics, Law and Justice, modifying requirements for the establishment by counties of a full-time office of justice of the peace. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Winsley.

Passed to Committee on Rules for second reading.

March 6, 1981

HOUSE BILL NO. 516, Prime Sponsor: Committee on Ethics, Law and Justice, imposing a minimum five-year sentence upon certain public officials committing enumerated felonies under color of office. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 8 after "48.02.010" insert ", or any elected official of a political subdivision, municipal corporation or quasi-municipal corporation,"

On page 1, line 14 after "than" strike "five" and insert "two"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Bickham, Gruger, Patrick, Pruitt, Schmidt, Tupper, Wang, Winsley.

Voting nay: Representatives Salatino, Ranking Minority Member; Becker, Granlund, Pruitt, Tilly.

Not attending: Representative Winsley.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Tuesday, March 10, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTY-EIGHTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, March 10, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Dianne Samero and Greg Moore. Prayer was offered by The Reverend Wallace Misterek of Trinity Lutheran Church of Olympia.

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

MESSAGES FROM THE SENATE

March 9, 1981

Mr. Speaker:

The President has signed:

HOUSE BILL NO. 604,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

March 9, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3017,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3188,
SENATE BILL NO. 3189,
SUBSTITUTE SENATE BILL NO. 3205,
ENGROSSED SENATE BILL NO. 3242,
ENGROSSED SENATE BILL NO. 3264,
SENATE BILL NO. 3298,
ENGROSSED SENATE BILL NO. 3318,
SENATE BILL NO. 3327,
SENATE BILL NO. 3352,
SENATE BILL NO. 3354,
ENGROSSED SENATE BILL NO. 3362,
ENGROSSED SENATE BILL NO. 3446,
ENGROSSED SENATE BILL NO. 3536,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 634, by Representatives Van Dyken, Brown, Isaacson and Addison:

AN ACT Relating to permit processing; amending section 2, chapter 185, Laws of 1973 1st ex. sess. as amended by section 2, chapter 54, Laws of 1977 and RCW 90.62.020; amending section 4, chapter 185, Laws of 1973 1st ex. sess. as amended by section 3, chapter 54, Laws of 1977 and RCW 90.62-.040; amending section 6, chapter 185, Laws of 1973 1st ex. sess. as amended by section 5, chapter 54, Laws of 1977 and RCW 90.62.060; amending section 8, chapter 185, Laws of 1973 1st ex. sess. as amended by section 6, chapter 54, Laws of 1977 and RCW 90.62.080; amending section 10, chapter 185, Laws of 1973 1st ex. sess. as amended by section 8, chapter 54, Laws of 1977 and RCW 90.62-.100; amending section 14, chapter 185, Laws of 1973 1st ex. sess. and RCW 90.62.901; amending section 12, chapter 179, Laws of 1974 ex. sess. as amended by section 1, chapter 206, Laws of 1975 1st ex. sess. and RCW 43.21C.150; adding new sections to chapter 90.62 RCW; and creating new sections.

To Committee on State Government

HOUSE BILL NO. 635, by Committee on Revenue and Representative Greengo:

AN ACT Relating to real estate excise taxation; amending section 82.02.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 196, Laws of 1979 ex. sess. and RCW 82.02.020; adding a new chapter to Title 82 RCW; and providing an effective date.

To Committee on Revenue

HOUSE BILL NO. 636, by Committee on Local Government and Representatives Lundquist and Isaacson:

AN ACT Relating to reimbursement of municipal officers and employees; and amending section 2, chapter 116, Laws of 1965 and RCW 42.24.090.

To Committee on Local Government

HOUSE BILL NO. 637, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to insurance; amending section .18.44, chapter 79, Laws of 1947 and RCW 48.18.440; and adding a new section to chapter 26.16 RCW.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 638, by Committee on Local Government and Representatives Sanders and Isaacson:

AN ACT Relating to direct legislation; adding a new chapter to Title 35 RCW; adding a new chapter to Title 36 RCW; repealing section 35.17.230, chapter 7, Laws of 1965 and RCW 35.17.230; repealing section 35.17.240, chapter 7, Laws of 1965 and RCW 35.17.240; repealing section 35.17.250, chapter 7, Laws of 1965 and RCW 35.17.250; repealing section 35.17.260, chapter 7, Laws of 1965 and RCW 35.17.260; repealing section 35.17.270, chapter 7, Laws of 1965 and RCW 35.17.270; repealing section 35.17.280, chapter 7, Laws of 1965 and RCW 35.17.280; repealing section 35.17.290, chapter 7, Laws of 1965 and RCW 35.17.290; repealing section 35.17.300, chapter 7, Laws of 1965 and RCW 35.17.300; repealing section 35.17.310, chapter 7, Laws of 1965 and RCW 35.17.310; repealing section 35.17.320, chapter 7, Laws of 1965 and RCW 35.17.320; repealing section 35.17.330, chapter 7, Laws of 1965 and RCW 35.17.330; repealing section 35.17.340, chapter 7, Laws of 1965 and RCW 35.17.340; repealing section 35.17.350, chapter 7, Laws of 1965 and RCW 35.17.350; repealing section 35.17.360, chapter 7, Laws of 1965 and RCW 35.17.360; repealing section 1, chapter 81, Laws of 1973 1st ex. sess., section 18, chapter 18, Laws of 1979 ex. sess. and RCW 35A.11.080; repealing section 2, chapter 81, Laws of 1973 1st ex. sess. and RCW 35A.11.090; repealing section 3, chapter 81, Laws of 1973 1st ex. sess. and RCW 35A.11.100; and prescribing penalties.

To Committee on Local Government

HOUSE BILL NO. 639, by Committee on Revenue and Representatives Greengo, Stratton, Burns, Granlund, Galloway, Rust, Pruitt, Wang, Gruger, Rinehart, Maxie, Valle, Nelson (D), Walk, Becker, Brekke, North, Lux, Sherman and Bender:

AN ACT Relating to property tax delinquencies; amending section 35, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.100; amending section 84.56.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 196, Laws of 1974 ex. sess. and RCW 84.56.020; amending section 84.64.050, chapter 15, Laws of 1961 as amended by section 2, chapter 84, Laws of 1972 ex. sess. and RCW 84.64.050; amending section 84.64.080, chapter 15, Laws of 1961 as last amended by section 4, chapter 23, Laws of 1965 ex. sess. and RCW 84.64.080; amending section 84.64.200, chapter 15, Laws of 1961 and RCW 84.64.200; and amending section 84.64.270, chapter 15, Laws of 1961 as amended by section 5, chapter 23, Laws of 1965 ex. sess. and RCW 84.64.270.

To Committee on Revenue

HOUSE BILL NO. 640, by Committee on Revenue and Representatives Heck and Greengo:

AN ACT Relating to property taxation; amending section 3, chapter 284, Laws of 1977 ex. sess. and RCW 84.48.075; adding a new section to chapter 84.48 RCW; and providing an effective date.

To Committee on Revenue

HOUSE CONCURRENT RESOLUTION NO. 14, by Representatives King (R), Polk, Stratton, Granlund, Galloway, Wang, Martinis, Gallagher, McCormick, Maxie and Nelson (D):

Honoring Warren G. Magnuson.

SENATE BILL NO. 3017, by Senators Rasmussen and Deccio (by Legislative Budget Committee request):

Deleting references to veterans' loan insurance.

To Select Committee on Vietnam Era Veterans.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3188, by Committee on Judiciary (originally sponsored by Senators Talmadge, Hayner, Bottiger, Zimmerman and Woody):

Modifying procedures for families in conflict.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 3189, by Senators Talmadge, Hayner, Bottiger and Woody:

Modifying procedures for dependent children.

To Committee on Ethics, Law and Justice

SUBSTITUTE SENATE BILL NO. 3205, by Committee on Financial Institutions and Insurance (originally sponsored by Senators Bauer and Sellar):

Modifying provisions regulating savings and loan associations.

To Committee on Financial Institutions and Insurance

ENGROSSED SENATE BILL NO. 3242, by Senators Craswell and Gaspard:

Making miscellaneous changes in law relating to education.

To Committee on Education

ENGROSSED SENATE BILL NO. 3264, by Senators Peterson, Gallagher and Talley (by Department of Fisheries request):

Modifying procedures for commercial salmon fishing licenses.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3298, by Senators Bottiger and Fleming:

Permitting a jury to be selected in another county to accomplish a change of venue.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE BILL NO. 3318, by Senators Patterson, Wilson, Fuller and Charnley:

Authorizing the use of hotel/motel tax receipts for other capital purposes.

To Committee on Revenue

SENATE BILL NO. 3327, by Senators Gaspard, Wojahn, Clarke, Sellar, Bauer and Charnley:

Pertaining to powers and duties of mutual savings banks.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 3352, by Senators Kiskaddon and Gaspard:

Repealing obsolete law requiring report on 'school districts' maintenance of resource services.

To Committee on Education

SENATE BILL NO. 3354, by Senators Kiskaddon and Gaspard:

Repealing law, parts of which were declared unconstitutional, relating to student financial assistance programs.

To Committee on Education

ENGROSSED SENATE BILL NO. 3362, by Senators Jones and Fleming:

Permitting port commissions to offer rewards.

To Committee on Local Government

ENGROSSED SENATE BILL NO. 3446, by Senators Lee and Zimmerman:

Revising laws relating to boundary review boards.

To Committee on Local Government

ENGROSSED SENATE BILL NO. 3536, by Senators Wojahn, Bauer, Sellar, Charnley and Fuller (by General Administration request):

Authorizing parity between state and federal savings and loan associations.

To Committee on Financial Institutions and Insurance

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 4, 1981

HOUSE BILL NO. 176, Prime Sponsor: Representative Nelson (G), providing for competitive selection of architects and engineers on public construction projects. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Greengo, Hankins, Johnson, Lewis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representatives Ehlers, McGinnis.

Passed to Committee on Rules for second reading.

March 6, 1981

HOUSE BILL NO. 518, Prime Sponsor: Committee on State Government, revising laws relating to filing and recording documents. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, Nickell, O'Brien, Rinehart, Rust.

Not signing report: Representative Sprague.

Not attending: Representatives McGinnis, Nelson (D).

Passed to Committee on Rules for second reading.

March 7, 1981

HOUSE BILL NO. 531, Prime Sponsor: Committee on State Government, modifying provisions relating to the cemetery board. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 23 insert a new section to read as follows:

***NEW SECTION.** Sec. 2. There is added to chapter 68.05 RCW a new section to read as follows:

The cemetery board shall cease to exist on June 30, 1987, unless extended by law indefinitely or for an additional fixed period of time. The legislative budget committee shall cause a performance audit to be conducted of the cemetery board. The final audit report shall be available to the legislature at least six months prior to the scheduled termination date. The audit shall include, but is not limited to, objective findings of fact, conclusions and recommendations as to continuation, modification, or termination of the cemetery board."

Re number the remaining sections consecutively.

At the beginning of line 4 of the title insert "adding a new section to chapter 68.05 RCW;"

On page 1, line 6 of the title, after "43.131.188;" insert "providing an expiration date;"

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Ehlers, Erak, Greengo, Hankins, Johnson, O'Brien, Rinehart, Rust, Sprague.

Not signing report: Representatives Walk, Ranking Minority Member; Nickell.

Not attending: Representatives Lewis, McGinnis, Nelson (D).

Passed to Committee on Rules for second reading.

March 7, 1981

HOUSE BILL NO. 572, Prime Sponsor: Committee on State Government, transferring responsibility for voting devices to the secretary of state. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representatives McGinnis, Nelson (D), Sprague.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 16, by Representatives Tilly, Fancher, Isaacson, Schmitten, Barr and Ellis:

Modifying the real estate excise tax affidavit.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 16 was substituted for House Bill No. 16, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 16 was read the second time.

Mr. Ellis moved adoption of the following amendment by Representatives Ellis, Fancher, Isaacson, Tilly and Barr:

On page 1, strike everything after the enacting clause and insert the following:

"Section 1. Section 28A.45.120, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 134, Laws of 1980 and RCW 28A.45.120 are each amended to read as follows:

The department of revenue is authorized and shall prescribe minimum standards for uniformity in reporting, application, and collection of the real estate excise tax imposed by this chapter.

The department of revenue shall also prescribe a real estate excise tax affidavit form which shall (~~contain, at least;~~) require the following:

- (1) Identification of the seller and purchaser;
- (2) Description of the property involved including the tax parcel or account number(s);
- (3) Date of sale, type of instrument of sale, nature of transfer;
- (4) Gross sales price;
- (5) Whether or not the land is classified or designated as forest land under chapter 84.33 RCW; or classified as open space land, farm and agricultural land, or timberland under chapter 84.34 RCW; (~~and~~) or at the time of sale exempt from property tax under chapter 84.36 RCW;

(6) ((Signatures of both the buyer and seller, under oath)) Whether or not the property is land only, land with new building (new construction), or land with a previously used building; and

(7) The following questions, the responses to which are not required:

(a) Is this property at the time of sale subject to an elderly, disability, or physical improvement exemption?

(b) Does any building have a heat pump or solar heating or cooling system?

(c) Does this transaction divide a current parcel of land?

(d) Does this transaction include current crops or merchantable timber?

(e) Does this transaction involve a trade, a partial interest, corporate affiliates, related parties, a trust, a receivership, or an estate?

(f) Is the grantee acting as a nominee for a third party?

(g) Is the principal use of the land agricultural, apartments (four or more units), commercial, condominium, industrial, mobile home site, recreational, residential, or growing timber?

The affidavit form shall contain a statement of the potential compensating and additional tax liability under chapters 84.33 and 84.34 RCW, a statement of the collection of taxes under RCW 84.36.262 and 84.36.810, and a statement of the applicable penalties for perjury under chapter 9A.72 RCW.

Each county shall use the affidavit form prescribed and furnished by the department of revenue.

The affidavit shall be signed by either the seller or the buyer, or the agent of either, under oath attesting to all required information.

Sec. 2. Section 5, chapter 154, Laws of 1980 and RCW 82.45.150 are each amended to read as follows:

All of chapter 82.32 RCW, except RCW 82.32.030, 82.32.140, and 82.32.270 applies to the tax imposed by this chapter, in addition to any other provisions of law for the payment and enforcement of the tax imposed by this chapter. The department of revenue shall by rule provide for the effective administration of this chapter. ~~((The rules shall specify the form and content of an affidavit to be filed with the county treasurer by the seller.))~~ The rules shall also include a manual which defines transactions which are taxable under this chapter. The department of revenue shall annually conduct a random audit of taxable transactions and affidavits filed under this chapter.

Sec. 3. Section 14, chapter 154, Laws of 1980 (uncodified) is amended to read as follows:

Chapter 28A.45 RCW, as amended, repealed, and added to by (~~this 1980 act~~) chapter 134, Laws of 1980 and chapter 154, Laws of 1980 and as amended, repealed, and added to by any other enactment during a regular or extraordinary session of this (~~forty-sixth~~) forty-seventh legislature, is hereby added to and shall be recodified as (~~a new~~) chapter (~~in Title~~) 82.45 RCW.

References to chapter 28A.45 RCW and its sections shall be considered references to chapter 82.45 RCW and its sections, and the code reviser shall change references to chapter 28A.45 RCW and its sections to refer to chapter 82.45 RCW and its sections.

NEW SECTION. Sec. 4. Sections 2 and 3 of this act shall take effect September 1, 1981."

Representatives Ellis, Tilly and Greengo spoke in favor of the amendment, and Representatives Rust and Van Dyken spoke against it.

Mr. Ellis spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Ellis and others to Substitute House Bill No. 16, and the amendment was adopted by the following vote: Yeas, 68; nays, 28; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Eng, Erak, Granlund, Gruger, Hine, King J., King R., Kreidler, Lane, Lux, Martinis, Nelson D., North, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Teutsch, Thompson, Valle, Van Dyken, Wang.

Not voting: Representatives Chandler, Dawson.

On motion of Mr. Ellis, the following amendment to the title was adopted:

On page 1, line 4 of the title after "28A.45.120;" strike the remainder of the title and insert "amending section 5, chapter 154, Laws of 1980 and RCW 82.45.150; amending section 14, chapter 154, Laws of 1980 (uncodified); and providing an effective date."

Substitute House Bill No. 16 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 250, by Committee on Labor and Economic Development and Representatives Sanders, Eberle, Clayton, Smith, Hankins, Barrett, Patrick, Flanagan, Barr, Johnson and Wilson:

Exempting contractors employing subcontractors from industrial insurance requirements.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 250 was substituted for House Bill No. 250, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 250 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 67, by Representatives Thompson, Rosbach, Williams, Chamberlain and Vander Stoep:

Permitting department of natural resources to preserve access to Toutle and Cowlitz rivers.

The bill was read the second time. On motion of Ms. Rosbach, Substitute House Bill No. 67 was substituted for House Bill No. 67, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 67 was read the second time and passed to Committee on Rules for third reading.

HOUSE CONCURRENT RESOLUTION NO. 5, by Representatives Prince, Smith and Galloway:

Creating a joint agricultural study committee.

The resolution was read the second time.

On motion of Mr. Prince, the following amendments were adopted:

On page 1, line 21 strike "(a) Gasohol;"

On page 1, line 22 following "(" strike "b" and insert "a"

On page 1, line 23 following "(" strike "c" and insert "b"

On page 1, line 24 following "(" strike "d" and insert "c"

On page 1, line 26 following "(" strike "e" and insert "d"

House Concurrent Resolution No. 5 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 352, by Committee on Local Government and Representative Isaacson:

Revising laws relating to sewer and water districts.

The bill was read the second time. On motion of Mr. Isaacson, Substitute House Bill No. 352 was substituted for House Bill No. 352, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 352 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 145, by Representatives Rosbach, Fancher, Nisbet, Chamberlain, Fiske, Lundquist, Owen, North, Scott and Wilson:

Providing an alternate tax on small harvesters of timber.

The bill was read the second time. On motion of Ms. Rosbach, Substitute House Bill No. 145 was substituted for House Bill No. 145, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 145 was read the second time.

Mr. Heck moved adoption of the following amendment:

On page 2, line 30 after "(4)" insert "The first fifty thousand board feet, or equivalent measure, of timber harvested during a calendar year by a small harvester is exempt from tax under RCW 84.33.071.

(5)"

Mr. Heck spoke in favor of the amendment, and Representatives Martinis and Greengo spoke against it.

POINT OF INQUIRY

Mr. Heck yielded to question by Ms. Monohon.

Ms. Monohon: "Representative Heck, it is my understanding that currently property owners who own twenty acres and less in timber are charged property tax plus the yield tax. Does your amendment address that?"

Mr. Heck: "Yes."

Representatives Rosbach and Chamberlain spoke against the amendment, and Mr. Scott spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Heck to Substitute House Bill No. 145, and the amendment was not adopted by the following vote: Yeas, 11; nays, 85; not voting, 2.

Voting yea: Representatives Bender, Ehlers, Erickson, Heck, King J., Kreidler, Owen, Pruitt, Scott, Walk, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Hinc, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives King R., Sherman.

Substitute House Bill No. 145 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 351, by Committee on Higher Education and Representatives Barnes, Teutsch and Ellis:

Authorizing community colleges to employ law enforcement officers for duties relative to the community college district.

The bill was read the second time.

On motion of Mr. Barnes, the following amendment was adopted:

On page 1, line 17 after "district." insert the following:

"Any law enforcement personnel employed under the provisions of this section shall have successfully completed training as prescribed by the Washington state criminal justice training commission prior to employment. The community college district shall be responsible for making certain such prescribed training has been completed and shall pay the costs and expenses of such training."

Ms. Brekke moved adoption of the following amendment:

On page 1, beginning on line 11 strike all material down to and including "district." on line 17 and insert "personnel for a security force."

(1) Members of a community college security force may use reasonable force to detain a person when it appears that a person has committed or is attempting to commit a crime. Should any person be detained, the security force shall immediately notify the law enforcement agency having jurisdiction over the community college site. The security force is authorized to detain the person for a reasonable time until custody can be transferred to a law enforcement officer. Members of a security force may use reasonable force in the protection of persons and properties located within the confines of the community college: PROVIDED, That the rights just enumerated are in addition to any others that may exist by law including, but not limited to, the rights granted in RCW 9A.16.020(4).

(2) Any community college board of trustees may employ law enforcement personnel who have been deputized, commissioned, and sworn as peace officers by a municipal or county jurisdiction of the state of Washington, and, further, may furnish the deputizing agency or jurisdiction with surety of acceptance of responsibility for actions of such deputized employees while carrying out their duties under the policies of the employing community college district.

(3) Any law enforcement personnel employed under the provisions of this section shall have successfully completed training as prescribed by the Washington state criminal justice training commission prior to employment. The community college district shall be responsible for making certain such prescribed training has been completed and shall pay the costs and expenses of such training."

Ms. Brekke spoke in favor of the amendment, and Mr. Barnes spoke against it.

POINT OF INQUIRY

Mr. Barnes yielded to question by Mr. Thompson.

Mr. Thompson: "Representative Barnes, the language in your amendment appears to be identical with the language in section 3 of the Brekke amendment. It concerns me. Is there not a problem with requiring a community college to pay for the training of an individual not yet in their employ?"

Mr. Barnes: "Representative Thompson, this amendment would require community colleges to pay the expense of the training providing a person did not already have the training, but it would require that the training be attained before being employed in the position where they can use the full police powers. They could be employed without using those police powers as security people on campus, as they do now."

Ms. Brekke spoke again in favor of the amendment and Mr. Barnes again opposed it.

Representatives Erak and Nickell spoke against the amendment, and it was not adopted.

House Bill No. 351 was ordered engrossed and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Wednesday, March 11, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

FIFTY-NINTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, March 11, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Chandler, Stratton and Taylor, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Alesha King and Betsy Jones. Prayer was offered by The Reverend Otto D. Sather, of Leavenworth, retired from Plain Community Church.

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

MESSAGE FROM THE SENATE

March 10, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE BILL NO. 3049,
 SUBSTITUTE SENATE BILL NO. 3060,
 SENATE BILL NO. 3121,
 SENATE BILL NO. 3143,
 SENATE BILL NO. 3153,
 SENATE BILL NO. 3168,
 ENGROSSED SENATE BILL NO. 3170,
 SENATE BILL NO. 3181,
 SENATE BILL NO. 3182,
 SUBSTITUTE SENATE BILL NO. 3190,
 SENATE BILL NO. 3194,
 SUBSTITUTE SENATE BILL NO. 3584,
 SENATE BILL NO. 3617,

SENATE CONCURRENT RESOLUTION NO. 105,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 641, by Representative Nickell:

AN ACT Relating to the recording of the official plats of the United States public land surveys; adding a new chapter to Title 58 RCW; and making an appropriation.

To Committee on Local Government

HOUSE BILL NO. 642, by Committee on Human Services and Representatives Van Dyken, Heck, Chamberlain, Addison and Mitchell:

AN ACT Relating to galactosemia; amending section 1, chapter 82, Laws of 1967 as amended by section 40, chapter 80, Laws of 1977 ex. sess. and RCW 70.83.010; and amending section 2, chapter 82, Laws of 1967 as amended by section 1, chapter 27, Laws of 1975-'76 2nd ex. sess. and RCW 70.83.020.

To Committee on Human Services

HOUSE BILL NO. 643, by Representatives Owen and Rosbach:

AN ACT Relating to forests; adding a new chapter to Title 76 RCW; and prescribing penalties.

To Committee on Natural Resources and Environmental Affairs

HOUSE CONCURRENT RESOLUTION NO. 15, by Representatives Sommers, Ehlers, McCormick, Sherman, Garrett, Thompson, Pruitt, North, Rust, Walk, Martinis, Hine, Granlund, Scott, Becker, Grimm, Salatino, Burns, Bender, Brekke, Lux and Warnke:

Directing DSHS to establish a comprehensive information system on social services and their beneficiaries.

To Committee on Human Services

ENGROSSED SENATE BILL NO. 3049, by Senators Moore, Ridder and Kiskaddon:

Revising law relating to confidentiality of records of health care institutions.

To Committee on Human Services

SUBSTITUTE SENATE BILL NO. 3060, by Committee on Commerce and Labor (originally sponsored by Senators Charnley, Newhouse, Vognild and Benitz):

Authorizing single-service samples of beer and wine for sales promotion.

To Committee on Labor and Economic Development

SENATE BILL NO. 3121, by Senators Haley and Moore:

Deregulating the sale of prophylactics.

To Committee on Human Services

SENATE BILL NO. 3143, by Senators Talley, Hemstad and Zimmerman:

Modifying the authority of port commissions to sell or convey port district property.

To Committee on Local Government

SENATE BILL NO. 3153, by Senators Charnley and Zimmerman:

Requiring notice of certain city programs to be provided to counties.

To Committee on Local Government

SENATE BILL NO. 3168, by Senators Conner, Fuller and Zimmerman:

Increasing the landowner contingency forest fire suppression account.

To Committee on Natural Resources and Environmental Affairs

ENGROSSED SENATE BILL NO. 3170, by Senators Rasmussen and Jones (by State Finance Committee request):

Providing for the payment of bond anticipation notes.

To Committee on Appropriations – General Government

SENATE BILL NO. 3181, by Senators Wojahn, Deccio and Sellar:

Revising compensation for insurance examiners.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 3182, by Senators Wojahn, Deccio and Sellar:

Increasing certain fees relating to insurance.

To Committee on Financial Institutions and Insurance

SUBSTITUTE SENATE BILL NO. 3190, by Committee on Judiciary (originally sponsored by Senators Talmadge, Hayner, Bottiger, Lee and Woody):

Modifying provisions relating to juvenile offenders.

To Committee on Institutions

SENATE BILL NO. 3194, by Senators Vognild, Deccio and Talmadge:

Implementing law relating to electrical installations with reference to medical devices and equipment.

To Committee on Human Services

SUBSTITUTE SENATE BILL NO. 3584, by Committee on State Government (originally sponsored by Senators Goltz and Pullen):

Transferring the state archives to the secretary of state.

To Committee on State Government

SENATE BILL NO. 3617, by Senator Metcalf:

Implementing law relating to use of associated student body funds.

To Committee on Education

SENATE CONCURRENT RESOLUTION NO. 105, by Senators Talmadge, Hemstad, Woody and Moore:

Adopting the juvenile disposition standards of the department of social and health services.

To Committee on Institutions

MOTION

On motion of Mr. Hastings, all bills and resolutions listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

February 26, 1981

HOUSE BILL NO. 34, Prime Sponsor: Representative Patrick, modifying the definition of uniformed personnel. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Brekke, Brown, Eberle, King (J), Lux, Monohon.

Voting nay: Representatives Barr, Barrett, Clayton, Flanagan, Garrett, Hankins, Smith.

Passed to Committee on Rules for second reading.

March 9, 1981

HOUSE BILL NO. 116, Prime Sponsor: Representative Schmitt, revising game fees. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; Addison, Brekke, Erak, Garson, Martinis, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Voting nay: Representative Barr.

Not signing report: Representative North, Ranking Minority Member.

Not attending: Representatives Dawson, Lundquist, McDonald.

Passed to Committee on Rules for second reading.

March 10, 1981

HOUSE BILL NO. 218, Prime Sponsor: Representative Rosbach, enacting the domestic timber processing act. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Revenue

March 5, 1981

HOUSE BILL NO. 244, Prime Sponsor: Representative Valle, establishing liability for leaving a restaurant without paying. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Barr, Barrett, Brekke, Brown, Clayton, Flanagan, Garrett, Hankins, King (J), Lux, Smith.

Not attending: Representatives Scott, Ranking Minority Member; Eberle, Monohon.

Passed to Committee on Rules for second reading.

March 9, 1981

HOUSE BILL NO. 333, Prime Sponsor: Representative Padden, revising procedure for filling vacancies on wheat commission. Reported by Committee on Agriculture.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Fancher, Gallagher, Granlund, Hastings, Lux, Padden, Prince, Sommers.

Not signing report: Representative Fiske.

Not attending: Representatives Galloway, Ranking Minority Member; Amen, Kreidler.

Passed to Committee on Rules for second reading.

March 9, 1981

HOUSE BILL NO. 374, Prime Sponsor: Committee on Local Government, modifying procedures for governing annexation. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barrett, Berleen, Brown, Chamberlain, Garrett, James, Lane, Leonard, North, Stratton.

Voting nay: Representatives Barr, Burns, Hine, Monohon, Van Dyken.

Not attending: Representative Leonard.

Passed to Committee on Rules for second reading.

March 10, 1981

HOUSE BILL NO. 441, Prime Sponsor: Select Committee on Corrections, providing for the siting of state correctional facilities. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer from Select Committee on Corrections to Committee on Local Government.

March 4, 1981

HOUSE BILL NO. 442, Prime Sponsor: Committee on Labor and Economic Development, revising laws pertaining to discipline of engineers. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Flanagan, Garrett, Hankins, Lux, Monohon, Smith.

Not signing report: Representative King (J).

Not attending: Representative Eberle.

Passed to Committee on Rules for second reading.

March 10, 1981

HOUSE BILL NO. 506, Prime Sponsor: Representative Dickie, deleting the requirement of annual claims for senior citizen property tax relief. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Revenue.

March 6, 1981

HOUSE JOINT RESOLUTION NO. 7, Prime Sponsor: Representative Chamberlain, proposing constitutional amendment allowing state and municipal corporations and public corporations acting on their behalf to issue revenue bonds. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman;

Erickson, Ranking Minority Member; Barr, Barrett, Brown, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, Stratton, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representatives Berleen, North.

Voting nay: Representative Burns.

Not attending: Representatives Erickson, Ranking Minority Member; Barrett, Brown.

Passed to Committee on Rules for second reading.

March 10, 1981

SUBSTITUTE SENATE BILL NO. 3006, Prime Sponsor: Committee on Social and Health Services, authorizing the issuance of certificates of presumed death as a result of natural disasters. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass with the following amendment:

Strike all after the enacting clause and insert:

***NEW SECTION.** Section 1. There is added to chapter 70.58 RCW a new section to read as follows:

A county coroner, medical examiner, or the prosecuting attorney having jurisdiction may issue a certificate of presumed death when the official issuing the certificate determines to the best of the official's knowledge and belief that there is sufficient circumstantial evidence to indicate that a person has in fact died in the county or in waters contiguous to the county as a result of an accident or natural disaster, such as a drowning, flood, earthquake, volcanic eruption, or similar occurrence, and that it is unlikely that the body will be recovered. The certificate shall recite, to the extent possible, the date, circumstances, and place of the death, and shall be the legally accepted fact of death.

In the event that the county in which the death occurred cannot be determined with certainty, the county coroner, medical examiner, or prosecuting attorney in the county in which the events occurred and in which the decedent was last known to be alive may issue a certificate of presumed death under this section.

The official issuing the certificate of presumed death shall file the certificate with the state registrar of vital statistics, and thereafter all persons and parties acting in good faith may rely thereon with acquittance.

NEW SECTION. Sec. 2. There is added to chapter 68.08 RCW a new section to read as follows:

(1) The county coroner, medical examiner, or prosecuting attorney having jurisdiction may in such official's discretion release information concerning a person's death to the media and general public, in order to aid in identifying the deceased, when the identity of the deceased is unknown to the official and when he does not know the information to be readily available through other sources.

(2) The county coroner, medical examiner, or prosecuting attorney may withhold any information which directly or indirectly identifies a decedent until either:

(a) A notification period of forty-eight hours has elapsed after identification of the decedent by such official; or

(b) The next of kin of the decedent has been notified.

During the forty-eight hour notification period, such official shall make a good faith attempt to locate and notify the next of kin of the decedent.

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 114, by Committee on Transportation and Representatives Wilson and McCormick:

Excusing railroads and their employees from liability for injury to trespassers on bridges, trestles and tracks.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendments, see Journal, 39th Day, February 19, 1981.)

On motion of Mr. Wilson, the committee amendments were adopted.

On motion of Mr. Clayton, the following amendment by Representatives Clayton and McCormick was adopted:

On page 2, line 19 after "occurred." insert "For the purpose of this section, an employee of an industry shall be deemed to be authorized to be on or about tracks on property owned by the industry."

House Bill No. 114 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE JOINT MEMORIAL NO. 2, by Representatives Hastings, Taylor, Padden, Bond, Wilson, Isaacson and Lewis:

Requesting the administration and Congress to abolish the department of education.

The memorial was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 62, by Representatives Maxie, Rinehart, Barr, Galloway, Granlund, Brown, Rust, Burns, Gallagher and Pruitt:

Modifying the procedures for valuations of taxable real property.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 62 was substituted for House Bill No. 62 and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 62 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 196, by Representatives Ellis, Taylor, Nelson (G), Tilly, Hastings, James, Lewis, McCormick, Lane, Gallagher, Vander Stoep, Barnes, Johnson, Warnke, Heck, Barr, Eberle, Bond and Grimm:

Authorizing exempt category of private schools who because of matters of conscience and/or religious belief cannot otherwise comply with present approval procedure.

The bill was read the second time.

On motion of Mr. Ellis, Substitute House Bill No. 196 was substituted for House Bill No. 196, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 196 was read the second time.

Mr. Ehlers moved adoption of the following amendment by Representatives Ehlers and Hine:

Beginning on page 1, line 12 after "Section 1." strike all the material down to and including "affected." on page 7, line 28 and insert "There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.27 RCW a new section to read as follows:

Any child shall be exempt from the provisions of RCW 28A.27.010 upon a written certificate signed by any parent and/or legal guardian of the child or any adult in loco parentis to the child that the religious beliefs or conscience of the signator are contrary to the requirements of RCW 28A.27.010 and 28A.02.201. The written certificate shall be presented to an educational service district superintendent or to a local school district superintendent in the district in which the child resides: PROVIDED, That in lieu of the child's attendance at an approved private school, the parent or legal guardian or adult in loco parentis shall make provision for the education of the child which includes instruction designed to achieve those skills set forth in RCW 28A.58.752, as now or hereafter amended, and such instruction as is necessary to meet the minimum high school graduation requirements as are now or hereafter established by the state board of education."

Representative Ehlers and Hine spoke in favor of the amendment, and Representatives Ellis and McDonald spoke against it.

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Lux.

Mr. Lux: "It was mentioned by Representative McDonald that a good part of this deals with religious conscience and so on. What religions, in your definition, are included? What are we talking about when we say 'religion'? Is this a cult, anti-religion? What is included in this term?"

Mr. Ellis: "Representative Lux, there has been a considerable development in the United States Supreme Court opinion on the definition of religion. There's about a hundred page Harvard Law Review article on it; but briefly stated, as I understand it, any matter of conscience, sincerely held, would qualify in that area, so it would cover a broad brace of matters of religious conscience. The bill is a response out of cases in Ohio, Kentucky, North Carolina, where the state attempted to dictate curriculum and other matters to these schools and they lost the cases. This bill is an attempt to accommodate the religious concept, as defined by the Supreme Court, and yet provide some balance of state interest."

Mr. Lux spoke in favor of the amendment, and Ms. Valle spoke against it.

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Erak.

Mr. Erak: "Representative Ellis, on page 1, line 23 of the bill, it says, '...or school districts have the option to be classified as exempt schools...' Does this say that they have the option if they want to become a private school district, this bill would give it to them?"

Mr. Ellis: "Representative Erak, are you asking if a public school district could become a private one?"

Mr. Erak: "Yes."

Mr. Ellis: "No, you have to fit it into the concept of Title 28. In fact, Representative Erak, there was no regulation in this state of private schools whatsoever until 1971. They operated and existed, but there was no approval process for them whatsoever. This would not allow the public school districts to opt out, only private schools."

Mr. Pruitt spoke in favor of the amendment, and Mr. Vander Stoep spoke against it.

Mr. Ehlers spoke again in favor of the amendment.

The amendment was not adopted.

Substitute House Bill No. 196 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 461, by Representatives Prince, Burns, Isaacson, Amen and Stratton: Authorizing educational reciprocity as to institutions of higher education with state of Idaho.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 76, by Representatives Schmidt, Tilly, Dawson, Patrick, James, Johnson, Nelson (G), Struthers, Winsley, Barr, Addison, Hastings, Granlund, Walk and Owen:

Revising provisions pertaining to capital punishment.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 76 was substituted for House Bill No. 76, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 76 was read the second time.

Mr. Patrick moved adoption of the following amendment:

On page 3, line 22 after "attorney" insert "legislator; an elected official in the executive branch of state government;"

Mr. Patrick spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Patrick yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Patrick, 'legislator,' in this case, refers only to State Representatives and Senators or is this a more inclusive term to include other branches of government and elected officials?"

Mr. Patrick: "Yes, that's correct."

Mr. Nelson (D): "So, it includes city council members, county council members and any elected officials in the state? County commissioners, coroners, sheriffs, anybody that's elected?"

Mr. Patrick: "No, it includes only those in the executive branch of government at the state level."

Mr. Nelson (D): "So we're only talking about State Representatives and Senators, then?"

Mr. Patrick: "And the executive branch."

Representatives Padden, Becker and Nelson (D) spoke against the amendment, and Representatives Schmidt and Struthers spoke in favor of it.

POINT OF INQUIRY

Mr. Patrick yielded to question by Mr. Pruitt.

Mr. Pruitt: "The question I didn't think of in committee or I would have asked it, is, in the countries where there are political assassinations are there death penalties in those countries?"

Mr. Patrick: "To the best of my knowledge, those countries that are having difficulties with political assassinations do not have a strong law dealing with death penalties."

Representatives Pruitt and King (R) spoke against the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Patrick to Substitute House Bill No. 76, and the amendment was not adopted by the following vote: Yeas, 43; nays, 50; not voting, 5.

Voting yea: Representatives Amen, Barnes, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Flanagan, Gallagher, Garson, Greengo, Houchen, Lane, Leonard, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Sprague, Struthers, Teutsch, Tilly, Tupper, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Barr, Becker, Bender, Brekke, Burns, Chamberlain, Ehlers, Eng, Erak, Erickson, Fiske, Galloway, Garrett, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, James, Johnson, King J., King R., Kreidler, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, Padden, Pruitt, Rinehart, Rust, Salatino, Sherman, Smith, Sommers, Thompson, Valle, Van Dyken, Vander Stoep, Walk, Wang, Winsley.

Not voting: Representatives Chandler, Isaacson, Stratton, Taylor, Warnke.

Mr. Tilly moved adoption of the following amendment:

On page 3, line 22 after "attorney;" strike everything down to and including "officer;" on line 23.

Mr. Tilly spoke in favor of the amendment, and Mr. Struthers spoke against it.

The amendment was not adopted.

Ms. Becker moved adoption of the following amendment:

On page 3, following subsection (5) strike all of subsection (6) and renumber the remaining subsections consecutively.

Ms. Becker spoke in favor of the amendment, and Mr. Tilly spoke against it.

POINT OF INQUIRY

Ms. Schmidt yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Schmidt, on page 3, in the section we are dealing with in the Becker amendment in subsection (6) there is a qualification there—'the murder was related to the exercise of official duties performed or to be performed by the victim'—yet above that on lines 2 and 3, where we are talking about murders of law enforcement officers, there is another qualification—'the victim was known or reasonably should have been known by the person to be such at the time of the killing.' I guess I see that as kind of a softer qualification in terms of the judges and the other people than for police officers so that the murder must be, with more certainty, connected with the official duties for a police officer than it is with a judge. Would you comment on why we don't have parallel language in the bill in those two sections which would otherwise seem to be quite similar?"

Ms. Schmidt: "Representative Nelson, I am not an attorney. I have worked with the Prosecuting Attorney's Association in perfecting this bill. The only purpose in coming up with House Bill 76 is to provide this state with the strongest, most constitutionally sound death penalty that can be produced. I cannot question the wording. I understand it is current wording at this time and for that reason it was left in."

Mr. Nelson (D) spoke in favor of the amendment, and Mr. Tilly again opposed it.

The amendment was not adopted.

Mr. Wang moved adoption of the following amendment by Representatives Wang and Berleen:

On page 5, following line 11 add a new subsection as follows:

"(4) Upon receiving the notice of special proceeding, the court shall appoint counsel to assist the defendant's attorney. Counsel appointed pursuant to this section shall have at least five years' experience in criminal law in the state of Washington and shall be approved by the Washington supreme court. The

Washington supreme court shall adopt such standards for the approval of counsel as it deems necessary to ensure expert counsel for those subject to the sentence of death. The cost of counsel appointed pursuant to this section shall be borne by the state."

Mr. Wang spoke in favor of the amendment, and Representatives Hastings and Schmidt spoke against it.

Mr. Wang spoke again in favor of the amendment.

The amendment was not adopted.

Ms. Schmidt moved adoption of the following amendment:

On page 7, line 17 after "unanimously." insert "In order to return a negative answer to the question posed by this subsection, the jury must so find with at least ten votes. If the jury, after due deliberation, is unable to answer the question posed by this subsection, the trial court may declare a mistrial."

Ms. Schmidt spoke in favor of the amendment, and Mr. Padden spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Schmidt to page 7, line 17 of Substitute House Bill No. 76, and the amendment was adopted by the following vote: Yeas, 49; nays, 46; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Chamberlain, Clayton, Dawson, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Garson, Granlund, Greengo, Hankins, Hastings, James, Lane, Leonard, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Patrick, Prince, Rosbach, Sanders, Schmidt, Sprague, Struthers, Tilly, Van Dyken, Walk, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Cantu, Dickie, Eng, Flanagan, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lewis, Lundquist, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Padden, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Smith, Sommers, Teutsch, Thompson, Tupper, Valle, Vander Stoep, Wang, Warnke, Winsley.

Not voting: Representatives Chandler, Stratton, Taylor.

On motion of Ms. Schmidt, the following amendment was adopted:

On page 8, line 14 after "jury" strike "fails to return an affirmative" and insert "returns a negative"

MOTION FOR RECONSIDERATION

Mr. Erak, having voted on the prevailing side, moved that the House reconsider the vote by which the amendment by Representative Schmidt to page 7 was adopted.

MOTION

On motion of Mr. Nelson (G), further consideration of Substitute House Bill No. 76 was deferred, and the bill was ordered placed at the top of tomorrow's second reading calendar.

HOUSE BILL NO. 219, by Representatives O'Brien, Wilson, Struthers, Sherman and Brekke:

Regulating transactions between artists and art dealers.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 219 was substituted for House Bill No. 219, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 219 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 61, by Representatives Flanagan, Brown, Galloway, Greengo, Sommers, Hastings, Garson and Fiske:

Placing telephone companies and their competitors on an equal excise tax basis.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 61 was substituted for House Bill No. 61, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 61 was read the second time and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

AMENDMENT TO HOUSE RULES

Mr. Pruitt moved adoption of the following amendment by Representatives Van Dyken, Pruitt, Becker, Tupper, McDonald, Fiske, Sherman, Chandler, Nelson (D) and Granlund to the House Rules:

On page 24, following Rule 30 insert the following new rule:

*NEW RULE 31. (1) Any member of the House of Representatives convicted and sentenced for any felony punishable by death or by imprisonment in a Washington state penal institution shall, as of the time of sentencing, be denied the legislative salary for future service and be denied per diem, compensation for expenses, and office space facilities and assistance. Any member convicted of a felony and sentenced therefor under any federal law or the law of any other state shall, as of the time of sentencing, be similarly denied such salary, per diem, expenses, facilities, and assistance if either (a) such crime would also constitute a crime punishable under the laws of Washington by death or by imprisonment in a state penal institution, or (b) the conduct resulting in the conviction and sentencing would also constitute a crime punishable under the laws of Washington by death or by imprisonment in a state penal institution.

(2) At any time, the House may vote by a constitutional majority to restore the salary, per diem, expenses, facilities, and assistance denied a member under subsection (1). If the conviction of a member is reversed, then the salary, per diem, and expense amounts denied the member since his sentencing shall be forthwith paid to him, and the member shall thereafter have the rights and privileges of other members."

Representatives Pruitt and Nelson (G) spoke in favor of the amendment and it was adopted.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Thursday, March 12, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SIXTIETH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Thursday, March 12, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Katie Scott and Kathlyn Starslee. Prayer was offered by The Reverend Wallace Misterek of the Trinity Lutheran Church of Olympia.

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

MESSAGE FROM THE SENATE

March 11, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3120,
ENGROSSED SENATE BILL NO. 3129,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 644, by Representatives Bender, Eng and Wang:

AN ACT Relating to financing joint operating agencies; amending section 43.52.3411, chapter 8, Laws of 1965 and RCW 43.52.3411; amending section 43.52.343, chapter 8, Laws of 1965 and RCW 43.52-.343; adding new sections to chapter 43.52 RCW; providing effective dates; and providing expiration dates.

To Committee on Local Government

HOUSE BILL NO. 645, by Committee on Revenue and Representatives Greengo and Warnke:

AN ACT Relating to retail sales and use taxation; amending section 82.08.010, chapter 15, Laws of 1961 as last amended by section 18, chapter 149, Laws of 1967 ex. sess. and RCW 82.08.010; and amending section 82.12.010, chapter 15, Laws of 1961 as last amended by section 1, chapter 1, Laws of 1975-'76 2nd ex. sess. and RCW 82.12.010.

To Committee on Revenue

HOUSE BILL NO. 646, by Committee on Local Government and Representative Wilson:

AN ACT Relating to interlocal cooperation; and adding a new section to chapter 39.34 RCW.

To Committee on Local Government

HOUSE BILL NO. 647, by Committee on Revenue and Representative Greengo (by Department of Revenue request):

AN ACT Relating to property taxation; amending section 27, chapter 291, Laws of 1975 1st ex. sess. as amended by section 5, chapter 214, Laws of 1979 ex. sess. and RCW 84.38.020; amending section 28, chapter 291, Laws of 1975 1st ex. sess. as amended by section 6, chapter 214, Laws of 1979 ex. sess. and RCW 84.38.030; amending section 35, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38-.100; amending section 36, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.110; and amending section 38, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.130.

To Committee on Revenue

HOUSE BILL NO. 648, by Committee on Revenue and Representative Greengo (by Department of Revenue request):

AN ACT Relating to real estate excise taxes; amending section 5, chapter 154, Laws of 1980 and RCW 82.45.150; adding a new section to chapter 82.45 RCW; and providing an effective date.

To Committee on Revenue

HOUSE BILL NO. 649, by Representatives Brekke, Sommers, Salatino, Stratton, Granlund, Becker, Garrett, King (J), Erickson, North, McCormick, Martinis, Bender, Erak, Pruitt, Sherman and Addison:

AN ACT Relating to social services; creating a new section; and adding a new chapter to Title 74 RCW.

To Committee on Human Services

HOUSE BILL NO. 650, by Committee on Education and Representative Cantu:

AN ACT Relating to school districts; amending section 28A.51.010, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 170, Laws of 1980 and RCW 28A.51.010; amending section 2, chapter 243, Laws of 1975 1st ex. sess. as amended by section 1, chapter 80, Laws of 1975-'76 2nd ex. sess. and RCW 28A.58.0461; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

To Committee on Education

HOUSE BILL NO. 651, by Committee on Revenue and Representatives Sommers, Greengo, Eng, Wang and Lux:

AN ACT Relating to insurance premium tax credits; and repealing section 11, chapter 109, Laws of 1975-'76 2nd ex. sess., section 1, chapter 183, Laws of 1977 ex. sess. and RCW 48.32.145.

To Committee on Revenue

HOUSE BILL NO. 652, by Representatives Isaacson, Valle, Barr, Nisbet, Scott, Tupper, Hankins, Dawson, Addison, Wang, Barnes, Rinehart, Gruger, Sherman, Hine, Nelson (D) and Johnson (by Governor Spellman request):

AN ACT Relating to low-level nuclear waste management; creating a new chapter in Title 43 RCW; and declaring an emergency.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 653, by Committee on Local Government and Representatives Isaacson, Leonard, Bond, Stratton and Sanders:

AN ACT Relating to energy facilities; amending section 11, chapter 45, Laws of 1970 ex. sess. as amended by section 37, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 80.50.110; and declaring an emergency.

To Committee on Local Government

HOUSE BILL NO. 654, by Representatives Ehlers, Sommers, Rinehart, Sherman, Becker, Rust, Erickson, Grimm, Warnke, Brown, Thompson, Galloway, Wang, Pruitt, Garrett, Walk, Burns, Lux, Hine, Gruger, Nelson (D), King (J), Kreidler, Heck, Brekke, Salatino, Granlund, Valle, Erak, Monohon, King (R), Bender, Maxie and Owen:

AN ACT Relating to tax preferences; and adding a new chapter to Title 43 RCW.

To Committee on Revenue

ENGROSSED SUBSTITUTE SENATE BILL NO. 3120, by Committee on Judiciary (originally sponsored by Senators Talmadge, Hayner and Bottiger):

Modifying provisions relating to the organized crime intelligence unit.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE BILL NO. 3129, by Senators Moore and McCaslin:

Making dental examiners board members and employees immune from legal suits.

To Committee on Ethics, Law and Justice

MOTION

On motion of Mr. Hastings, all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 10, 1981

HOUSE BILL NO. 158, Prime Sponsor: Committee on Higher Education, exempting certain schools and colleges from educational services registration act. Reported by Committee on Higher Education.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Rust, Sherman, Tupper.

Not attending: Representative Isaacson.

Passed to Committee on Rules for second reading.

March 5, 1981

HOUSE BILL NO. 174, Prime Sponsor: Committee on Labor and Economic Development, modifying licensing requirements for podiatrists. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barrett, Brekke, Brown, Clayton, Eberle, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representative Barr.

Not signing report: Representative Flanagan.

Passed to Committee on Rules for second reading.

March 10, 1981

HOUSE BILL NO. 235, Prime Sponsor: Select Committee on Corrections, providing for correctional reform. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Nisbet, Chairman; Becker, Ranking Minority Member; Brekke, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Tilly.

MINORITY recommendation: Do not pass. Signed by Representative Berleen, Vice Chairwoman.

Voting nay: Representative Valle.

Not attending: Representative Dawson.

Passed to Committee on Rules for second reading.

March 10, 1981

HOUSE BILL NO. 249, Prime Sponsor: Committee on Financial Institutions and Insurance, increasing the time period for reporting auto accidents under the financial responsibility laws. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Dickie, Eng, McGinnis, Monohon, Nisbet, Rosbach, Sanders, Scott.

Not attending: Representatives King (R), Salatino.

Passed to Committee on Rules for second reading.

March 10, 1981

HOUSE BILL NO. 254, Prime Sponsor: Representative Dawson, requiring certain coverages in automobile insurance policies. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 5 after "policy" insert "PROVIDED, HOWEVER, That the coverage for property damage need only be offered as an optional supplemental coverage with the issuance of the coverage for bodily injury or death"

Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Dickie, Eng, McGinnis, Monohon, Rosbach, Sanders, Scott.

Not attending: Representatives King (R), Nisbet, Salatino.

Passed to Committee on Rules for second reading.

March 9, 1981

HOUSE BILL NO. 297, Prime Sponsor: Representative Dawson, regulating medicare supplemental insurance. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Dickie, King (R), McGinnis, Monohon, Nisbet, Rosbach, Scott.

Voting nay: Representative Sanders. (Change of Vote)

Not attending: Representatives Eng, Salatino.

Passed to Committee on Rules for second reading.

March 5, 1981

HOUSE BILL NO. 307, Prime Sponsor: Committee on Labor and Economic Development, implementing law relating to unemployment compensation. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Barr, Barrett, Brekke, Clayton, Eberle, Flanagan, Hankins, King (J), Smith.

MINORITY recommendation: Do not pass. Signed by Representatives Scott, Ranking Minority Member; Brown, Monohon.

Voting Nay: Representatives Garrett, Lux.

Passed to Committee on Rules for second reading.

March 9, 1981

HOUSE BILL NO. 338, Prime Sponsor: Representative Isaacson, permitting operating agencies to contract with nationally recognized firms without letting bids. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Bender, Bond, Dickie, Eberle, Isaacson, McCormick, Schmidt, Scott, Sherman, Sprague, Tupper, Vander Stoep, Wang.

Voting nay: Representative Nelson (D), Ranking Minority Member.

Not attending: Representative Hine.

Passed to Committee on Rules for second reading.

March 10, 1981

HOUSE BILL NO. 353, Prime Sponsor: Representative Williams, revising laws relating to mental health services. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Referred to Committee on Appropriations - Human Services.

March 9, 1981

HOUSE BILL NO. 388, Prime Sponsor: Representative Houchen, authorizing local jail improvement and construction bonds. Reported by Committee on Institutions.

MAJORITY recommendation: Do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representatives Erickson, Walk.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 443, Prime Sponsor: Committee on Transportation, facilitating construction of a toll bridge at North Richland. Reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Eberle, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Sprague.

Not attending: Representatives Owen, Smith, Walk.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 576, Prime Sponsor: Representative McCormick, qualifying state authority for the 55 speed limit. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Cantu, Chamberlain, Eberle, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sprague.

Voting nay: Representatives Bender, Burns, Sherman.

Not attending: Representatives Owen, Smith, Walk.

Passed to Committee on Rules for second reading.

March 11, 1981

SENATE BILL NO. 3098, Prime Sponsor: Senator von Reichbauer, permitting fare adjustments on public transportation facilities for distinguishable classes of users. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Eberle, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Sprague, Walk.

Not attending: Representatives Owen, Patrick, Smith, Walk.

Passed to Committee on Rules for second reading.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 76, by Committee on Ethics, Law and Justice (originally sponsored by Representatives Schmidt, Tilly, Dawson, Patrick, James, Johnson, Nelson (G), Struthers, Winsley, Barr, Addison, Hastings, Granlund, Walk and Owen):

Revising provisions pertaining to capital punishment.

The House resumed consideration of the bill on second reading. (For previous action, see yesterday's Journal.)

The Speaker declared the question before the House to be the motion by Representative Erak that the House reconsider the vote by which the amendment by Representative Schmidt to page 7 was adopted.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which the Schmidt amendment to page 7 of Substitute House Bill No. 76 was adopted, and the motion was carried by the following vote: Yeas, 49; nays, 44; not voting, 5.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Chamberlain, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Gruger, Heck, Hine, Johnson, King J., King R., Kreidler, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., North, O'Brien, Padden, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Smith, Sommers, Stratton, Thompson, Valle, Vander Stoep, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chandler, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Lane, Leonard, Lewis, McGinnis, Nelson G. A., Nickell, Nisbet, Owen, Patrick, Prince, Rosbach, Sanders, Schmidt, Sprague, Struthers, Taylor, Tilly, Tupper, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Clayton, Erickson, Grimm, Teutsch, Van Dyken.

The Speaker declared the question before the House to be reconsideration of the amendment to page 7.

Ms. Schmidt spoke in favor of the amendment, and Mr. Padden spoke against it.

Ms. Schmidt spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on reconsideration of the amendment by Representative Schmidt to page 7 of Substitute House Bill No. 76, and the amendment was adopted by the following vote: Yeas, 56; nays, 42; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Garson, Granlund, Greengo, Hankins, Hastings, Isaacson, James, Lane, Leonard, Lewis, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Patrick, Prince, Salatino, Sanders, Schmidt, Scott, Sprague, Stratton, Struthers, Tilly, Tupper, Van Dyken, Walk, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Burns, Chamberlain, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, Houchen, Johnson, King J., King R., Kreidler, Lundquist, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Padden, Pruitt, Rinehart, Rosbach, Rust, Sherman, Smith, Sommers, Taylor, Teutsch, Thompson, Valle, Vander Stoep, Wang, Warnke, Winsley.

Mr. Padden moved adoption of the following amendments by Representatives Padden and Salatino:

On page 4, line 22 after "finds" insert "(a) that the evidence presented at trial or pursuant to section 7(3)(b) establishes the guilt of the defendant with clear certainty; and (b)"

On page 6, line 30 after "(3)" insert "(a)"

On page 7, line 3 before "In" insert "(b)"

On page 7, line 12 strike "question," and insert "questions: (a) 'Did the evidence presented at trial or pursuant to section 7(3)(b) establish the guilt of the defendant with clear certainty?' and (b)"

On page 7, line 16 strike "question" and insert "questions"

On page 7, line 19 after "7(4)" insert "(b)"

On page 8, line 8 strike "question" and insert "questions"

On page 8, line 10 strike "question" and insert "questions"

On page 8, line 14 after "to" insert "either of"

On page 8, line 15 strike "question" and insert "questions"

On page 8, line 25 strike "question" and insert "questions"

On page 11, line 15 strike "question" and insert "questions"

On page 13, line 23 after "7(4)" insert "(b)"

Representative Padden spoke in favor of the amendments and Representative Ellis spoke against them.

Mr. Padden spoke again in favor of the amendments, and Representatives Struthers, Tilly and Patrick spoke against them.

The amendments were not adopted.

Mr. Brown moved adoption of the following amendment by Representatives Brown, Owen and Schmidt:

On page 15, line 21 after "Sec. 19" strike all material down to and including "penitentiary." on page 16, line 1 and insert:

(1) The punishment of death prescribed by law must be inflicted by hanging by the neck until death is pronounced by a licensed physician, which shall be supervised by the superintendent of the penitentiary.

(2) If the execution of the sentence provided by subsection (1) of this section is held unconstitutional by an appellate court of competent jurisdiction, then the sentence of death shall be executed by continuous, intravenous administration of a lethal dose of sodium thiopental until death is pronounced by a licensed physician, which shall be supervised by the superintendent of the penitentiary."

Representatives Brown, Owen, Schmidt and Rust spoke in favor of the amendment, and it was adopted.

Substitute House Bill No. 76 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 163, by Representatives Kreidler, Ellis and Wang:

Permitting handicapped voters to be assisted by another voter or by election officials.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendment, see Journal, 53rd Day, March 5, 1981.)

On motion of Mr. Addison, the committee amendment was adopted.

On motion of Mr. Addison, the following amendments were adopted:

On page 1, line 6 after "RCW" strike "29.51.200" and insert "29.51.210"

On page 2, line 3 after "RCW" strike "29.51.200" and insert "29.51.210"

House Bill No. 163 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 252, by Committee on Agriculture and Representative Smith (by Department of Agriculture request):

Modifying provisions relating to agriculture.

The bill was read the second time. On motion of Mr. Smith, Substitute House Bill No. 252 was substituted for House Bill No. 252, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 252 was read the second time.

Committee on Ways and Means recommendation: Majority, do pass as amended. (For amendments, see Journal, 50th Day, March 2, 1981.)

Mr. Chandler moved adoption of the committee amendments.

POINT OF INQUIRY

Mr. Chandler yielded to question by Mr. Smith.

Mr. Smith: "There has been discussion on this and I would like to know where the interest on this fund would go?"

Mr. Chandler: "Twenty percent of the interest would go to the treasurer for managing the fund and the other eighty percent would go to the fund itself."

POINT OF INQUIRY

Mr. Chandler yielded to question by Mr. Ehlers.

Mr. Ehlers: "I was interested in your remarks about the interest. In case we have a cash flow problem in the state, would the state, when it pays back the money, be responsible for paying it back including interest?"

Mr. Chandler: "I can't answer that. I don't know."

Mr. Ehlers spoke against the committee amendments.

The committee amendments were adopted.

On motion of Mr. Hastings, the following amendments were adopted:

On page 19, beginning on line 7 after "~~(fifty)~~" strike "one hundred" and insert "seventy-five"

On page 19, line 35 after "~~(ten)~~" strike "twenty" and insert "fifteen"

On page 20, line 2 after "~~(ten)~~" strike "twenty" and insert "fifteen"

Substitute House Bill No. 252 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 161, by Representative Erickson:

Revising laws relating to television improvement districts.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 551, by Committee on Transportation and Representatives Wilson, Clayton and Johnson:

Extending authority of port districts to operate rail lines.

The bill was read the second time.

On motion of Mr. Wilson, the following amendments by Representatives Wilson and Flanagan were adopted:

On page 1, line 24 after "district to" strike "the" and insert "an"

On page 1, line 28 before "consent" strike "irrevocably"

On page 1, line 29 after "district" and before the colon insert "which consent shall not be unreasonably withheld"

House Bill No. 551 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 316, by Committee on Human Services and Representatives Teutsch and Wang:

Revising licensing requirements for the practice of midwifery.

The bill was read the second time. On motion of Mr. Hastings, Substitute House Bill No. 316 was substituted for House Bill No. 316, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 316 was read the second time.

Mr. Vander Stoep moved adoption of the following amendment by Representatives Vander Stoep and Padden:

On page 12, line 24 strike "thirty thousand six hundred sixty-three" and insert "six thousand"

Mr. Vander Stoep spoke in favor of the amendment, and Representatives Kreidler and Teutsch spoke against it.

POINT OF INQUIRY

Mr. Mitchell yielded to question by Mr. Sanders.

Mr. Sanders: "Representative Mitchell, on the fiscal note for this program, what is the revenue generated by the fees?"

Mr. Mitchell: "The license fee was not established, and I believe that nine people will be eligible for the licenses at this time, so you'll have to figure that out as far as the amount of revenue that would be generated."

Mr. Sanders: "The question I had in my mind, is the revenue coming in from fees equal to the expenditures that are being appropriated in the bill?"

Mr. Mitchell: "Historically, all licensing bills are supposed to cover their own expenses. This is an exception. As far as my own position, I'm staying rather neutral on it and the reason I'm staying neutral is that I do believe that this profession should be upgraded and this is an opportunity for the people to have good care as far as midwifery is concerned. I admit that it's not fiscally responsible at this time as far as immediate revenue, however, they did state that within two years there would be possibly a hundred people qualify as midwives."

Representatives Pruitt, McGinnis and Wang spoke against the amendment, and Representatives Stratton and Padden spoke in favor of it.

Ms. Becker demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Vander Stoep and Padden to Substitute House Bill No. 316, and the amendment was not adopted by the following vote: Yeas, 32; nays, 63; not voting, 3.

Voting yea: Representatives Addison, Berleen, Bond, Brown, Cantu, Eberle, Ehlers, Erak, Erickson, Fancher, Fiske, Flanagan, Hastings, Houchen, James, Lane, Nelson G. A., Nisbet, Padden, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Sprague, Stratton, Struthers, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Brekke, Burns, Chamberlain, Clayton, Dawson, Dickie, Ellis, Eng, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Isaacson, Johnson, King J., King R., Kreidler, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nickell, North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Sherman, Smith, Sommers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Chandler, Leonard, McDonald.

STATEMENT FOR THE JOURNAL

I voted nay on the amendment by Representatives Vander Stoep and Padden to Substitute House Bill No. 316, but my roll call button failed to stay down and my vote was not recorded.

MARGARET J. LEONARD, 3rd District.

Mr. Addison moved adoption of the following amendment by Representatives Addison, Brown and Scott:

On page 12, line 26 after "act" insert ": PROVIDED, HOWEVER, That this appropriation shall be borne exclusively from licensure fees"

Mr. Addison spoke in favor of the amendment, and Representatives Kreidler, Teutsch and Pruitt spoke against it.

Mr. Addison spoke again in favor of the amendment, and Ms. Brekke spoke against it.

The amendment was not adopted.

Substitute House Bill No. 316 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 279, by Committee on Education and Representative Taylor:

Authorizing school districts upon vote of school board to hold election to return to system of directors thereof running at large.

The bill was read the second time. On motion of Mr. Hastings, Substitute House Bill No. 279 was substituted for House Bill No. 279, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 279 was read the second time.

Mr. Ehlers moved adoption of the following amendment:

On page 4, following section 3 add a new section to read as follows, and renumber the remaining sections consecutively:

"Sec. 4. Section 1, chapter 66, Laws of 1975 1st ex. sess. as amended by section 1, chapter 50, Laws of 1977 and RCW 28A.58.242 are each amended to read as follows:

The decision of a school district within which a student under the age of twenty-one years resides or of a school district within which such a student under the age of twenty-one years was last enrolled and is considered to be a resident for attendance purposes by operation of law, to deny such student's request for release to a nonresident school district by an agreement pursuant to RCW 28A.58.240 may be appealed to the superintendent of public instruction or his or her designee: PROVIDED, That the school district of proposed transfer is willing to accept the student.

The superintendent of public instruction or his or her designee shall hear the appeal and examine the evidence. If requested, the superintendent of public instruction shall hear any new evidence presented by the appealing parties. The superintendent of public instruction may order the resident district to release such a student who is under the age of twenty-one years in the event he or she or his or her designee finds that a special hardship or detrimental condition of a financial, educational, safety or health nature affecting the student or the student's immediate family or custodian may likely be significantly alleviated as a result of the transfer. The decision of the superintendent of public instruction may be appealed to superior court pursuant to chapter 34.04 RCW, the administrative procedure act, as now or hereafter amended."

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker, I'd like the Speaker to rule on the scope and object of this amendment as it applies to this bill."

SPEAKER'S RULING (MR. AMEN PRESIDING)

The Speaker (Mr. Amen presiding): "The scope and object of House Bill 279 is to the method of what school directors may run at large. The act only affects chapter 28A.57 RCW. The proposed amendment deals with the transfer of students between districts and would amend a different part of the RCW. The scope and object of the amendment is beyond the intent of the original bill."

Substitute House Bill No. 279 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 456, by Representatives Clayton, Amen, Smith, Fancher, Barr, Flanagan, McCormick, Lundquist and Dickie:

Revising laws relating to storage of agricultural commodities.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 385, by Committee on Labor and Economic Development and Representatives Sanders, Patrick, Eberle, Flanagan, Barrett, Hankins, Clayton, King (J), Monohon, Smith, Ellis, Vander Stoep, Isaacson, Addison and McGinnis:

Enacting the Regulatory Fairness Act.

The bill was read the second time.

POINT OF PARLIAMENTARY INQUIRY

Mr. King (R): "Attached to House Bill No. 385 is a fiscal note which may not be a fiscal note, but it does indicate that some agencies that were sampled by the Office of Fiscal Management, that DSHS would have an increased cost of \$303,395, the Department of Agriculture, \$100,546. These figures would indicate that the bill would require more than \$50,000 or would have an impact of that amount. My inquiry is, what process would be used to follow the rules to have this referred to Ways and Means Committee? Is that done by you or does it have to be done by motion?"

The Speaker (Mr. Amen presiding): "Representative King, the amount seems to be indeterminate. You have the option of making a motion, if you so wish."

House Bill No. 385 was passed to Committee on Rules for third reading.

The Speaker resumed the Chair.

HOUSE CONCURRENT RESOLUTION NO. 14, by Representatives King (R), Polk, Stratton, Granlund, Galloway, Wang, Martinis, Gallagher, McCormick, Maxie and Nelson (D):

Honoring Warren G. Magnuson.

The resolution was read the second time.

On motion of Mr. King (R), the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 14 was placed on final passage.

Representatives King (R) and Nelson (G) spoke in favor of the resolution.

On motion of Mr. Nelson (G), the rules were suspended to allow other members to sign on the resolution.

Mr. O'Brien spoke in favor of the resolution.

House Concurrent Resolution No. 14 was adopted.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

ENGROSSED HOUSE BILL NO. 96, by Representatives Martinis, Dawson, Dickie, Scott, McGinnis, Bickham, King (R) and Struthers:

Exempting certain transactions from usury limits.

The bill was read the third time and placed on final passage.

Representatives Martinis and Nelson (G) spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 96, and the bill passed the House by the following vote: Yeas, 86; nays, 12; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bender, Brown, Ehlers, Eng, Erickson, Gallagher, Leonard, Lux, O'Brien, Rinehart, Salatino, Wang.

Engrossed House Bill No. 96, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 143, by Committee on Financial Institutions and Insurance and Representative Dawson:

Making miscellaneous changes in credit union laws.

The bill was read the third time and placed on final passage.

Representatives Dawson and Lux spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 143, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brown, Salatino.

Engrossed House Bill No. 143, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

RESOLUTIONS

HOUSE RESOLUTION NO. 81-25, by Representatives Nisbet, Mitchell, Patrick, Tilly, Houchen, Smith, Stratton, Becker, Berleen, Kreidler, Williams, Fancher, Struthers, Valle, Sommers, Galloway, Pruitt and Lane.

WHEREAS, Responsible expenditures of state funds by state agencies is of vital importance to the fiscal integrity of the state and is crucial for the continued survival of the state; and

WHEREAS, The budget and accounting act, chapter 43.88 RCW, provides an effective and essential budget and accounting system for all activities of state government; and

WHEREAS, The House of Representatives has received information indicating that certain officers and employees of the Department of Social and Health Services have not complied with the budget and accounting act in expending funds appropriated for programs and purposes including, but not limited to, the state penitentiary and a program to aid violent and disturbed children; and

WHEREAS, The House of Representatives has received information indicating that the Department of Social and Health Services has not followed expenditure allotment procedures, that appropriations have been overexpended, overencumbered, or expended contrary to the terms, limits, or conditions of the appropriations, and that there has been malfeasance, misfeasance or nonfeasance on the part of certain past or present officials or employees of the department;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Attorney General of the state of Washington is requested to immediately investigate the Department of Social and Health Services for compliance with the budget and accounting act and for proper expenditure of the moneys appropriated to the department, and that the Attorney General is requested to bring any appropriate civil action or recommend any appropriate criminal action against past or present officials or employees of the department; and

BE IT FURTHER RESOLVED, That the State Auditor is requested to cooperate fully with the Attorney General in investigating the Department of Social and Health Services and make any necessary audits of the department; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted to the Honorable Ken Eikenberry, Attorney General of the state of Washington and to the Honorable Robert V. Graham, State Auditor for the state of Washington.

Mr. Nisbet moved adoption of the resolution and Representatives Nisbet and Sommers spoke in favor of it.

Mr. Hastings demanded an electric roll call vote and the demand was sustained.

POINT OF INQUIRY

Mr. Nisbet yielded to question by Mr. Martinis.

Mr. Martinis: "Representative Nisbet, is there anything in this resolution that is intended to detract from the outstanding job that Mr. Bob Graham, our State Auditor, has done or even to imply that he has not performed as the office dictates?"

Mr. Nisbet: "On the back page of the resolution, line 2, you will note that we have requested that State Auditor Graham work with the Attorney General in order to accomplish the examination of this very serious breach. It is our intention, and that is why we have placed it here, that this be a joint effort on the part of our State Auditor and our State Attorney General."

Mr. Martinis: "Is it for me to understand that there is nothing in this act that is to detract from the job that he has been doing?"

Mr. Nisbet: "Representative Martinis, if I felt Mr. Graham needed to be on the front of that resolution, he would be there. So I can say that you are perfectly right in your contention that he is on the back page and not on the front page."

Representatives Berleen and Williams spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the passage of House Resolution No. 81-25, and the resolution passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

HOUSE RESOLUTION NO. 81-27, by Representatives Fiske and Salatino:

WHEREAS, The House of Representatives supports and endorses employment as a constructive and positive activity for the citizenry of the state; and

WHEREAS, It is the widely-accepted policy of the House of Representatives that employment opportunity commands the highest priority for federal and state energies and resource expenditures; and

WHEREAS, The House of Representatives commends the Washington Association for Performance Based Employment, known as Employment for Washington, and all organizations, public, private and nonprofit, which have joined together to create and administer programs to assist Washington State's unemployed, technologically displaced workers and other workers who, for various reasons, need career changes to re-enter the job market through dignified, meaningful and productive employment; and

WHEREAS, These programs help prevent the disabling effects wrought by long-term unemployment which provokes reliance and dependency upon governmental support, eroding the employment base and gross product of our state; and

WHEREAS, The House of Representatives recognizes the many employed citizens who comprise our tax distributing population base and those job-seeking persons who are pursuing gainful employment via job counseling, work orientation, testing, training and placement activities;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of the state of Washington in recognition of the invaluable contribution and dedication of the employed citizens of the state, that Thursday, March 12, 1981, be designated as "Washington State Employment Day"; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives transmit a copy of this resolution to Employment for Washington.

Mr. Fiske moved adoption of the resolution. Representatives Fiske and Salatino spoke in favor of the resolution.

House Resolution No. 81-27 was adopted.

MOTIONS

On motion of Mr. Nelson (G), SENATE BILL NO. 3168 was rereferred from Committee on Natural Resources to Committee on Appropriations - General Government.

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 655, by Representatives Berleen, Owen, Van Dyken, Cantu, Heck, Nelson (D) and Wang:

AN ACT Relating to school construction; and amending section 28A.40.100, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 6, Laws of 1980 and RCW 28A.40.100; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.47 RCW.

To Committee on Education

HOUSE BILL NO. 656, by Representatives Struthers, Fancher, Hastings, Clayton, Flanagan, Heck and Johnson:

AN ACT Relating to school districts; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.41 RCW.

To Committee on Education

HOUSE BILL NO. 657, by Committee on Labor and Economic Development and Representatives Greengo, Sanders, Patrick, McDonald, Bond, Barrett, Williams, Taylor and Wang (by Gambling Commission request):

AN ACT Relating to the control of gambling; reenacting and amending section 2, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 1, chapter 76, Laws of 1977 ex. sess. and by section 1, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.020; reenacting and amending section 3, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 2, chapter 165, Laws of 1977 ex. sess. and by section 2, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.030; reenacting and amending section 7, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 2, chapter 76, Laws of 1977 ex. sess. and by section 3, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.070; amending section 12, chapter 166, Laws of 1975 1st ex. sess. and RCW 9.46.075; amending section 8, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 4, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.080; amending section 9, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 4, chapter 75, Laws of 1977 and RCW 9.46.090; amending section 11, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 1, chapter 198, Laws of 1977 ex. sess. and RCW 9.46.110; amending section 13, chapter 218, Laws of 1973 1st ex. sess. as amended by section 7, chapter 166, Laws of 1975 1st ex. sess. and RCW 9.46.130; amending section 21, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 15, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.210; amending section 23, chapter 218, Laws of 1973 1st ex. sess. as last amended by section 16, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.230; creating new sections; adding new sections to chapter 218, Laws of 1973 1st ex. sess. and to chapter 9.46 RCW; repealing section 1, chapter 87, Laws of 1975-76 2nd ex. sess., section 6, chapter 326, Laws of 1977 ex. sess. and RCW 9.46.115; providing penalties; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE BILL NO. 658, by Committee on Energy and Utilities and Representatives Cantu, Nelson (D) and Wang:

AN ACT Relating to energy conservation in state facilities; amending section 3, chapter 172, Laws of 1980 and RCW 43.19.670; amending section 4, chapter 172, Laws of 1980 and RCW 43.19.675; amending section 5, chapter 172, Laws of 1980 and RCW 43.19.680; and amending section 6, chapter 172, Laws of 1980 and RCW 43.19.685.

To Committee on Energy and Utilities

MOTION

On motion of Mr. Nelson (G), all bills listed on today's supplemental agenda under the fourth order of business were considered first reading and were referred to the committees designated.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, March 13, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SIXTY-FIRST DAY
MORNING SESSION

House Chamber, Olympia, Wash., Friday, March 13, 1981

The House was called to order at 9:30 a.m. by the Speaker.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 659, by Committee on Labor and Economic Development and Representative Sanders:

AN ACT Relating to intoxicating liquor; amending section 3, chapter 62, Laws of 1933 ex. sess. as last amended by section 3, chapter 140, Laws of 1980 and RCW 66.04.010; amending section 71, chapter 62, Laws of 1933 ex. sess. as last amended by section 3, chapter 6, Laws of 1961 ex. sess. and RCW 66.08.024; amending section 68, chapter 62, Laws of 1933 ex. sess. and RCW 66.08.080; amending section 56, chapter 62, Laws of 1933 ex. sess. and RCW 66.08.130; amending section 7, chapter 62, Laws of 1933 ex. sess. as last amended by section 217, chapter 158, Laws of 1979 and RCW 66.16-.040; amending section 4, chapter 67, Laws of 1949 as last amended by section 4, chapter 173, Laws of 1975 1st ex. sess. and RCW 66.20.190; amending section 27, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 66, Laws of 1974 ex. sess. and RCW 66.24.010; amending section 23-U added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 11, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.025; amending section 24-A added to chapter 62, Laws of 1933 ex. sess. by section 3, chapter 158, Laws of 1935 as last amended by section 2, chapter 204, Laws of 1973 1st ex. sess. and RCW 66.24.210; amending section 24, chapter 62, Laws of 1933 ex. sess. as amended by section 30, chapter 173, Laws of 1965 ex. sess. and RCW 66.24.290; amending section 2, chapter 263, Laws of 1957 as amended by section 1, chapter 112, Laws of 1969 ex. sess. and RCW 66.24.410; amending section 23-T added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 6, chapter 5, Laws of 1949 and RCW 66.24.450; amending section 1, chapter 55, Laws of 1967 as last amended by section 5, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.490; amending section 52, chapter 62, Laws of 1933 ex. sess. as amended by section 7, chapter 174, Laws of 1935 and RCW 66.28.090; amending section 34, chapter 62, Laws of 1933 ex. sess. and RCW 66.44.100; amending section 93, chapter 62, Laws of 1933 ex. sess. as amended by section 16, chapter 174, Laws of 1935 and RCW 66.44.180; amending section 3, chapter 49, Laws of 1965 and RCW 66.44.292; amending section 36-A added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 245, Laws of 1943 and RCW 66.44.310; amending section 82.08-.150, chapter 15, Laws of 1961 as last amended by section 1, chapter 204, Laws of 1973 1st ex. sess. and RCW 82.08.150; amending section 82.08.160, chapter 15, Laws of 1961 as amended by section 12, chapter 21, Laws of 1969 ex. sess. and RCW 82.08.160; amending section 23-D added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.140; amending section 23-A added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.150; amending section 1, chapter 13, Laws of 1970 ex. sess. and RCW 66.24.160; amending section 23-C added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 1, chapter 172, Laws of 1939 and RCW 66.24.170; amending section 23-K added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 2, chapter 21, Laws of 1969 ex. sess. and RCW 66.24.200; amending section 9, chapter 21, Laws of 1969 ex. sess. and RCW 66.24.204; amending section 10, chapter 21, Laws of 1969 ex. sess. as amended by section 13, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.206; amending section 23-F added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 14, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.270; amending section 23-I added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 1, chapter 74, Laws of 1975-'76 2nd ex. sess. and RCW 66.24.310; amending section 23-M added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 1, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.330; amending section 23-O added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 3, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.340; amending section 23-P added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 5, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.350; amending section 23-Q added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 6, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.360; amending section 23-R added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 16, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.370; amending section 23-S added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 17, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.380; amending section 2, chapter 245, Laws of 1975 1st ex. sess. and RCW 66.24.395; amending

section 2, chapter 13, Laws of 1970 ex. sess. as last amended by section 1, chapter 87, Laws of 1979 and RCW 66.24.420; amending section 9, chapter 178, Laws of 1969 ex. sess. as amended by section 18, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.500; amending section 12, chapter 173, Laws of 1975 1st ex. sess. and RCW 66.24.510; creating new sections; adding a new section to chapter 62, Laws of 1933 ex. sess. and to chapter 66.44 RCW; repealing section 39, chapter 62, Law of 1933 ex. sess. and RCW 66.20.130; repealing section 53, chapter 62, Laws of 1933 ex. sess. and RCW 66.20.135; repealing section 54, chapter 62, Laws of 1933 ex. sess. and RCW 66.20.137; repealing section 35, chapter 62, Laws of 1933 ex. sess. and RCW 66.44.110; providing penalties; declaring an emergency; and providing an effective date.

To Committee on Labor and Economic Development

HOUSE BILL NO. 660, by Committee on Labor and Economic Development and Representatives Sanders, Clayton, Barr and Smith:

AN ACT Relating to unemployment compensation; and amending section 77, chapter 35, Laws of 1945 as amended by section 12, chapter 8, Laws of 1953 ex. sess. and RCW 50.20.090.

To Committee on Labor and Economic Development

MOTION

On motion of Mr. Nelson (G), the bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 9, 1981

HOUSE BILL NO. 329, Prime Sponsor: Committee on Local Government, prohibiting liens against a landlord's property for delinquent public service charges owed by the tenant. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Barr, Barrett, Berleen, Chamberlain, James, Lane, Leonard, Van Dyken.

Voting nay: Representatives Erickson, Ranking Minority Member; Brown, Burns, Garrett, Hine, Monohon, Stratton.

Not attending: Representative North.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 355, Prime Sponsor: Committee on Transportation, limiting penalties for the traffic infraction of energy waste. Reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Chamberlain, Eberle, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sprague.

MINORITY recommendation: Do not pass. Signed by Representatives Bender, Burns, Sherman, Walk.

Voting yea and not signing report: Representative Erak.

Voting nay and not signing report: Representative Martinis, Ranking Minority Member.

Not attending: Representative Owen, Smith, Walk.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 424, Prime Sponsor: Committee on Transportation, modifying procedures for public transportation benefit areas. Reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Eberle, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Sprague, Walk.

Not attending: Representatives Erak, Owen, Smith, Walk.

Passed to Committee on Rules for second reading.

March 5, 1981

HOUSE BILL NO. 440, Prime Sponsor: Select Committee on Corrections, enacting the sentencing reform act. Reported by Select Committee on Corrections.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Struthers, Chairman; Becker, Vice Chairwoman; Fiske, Galloway, Granlund, Houchen, Leonard, Mitchell, Owen, Walk, Warnke, Winsley.

Not voting: Representative Barr.

Voting Nay: Representative Nelson (D).

Not attending: Representatives Leonard, Owen, Walk, Warnke.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 557, Prime Sponsor: Representative Mitchell, prohibiting transfer of assets for the purpose of qualifying for medical assistance benefits. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Teutsch, Vander Stoep, Wang, Winsley.

Not attending: Representatives Erickson, Stratton.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 370, Prime Sponsor: Committee on Revenue, authorizing excess levies for road districts. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Passed to Committee on Rules for second reading.

The Speaker announced that the House would adjourn until Monday, March 16, but reminded the members of the Memorial Service to be held at 1:30 p.m. today.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, March 16, 1981.

MEMORIAL PROGRAM

Presiding: President of the Senate John A. Cherberg
Chairperson: Representative John L. O'Brien

INVOCATION

by

Father William Treacy

Our Lady of the Lake Catholic Church, Seattle

"May God's peace and compassion be with you, the family members, fellow legislators, and friends of those whom you recall in this memorial service. It is my privilege, for which I am grateful, to ask God to be with us in this memorial service. Many times these members voted in these chambers on various issues. Today they call us to cast a vote for them. It is a single issue vote; one of the more important votes we can cast, one of the most crucial votes they ever cast, too. It is this: We are asked to vote in the inner sanctuaries of our hearts as we recall their memories to affirm the belief that they are still alive—more fully alive than ever—sharing in the mystery of a new spring with a God who renews our earth each year.

"Almighty God, Giver of Life, we see the evidence of Your power and might in the magnificent blossoms appearing on the hitherto bare branches of our trees. New life is literally

bursting out all over after the death of winter. Give to each of us the assurance that death is for the winter for which we passed towards a new and eternal spring. As we honor these loved ones today in this memorial service, they call us to cast a unanimous vote along nonpartisan lines, without regard to church or creed, that the last of life is truly the best for which the first was made. For peace and hope to sustain us along the road of life to comfort us in moments like this, we thank You, God. Amen."

MASTERWORKS ENSEMBLE

Gary Riley, Director

Ubi caritas (Where Charity and Love Are,

there is God)

Maurice Durufle

Blessed is the Man

Jane Marshall

MEMORIAL TRIBUTE

by

Representative John L. O'Brien

"We are assembled today to pay a fitting tribute to the lives and services of distinguished former members of the Senate and the House of Representatives of the State of Washington, who have passed from among us during the last two years. The Forty-seventh Legislative Session of the State of Washington conveys its respect on behalf of the people of our state to these deceased legislators who once sat in the hallowed chambers of the House and Senate, answered roll calls on sometimes critical and perplexing measures, attended committee meetings, and at all times served to the best of their ability to make our state a better place to live. They have passed to their eternal reward; however, their achievements, records and valued services are recorded in the journals of the Senate and House and are a permanent part of the history of the state of Washington. We express our sympathy to the bereaved families and friends and share with them on this occasion the happy memories of the legislators who served beyond their call of duty and responsibilities, loved the state of Washington and left a legacy of dedicated public service that will remain always in our hearts."

CANDLE SERVICE

IN MEMORIAM

In tribute to the memories of our distinguished former members of the House and Senate who have passed from among us during the preceding biennium, the Forty-Seventh Legislative Session of the State of Washington conveys its respects on behalf of the people of our State. May the memory of their dedicated service remain in our hearts.

In Memory of:

Norman B. Ackley
Eric O. Anderson
Cecil C. Clark
Henry W. Cramer
Norwood Cunningham
Victor F. DeGarmo
Dewey C. Donohue
Chester D. Forshee
F. Stuart Foster
Robert M. French
Donald G. Garrett
John Goldmark
Ernest C. Huntley
Axel C. Julin
James Keefe
Chet King
Harry F. Kittleman
Clifford O. Moe
Marshall A. Neill
Gordon W. Richardson
Alva Ruark
Theodore F. Schroeder
James T. Sullivan

Tribute by

Representative Georgette Valle
Representative John Erak
Senator Irving Newhouse
Representative William Ellis
Representative Michael E. Patrick
Senator A. L. "Slim" Rasmussen
Representative P.J. "Jim" Gallagher
Senator Jack Metcalf
Senator Alex Deccio
Representative Helen Fancher
Representative Noel Bickham
Senator Bruce Wilson
Speaker Pro Tem Otto Amen
Speaker William Polk
Senator Margaret Hurley
Representative Carol Monohon
Representative Joan Houchen
Representative S.E. "Sid" Flanagan
Senator E. G. "Pat" Patterson
Representative Ren Taylor
Representative Eugene A. Prince
Senator Mark Gaspard
Senator Donn Charnley

Flower Tribute by Members of the Senate and House of Representatives

The Lord's Prayer by Malotte and

How Great Thou Art by Carl Boberg

Charles Pailthorpe, The Evergreen State College
and Seattle Opera Association

Seattle Opera Association

Accompanist, Jane Edge -- Adjunct Faculty, St. Martin's College

Amazing Grace by John Newton Ralph Munro, Secretary of State

BENEDICTION

by

Reverend Richard Hart, M. Div.

Senior Pastor, First Baptist Church, Olympia

"Heavenly Father, as we have acknowledged with grateful hearts the memory of those who have served the people of the State of Washington, we have been reminded once more that life is a unique gift from Your creative power, and we give thanks. As their lives reached out to others, grant to each of us the wisdom, grace and courage to give our life to others in Your name. As we affirm the victory of life over death, both now and eternally, we pray that we may also experience that special blessing which comes from knowing that at least for this day we have labored together.

In the Name of Christ, our Lord, Amen."

Taps Bugler PFC Gregory Pullin, 133rd Army Band

Color Guard NCOIC - SSG Larry L. Perez

SP4 Jeffrey A. Barnes

SP4 David A. Rood

Darrell L. Van Wormer

Co. A-3rd Bn. 161st Inf. (M)

The President of the Senate Cherberg announced the closure of the Memorial Service.

The House of Representatives was adjourned until 9:30 a.m., Monday, March 16, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SIXTY-FOURTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Monday, March 16, 1981

The House was called to order at 9:30 a.m. by the Speaker.

MESSAGES FROM THE SENATE

March 13, 1981

Mr. Speaker:

The Senate has adopted: HOUSE CONCURRENT RESOLUTION NO. 14, and on motion, the rules were suspended to allow the following additional sponsors:

All Members of the Senate;

John A. Cherberg, Lieutenant Governor;

Sidney R. Snyder, Secretary of the Senate;

Marilyn Brachtenbach, Deputy Secretary of the Senate;

William Gleason, Assistant Secretary of the Senate,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

March 13, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3150,
SENATE BILL NO. 3373,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 661, by Representatives Clayton and Nelson (G):

AN ACT Relating to motor vehicle insurance; amending section 32.41, chapter 79, Laws of 1947 as last amended by section 23, chapter 195, Laws of 1963 and RCW 48.36.410; adding a new section to chapter 46.29 RCW; adding new sections to chapter 48.22 RCW; repealing section 1, chapter 169, Laws of 1963 and RCW 46.29.010; repealing section 2, chapter 169, Laws of 1963 and RCW 46.29.020; repealing section 3, chapter 169, Laws of 1963 and RCW 46.29.030; repealing section 4, chapter 169, Laws of 1963 and RCW 46.29.040; repealing section 5, chapter 169, Laws of 1963, section 1, chapter 174, Laws of 1967, section 1, chapter 40, Laws of 1969 ex. sess., section 63, chapter 136, Laws of 1979 ex. sess. and RCW 46.29.050; repealing section 6, chapter 169, Laws of 1963, section 2, chapter 22, Laws of 1971 ex. sess., section 1, chapter 369, Laws of 1977 ex. sess. and RCW 46.29.060; repealing section 7, chapter 169, Laws of 1963, section 1, chapter 78, Laws of 1979 and RCW 46.29.070; repealing section 8, chapter 169, Laws of 1963, section 1, chapter 124, Laws of 1965 and RCW 46.29.080; repealing section 9, chapter 169, Laws of 1963, section 1, chapter 3, Laws of 1967 ex. sess., section 155, chapter 158, Laws of 1979, section 3, chapter 117, Laws of 1980 and RCW 46.29.090; repealing section 10, chapter 169, Laws of 1963 and RCW 46.29.100; repealing section 11, chapter 169, Laws of 1963, section 37, chapter 32, Laws of 1967 and RCW 46.29.110; repealing section 12, chapter 169, Laws of 1963, section 2, chapter 124, Laws of 1965 and RCW 46.29.120; repealing section 13, chapter 169, Laws of 1963 and RCW 46.29.130; repealing section 14, chapter 169, Laws of 1963 and RCW 46.29.140; repealing section 15, chapter 169, Laws of 1963 and RCW 46.29.150; repealing section 16, chapter 169, Laws of 1963 and RCW 46.29.160; repealing section 17, chapter 169, Laws of 1963 and RCW 46.29.170; repealing section 18, chapter 169, Laws of 1963, section 38, chapter 32, Laws of 1967 and RCW 46.29.180; repealing section 19, chapter 169, Laws of 1963, section 3, chapter 124, Laws of 1965 and RCW 46.29.190; repealing section 20, chapter 169, Laws of 1963, section 4, chapter 124, Laws of 1965, section 1, chapter 61, Laws of 1967 and RCW 46.29.200; repealing section 21, chapter 169, Laws of 1963 and RCW 46.29.210; repealing section 22, chapter 169, Laws of 1963 and RCW 46.29.220; repealing section 23, chapter 169, Laws of 1963 and RCW 46.29.230; repealing section 24, chapter 169, Laws of 1963 and RCW 46.29.240; repealing section 25, chapter 169, Laws of 1963 and RCW 46.29.250; repealing section 26, chapter 169, Laws of 1963, section 2, chapter 3, Laws of 1967 ex. sess., section 4, chapter 117, Laws of 1980 and RCW 46.29.260; repealing section 27, chapter 169, Laws of 1963 and RCW 46.29.270; repealing section 28, chapter 169, Laws of 1963, section 64, chapter 136, Laws of 1979 ex. sess. and RCW 46.29.280; repealing section 29, chapter 169, Laws of 1963, section 5, chapter 124, Laws of 1965 and RCW 46.29.290; repealing section 30, chapter 169, Laws of 1963, section 39, chapter 32, Laws of 1967, section 65,

chapter 136, Laws of 1979 ex. sess. and RCW 46.29.300; repealing section 31, chapter 169, Laws of 1963, section 1, chapter 44, Laws of 1969 ex. sess. and RCW 46.29.310; repealing section 32, chapter 169, Laws of 1963, section 2, chapter 44, Laws of 1969 ex. sess. and RCW 46.29.320; repealing section 33, chapter 169, Laws of 1963, section 40, chapter 32, Laws of 1967, section 3, chapter 44, Laws of 1969 ex. sess. and RCW 46.29.330; repealing section 34, chapter 169, Laws of 1963 and RCW 46.29.340; repealing section 35, chapter 169, Laws of 1963, section 41, chapter 32, Laws of 1967 and RCW 46.29.350; repealing section 36, chapter 169, Laws of 1963, section 42, chapter 32, Laws of 1967 and RCW 46.29.360; repealing section 37, chapter 169, Laws of 1963, section 43, chapter 32, Laws of 1967 and RCW 46.29.370; repealing section 39, chapter 169, Laws of 1963, section 3, chapter 3, Laws of 1967 ex. sess., section 14, chapter 61, Laws of 1979, section 5, chapter 117, Laws of 1980 and RCW 46.29.390; repealing section 40, chapter 169, Laws of 1963, section 44, chapter 32, Laws of 1967 and RCW 46.29.400; repealing section 41, chapter 169, Laws of 1963, section 45, chapter 32, Laws of 1967 and RCW 46.29.410; repealing section 42, chapter 169, Laws of 1963 and RCW 46.29.420; repealing section 43, chapter 169, Laws of 1963, section 46, chapter 32, Laws of 1967 and RCW 46.29.430; repealing section 44, chapter 169, Laws of 1963, section 6, chapter 124, Laws of 1965, section 47, chapter 32, Laws of 1967 and RCW 46.29.440; repealing section 45, chapter 169, Laws of 1963 and RCW 46.29.450; repealing section 46, chapter 169, Laws of 1963 and RCW 46.29.460; repealing section 47, chapter 169, Laws of 1963 and RCW 46.29.470; repealing section 48, chapter 169, Laws of 1963 and RCW 46.29.480; repealing section 49, chapter 169, Laws of 1963, section 4, chapter 3, Laws of 1967 ex. sess., section 6, chapter 117, Laws of 1980 and RCW 46.29.490; repealing section 50, chapter 169, Laws of 1963 and RCW 46.29.500; repealing section 51, chapter 169, Laws of 1963 and RCW 46.29.510; repealing section 52, chapter 169, Laws of 1963 and RCW 46.29.520; repealing section 53, chapter 169, Laws of 1963 and RCW 46.29.530; repealing section 54, chapter 169, Laws of 1963 and RCW 46.29.540; repealing section 55, chapter 169, Laws of 1963, section 5, chapter 3, Laws of 1967 ex. sess., section 7, chapter 117, Laws of 1980 and RCW 46.29.550; repealing section 56, chapter 169, Laws of 1963 and RCW 46.29.560; repealing section 57, chapter 169, Laws of 1963 and RCW 46.29.570; repealing section 58, chapter 169, Laws of 1963 and RCW 46.29.580; repealing section 59, chapter 169, Laws of 1963 and RCW 46.29.590; repealing section 60, chapter 169, Laws of 1963, section 66, chapter 136, Laws of 1979 ex. sess. and RCW 46.29.600; repealing section 61, chapter 169, Laws of 1963 and RCW 46.29.610; repealing section 62, chapter 169, Laws of 1963 and RCW 46.29.620; repealing section 21, chapter 281, Laws of 1969 ex. sess. and RCW 46.29.625; repealing section 63, chapter 169, Laws of 1963 and RCW 46.29.630; repealing section 64, chapter 169, Laws of 1963 and RCW 46.29.640; repealing section 67, chapter 169, Laws of 1963 and RCW 46.29.900; repealing section 68, chapter 169, Laws of 1963 and RCW 46.29.910; repealing section 69, chapter 169, Laws of 1963 and RCW 46.29.920; repealing section 22.02, chapter 79, Laws of 1947 and RCW 48.22.020; repealing section 27, chapter 150, Laws of 1967, section 1, chapter 117, Laws of 1980 and RCW 48.22.030; repealing section 3, chapter 95, Laws of 1967 ex. sess., section 2, chapter 117, Laws of 1980 and RCW 48.22.040; and prescribing penalties.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 662, by Committee on Ethics, Law and Justice and Representative Ellis (by Superintendent of Public Instruction request):

AN ACT Relating to student financial assistance programs; repealing section 1, chapter 81, Laws of 1973 and RCW 28A.04.137; repealing section 2, chapter 81, Laws of 1973 and RCW 28A.58.700; repealing section 3, chapter 81, Laws of 1973 and RCW 28A.58.701; repealing section 4, chapter 81, Laws of 1973 and RCW 28A.58.703; repealing section 5, chapter 81, Laws of 1973 and RCW 28A.58.704; repealing section 6, chapter 81, Laws of 1973 and RCW 28A.58.706; repealing section 7, chapter 81, Laws of 1973 and RCW 28A.58.707; and repealing sections 8 and 9, chapter 81, Laws of 1973 (uncodified).

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 663, by Representatives Greengo and Tupper:

AN ACT Relating to the initiative and referendum; amending section 29.79.010, chapter 9, Laws of 1965 and RCW 29.79.010; amending section 29.79.050, chapter 9, Laws of 1965 as amended by section 3, chapter 118, Laws of 1973 1st ex. sess. and RCW 29.79.050; amending section 29.79.060, chapter 9, Laws of 1965 and RCW 29.79.060; amending section 29.79.080, chapter 9, Laws of 1965 as amended by section 4, chapter 118, Laws of 1973 1st ex. sess. and RCW 29.79.080; amending section 29.79.090, chapter 9, Laws of 1965 and RCW 29.79.090; amending section 29.79.100, chapter 9, Laws of 1965 and RCW 29.79.100; amending section 29.79.110, chapter 9, Laws of 1965 and RCW 29.79.110; amending section 29.79.120, chapter 9, Laws of 1965 and RCW 29.79.120; amending section 29.79.150, chapter 9, Laws of 1965 and RCW 29.79.150; amending section 29.79.190, chapter 9, Laws of 1965 and RCW 29.79.190; amending section 29.79.200, chapter 9, Laws of 1965 as last amended by section 105, chapter 361, Laws of 1977 ex. sess. and RCW 29.79.200; amending section 29.79.310, chapter 9, Laws of 1965 and RCW 29.79.310; and repealing section 29.79.130, chapter 9, Laws of 1965 and RCW 29.79.130.

To Committee on State Government

HOUSE BILL NO. 664, by Representatives Leonard, Berleen and McGinnis:

AN ACT Relating to the direct petition method of annexation; amending section 35.13.130, chapter 7, Laws of 1965 as last amended by section 8, chapter 220, Laws of 1975 1st ex. sess. and RCW 35.13.130; amending section 35A.14.120, chapter 119, Laws of 1967 ex. sess. as amended by section 8, chapter 124, Laws of 1979 ex. sess. and RCW 35A.14.120; and declaring an emergency.

To Committee on Local Government

HOUSE BILL NO. 665, by Representatives Gallagher and Nelson (D):

AN ACT Relating to property tax exemptions; amending section 84.36.140, chapter 15, Laws of 1961 as amended by section 2, chapter 30, Laws of 1972 ex. sess. and RCW 84.36.140; amending section 84.36.150, chapter 15, Laws of 1961 as amended by section 32, chapter 149, Laws of 1967 ex. sess. and RCW 84.36.150; amending section 84.36.160, chapter 15, Laws of 1961 as last amended by section 1, chapter 30, Laws of 1972 ex. sess. and RCW 84.36.160; amending section 84.36.161, chapter 15, Laws of 1961 and RCW 84.36.161; amending section 84.36.162, chapter 15, Laws of 1961 and RCW 84.36.162; and providing an effective date.

To Committee on Revenue

HOUSE BILL NO. 666, by Representatives Clayton, McCormick, Tilly, Hankins, Amen, Nickell and Sanders:

AN ACT Relating to public lands; adding a new chapter to Title 79 RCW; and prescribing penalties.

To Committee on Natural Resources and Environmental Affairs

HOUSE BILL NO. 667, by Committee on Education and Representatives Nelson (G) and Sommers:

AN ACT Relating to school district excess levies; and amending section 4, chapter 325, Laws of 1977 ex. sess. as amended by section 1, chapter 172, Laws of 1979 ex. sess. and RCW 84.52.0531.

To Committee on Education

HOUSE BILL NO. 668, by Committee on Ethics, Law and Justice and Representative Ellis (by Superintendent of Public Instruction request):

AN ACT Relating to handicapped students; amending section 9, chapter 66, Laws of 1971 ex. sess. and RCW 28A.13.070; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.13 RCW; repealing section 8, chapter 66, Laws of 1971 ex. sess. and RCW 28A.13.060; and repealing section 12, chapter 66, Laws of 1971 ex. sess. and RCW 28A.13.080.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 669, by Committee on Education and Representative Dickie (by Superintendent of Public Instruction request):

AN ACT Relating to education; amending section 3, chapter 359, Laws of 1977 ex. sess. as amended by section 1, chapter 250, Laws of 1979 ex. sess. and RCW 28A.58.754; amending section 2, chapter 46, Laws of 1973 as last amended by section 2, chapter 250, Laws of 1979 ex. sess. and RCW 28A.41.130; amending section 2, chapter 46, Laws of 1973 as last amended by section 12, chapter 154, Laws of 1980 and RCW 28A.41.130; amending section 28A.58.370, chapter 223, Laws of 1969 ex. sess. and RCW 28A.58.370; amending section 28A.01.020, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 286, Laws of 1977 ex. sess. and RCW 28A.01.020; amending section 28A.59.180, chapter 223, Laws of 1969 ex. sess. and RCW 28A.59.180; creating new sections; repealing section 28A.35.010, chapter 223, Laws of 1969 ex. sess., section 1, chapter 105, Laws of 1972 ex. sess. and RCW 28A.35.010; repealing section 28A.35.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.35.020; repealing section 28A.35.030, chapter 223, Laws of 1969 ex. sess., section 13, chapter 48, Laws of 1971, section 59, chapter 275, Laws of 1975 1st ex. sess., section 4, chapter 6, Laws of 1980 and RCW 28A.35.030; repealing section 28A.35.070, chapter 223, Laws of 1969 ex. sess. and RCW 28A.35.070; repealing section 28A.58.180, chapter 223, Laws of 1969 ex. sess., section 3, chapter 105, Laws of 1972 ex. sess. and RCW 28A.58.180; and providing an effective date for a section hereof.

To Committee on Education

HOUSE BILL NO. 670, by Committee on Education and Representative Dickie (by Superintendent of Public Instruction request):

AN ACT Relating to education; and amending section 28A.57.255, chapter 223, Laws of 1969 ex. sess. as last amended by section 97, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.57.255.

To Committee on Education

HOUSE BILL NO. 671, by Representative Brekke:

AN ACT Relating to public assistance; adding a new section to chapter 74.08 RCW; and creating new sections.

To Committee on Human Services

HOUSE BILL NO. 672, by Committee on Energy and Utilities and Representatives Hine and Wang:

AN ACT Relating to electrical energy; amending section 80.28.080, chapter 14, Laws of 1961 as amended by section 116, chapter 154, Laws of 1973 1st ex. sess. and RCW 80.28.080; amending section 80.28.090, chapter 14, Laws of 1961 and RCW 80.28.090; amending section 80.28.100, chapter 14, Laws of 1961 and RCW 80.28.100; amending section 80.28.110, chapter 14, Laws of 1961 and RCW 80.28.110; adding new sections to chapter 43.21C RCW; adding a new section to chapter 54.16 RCW; adding a new section to chapter 80.28 RCW; creating new sections; and declaring an emergency.

To Committee on Energy and Utilities

HOUSE BILL NO. 673, by Committee on Ethics, Law and Justice and Representatives Heck and Ellis:

AN ACT Relating to judgments; amending sections 226-228, page 172, Laws of 1854 as last amended by section 291, Code of 1881 and RCW 4.60.010; and amending section 299, page 73, Laws of 1869 as last amended by section 297, Code of 1881 and RCW 4.60.070.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 674, by Committee on Education and Representative Johnson:

AN ACT Relating to recreation in the common schools; amending section 12, chapter 282, Laws of 1971 ex. sess. as amended by section 17, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.21.088; repealing section 28A.14.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.14.010; repealing section 28A.14.020, chapter 223, Laws of 1969 ex. sess., section 4, chapter 48, Laws of 1971 and RCW 28A.14.020; repealing section 28A.14.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.14.030; repealing section 28A.14.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.14.040; repealing section 28A.14.050, chapter 223, Laws of 1969 ex. sess., section 5, chapter 48, Laws of 1971, section 53, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.14.050; and repealing section 28A.14.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.14.060.

To Committee on Education

HOUSE BILL NO. 675, by Committee on Education and Representative Johnson:

AN ACT Relating to education; amending section 28A.04.120, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 173, Laws of 1979 ex. sess. and RCW 28A.04.120; creating a new section; repealing section 28A.87.100, chapter 223, Laws of 1969 ex. sess., section 151, chapter 176, Laws of 1969 ex. sess., section 144, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.87.100; and repealing section 28A.87.110, chapter 223, Laws of 1969 ex. sess., section 152, chapter 176, Laws of 1969 ex. sess., section 145, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.87.110.

To Committee on Education

HOUSE BILL NO. 676, by Committee on Education and Representative Johnson:

AN ACT Relating to education; and amending section 28A.41.170, chapter 223, Laws of 1969 ex. sess. as last amended by section 6, chapter 250, Laws of 1979 ex. sess. and RCW 28A.41.170.

To Committee on Education

HOUSE BILL NO. 677, by Committee on Transportation and Representatives Schmidt, Wilson, Eberle, Houchen, Owen, McCormick, James, Lundquist, Nisbet and Berleen:

AN ACT Relating to the Puget Sound ferry and toll bridge system; and adding a new section to chapter 47.60 RCW.

To Committee on Transportation

HOUSE BILL NO. 678, by Committee on State Government and Representative Addison (by Office of Financial Management request):

AN ACT Relating to agricultural cooperative association audits; and amending section 17, chapter 115, Laws of 1921 as last amended by section 3, chapter 195, Laws of 1941 and RCW 24.32.250.

To Committee on State Government

HOUSE BILL NO. 679, by Committee on Labor and Economic Development and Representative Sanders:

AN ACT Relating to public employees' collective bargaining; and amending section 3, chapter 108, Laws of 1967 ex. sess. as last amended by section 15, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56-.030.

To Committee on Labor and Economic Development

HOUSE BILL NO. 680, by Committee on Labor and Economic Development and Representatives Barrett, Hankins, Sanders, Patrick, Scott and North (by Department of Licensing request):

AN ACT Relating to the business licensing system; amending section 1, chapter 33, Laws of 1971 ex. sess. and RCW 15.13.250; amending section 4, chapter 33, Laws of 1971 ex. sess. and RCW 15.13.280; amending section 5, chapter 33, Laws of 1971 ex. sess. and RCW 15.13.290; amending section 6, chapter 33, Laws of 1971 ex. sess. and RCW 15.13.300; amending section 38, chapter 63, Laws of 1969 and RCW 15.49.380; amending section 39, chapter 63, Laws of 1969 and RCW 15.49.390; amending section 3, chapter 190, Laws of 1971 ex. sess. as amended by section 1, chapter 146, Laws of 1979 and RCW 15.58.030; amending section 18, chapter 190, Laws of 1971 ex. sess. and RCW 15.58.180; amending section 19, chapter 190, Laws of 1971 ex. sess. and RCW 15.58.190; amending section 1, chapter 38, Laws of 1963 as amended by section 5, chapter 90, Laws of 1979 and RCW 18.64.011; amending section 17, chapter 90, Laws of 1979 and RCW 18.64.044; amending section 1, chapter 319, Laws of 1977 ex. sess. and RCW 19.02.010; amending section 2, chapter 319, Laws of 1977 ex. sess. as amended by section 75, chapter 158, Laws of 1979 and RCW 19.02.020; amending section 3, chapter 319, Laws of 1977 ex. sess. as amended by section 76, chapter 158, Laws of 1979 and RCW 19.02.030; amending section 4, chapter 319, Laws of 1977 ex. sess. as amended by section 77, chapter 158, Laws of 1979 and RCW 19.02.040; amending section 7, chapter 319, Laws of 1977 ex. sess. as amended by section 79, chapter 158, Laws of 1979 and RCW 19.02.070; amending section 2, chapter 117, Laws of 1943 and RCW 19.32.020; amending section 3, chapter 117, Laws of 1943 and RCW 19.32.040; amending section 4, chapter 117, Laws of 1943 as amended by section 39, chapter 240, Laws of 1967 and RCW 19.32.050; amending section 1, chapter 286, Laws of 1957 as last amended by section 1, chapter 107, Laws of 1979 and RCW 19.91.010; amending section 13, chapter 286, Laws of 1957 as amended by section 14, chapter 278, Laws of 1975 1st ex. sess. and RCW 19.91.130; amending section 14, chapter 286, Laws of 1957 as amended by section 15, chapter 278, Laws of 1975 1st ex. sess. and RCW 19.91.140; amending section 15, chapter 286, Laws of 1957 as amended by section 16, chapter 278, Laws of 1975 1st ex. sess. and RCW 19.91.150; amending section 2, chapter 137, Laws of 1937 and RCW 69.12.020; amending section 3, chapter 137, Laws of 1937 and RCW 69.12.030; amending section 4, chapter 137, Laws of 1937 and RCW 69.12.040; amending section 5, chapter 137, Laws of 1937 as amended by section 44, chapter 240, Laws of 1967 and RCW 69.12.050; amending section 3, chapter 201, Laws of 1975 1st ex. sess. and RCW 69.25.020; amending section 6, chapter 201, Laws of 1975 1st ex. sess. and RCW 69.25.050; amending section 7, chapter 201, Laws of 1975 1st ex. sess. and RCW 69.25.060; amending section 82.24.010, chapter 15, Laws of 1961 and RCW 82.24.010; amending section 82.24.220, chapter 15, Laws of 1961 as last amended by section 8, chapter 319, Laws of 1977 ex. sess. and RCW 82.24.220; adding a new section to chapter 15.49 RCW; adding new sections to chapter 19.02 RCW; repealing section 6, chapter 319, Laws of 1977 ex. sess. and RCW 19.02.060; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE JOINT MEMORIAL NO. 12, by Representatives Garrett and North:

Recommending the establishment of a national civilian conservation corps.

To Committee on Natural Resources and Environmental Affairs

ENGROSSED SUBSTITUTE SENATE BILL NO. 3150, by Committee on Local Government (originally sponsored by Senators Zimmerman, Bauer and Wilson):

Modifying library district boundary provisions.

To Committee on Local Government

SENATE BILL NO. 3373, by Senators Moore and Haley:

Revising laws regulating veterinarians.

To Committee on Labor and Economic Development

MOTION

On motion of Mr. Nelson (G), all bills and the memorial listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 12, 1981

HOUSE BILL NO. 37, Prime Sponsor: Representative Taller, modifying retirement provisions for law enforcement officers and fire fighters. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Ellis, Gruger, King (J), McGinnis.

Not signing report: Representative Ehlers.

Not voting: Representative Maxie.

Not attending: Representatives Fiske, Vice Chairman; Barnes, Rosbach.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 116, Prime Sponsor: Representative Schmitt, revising game fees. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - General Government.

March 11, 1981

HOUSE BILL NO. 126, Prime Sponsor: Representative Wilson, exempting from property taxation property owned by a nonprofit entity and used as a public assembly hall or meeting place. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Not attending: Representative Brown.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 135, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, increasing the penalty for destroying trees. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Dawson, Erak, Garson, Lundquist, Martinis, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not attending: Representatives McDonald, Mitchell.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 144, Prime Sponsor: Representative Dawson, revising laws relating to insurance. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Dickie, Eng, King (R), Monohon, Nisbet, Rosbach, Scott.

Not attending: Representatives McGinnis, Salatino, Sanders.

Passed to Committee on Rules for second reading.

March 10, 1981

HOUSE BILL NO. 152, Prime Sponsor: Representative Barrett, limiting registration fee for certain securities. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Clayton, Eberle, Flanagan, Garrett, Hankins, Monohon, Smith.

MINORITY recommendation: Do not pass. Signed by Representatives Brown, Lux.

Not attending: Representatives Patrick, Vice Chairman; King (J).

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 174, Prime Sponsor: Committee on Labor and Economic Development, modifying licensing requirements for podiatrists. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means.

March 4, 1981

HOUSE BILL NO. 264, Prime Sponsor: Representative Struthers, restricting imposition of rent control by counties, cities and towns. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Clayton, Eberle, Flanagan, Hankins, King (J), Smith.

Voting nay: Representatives Brekke, Brown, Garrett, Lux, Monohon.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 288, Prime Sponsor: Representative Bender, requiring approval and use of child safety restraints in vehicles. Reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Wilson, Chairman; Martinis, Ranking Minority Member; Bender, Burns, Chamberlain, Erak, Gallagher, Garrett, Lundquist, McCormick, Patrick, Prince, Sherman, Walk.

MINORITY recommendation: Do not pass. Signed by Representatives Cantu, Hankins, Schmidt.

Voting nay: Representatives Clayton, Vice Chairman; Garson, Smith, Sprague.

Not attending: Representatives Eberle, Owen.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 297, Prime Sponsor: Representative Dawson, regulating medicare supplemental insurance. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means

March 13, 1981

HOUSE BILL NO. 307, Prime Sponsor: Committee on Labor and Economic Development, implementing law relating to unemployment compensation. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means

March 13, 1981

HOUSE BILL NO. 330, Prime Sponsor: Representative Kreidler, requiring notification to the secretary of transportation about plats of subdivisions near public airports. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Eberle, Owen.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 339, Prime Sponsor: Representative Isaacson, permitting certain provisions and revenue bonds and warrants issued by operating agencies. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Bond, Dickie, Eberle, Hine, Isaacson, McCormick, Schmidt, Scott, Sherman, Tupper, Vander Stoep.

Voting nay: Representatives Nelson (D), Ranking Minority Member; Wang.

Not voting: Representative Sprague.

Not attending: Representative Bender.

Passed to Committee on Rules for second reading.

March 12, 1981

HOUSE BILL NO. 353, Prime Sponsor: Representative Williams, revising laws relating to mental health services. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Dawson, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Tilly, Valle.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 357, Prime Sponsor: Committee on State Government, modifying provisions on the preservation and destruction of public records. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representative Hankins.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 386, Prime Sponsor: Representative Nickell, modifying the administration of winter recreation activities. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, after line 1 insert the following new section:

***NEW SECTION.** Sec. 7. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing institutions, and shall take effect on July 1, 1981.*

On page 1, line 9 of the title after "43.51.330;" strike "and" and on line 10 after "43.51.340;" insert "adding a new section to chapter 43.51 RCW; providing an effective date; and declaring an emergency"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Dawson, Erak, Garson, Lundquist, Martinis, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not signing report: Representative Brekke.

Not attending: Representatives McDonald, Mitchell.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 387, Prime Sponsor: Committee on Labor and Economic Development, modifying business and occupation tax provisions. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Revenue.

March 11, 1981

HOUSE BILL NO. 401, Prime Sponsor: Representative Galloway, authorizing educational service districts to establish direct student service programs. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Ehlers, Eng, Galloway, Hine, Lane, Lewis, Maxie, McDonald, Warnke.

Voting nay: Representative James.

Not attending: Representatives Cantu, Dickie, Ellis, Vander Stoep.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 420, Prime Sponsor: Committee on State Government, modifying provisions relating to the state auditor. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Greengo, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Voting nay: Representatives Ehlers, Johnson.

Not attending: Representative Hankins.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 433, Prime Sponsor: Committee on Institutions, providing for termination of the criminal justice training commission. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer from Committee on Appropriations - General Government to Committee on Appropriations - Human Services.

March 13, 1981

HOUSE BILL NO. 440, Prime Sponsor: Select Committee on Corrections, enacting the sentencing reform act. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means

March 11, 1981

HOUSE BILL NO. 462, Prime Sponsor: Representative Erickson, implementing law relating to the injury or defacement of school property and liability therefor. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Ehlers, Ellis, Eng, Galloway, Hine, James, Lane, Lewis, Maxie, McDonald, Warnke.

Not attending: Representatives Cantu, Dickie, Ellis, Vander Stoep.

Passed to Committee on Rules for second reading.

March 12, 1981

HOUSE BILL NO. 470, Prime Sponsor: Select Committee on Vietnam Era Veterans, appropriating funds for training of mental health professionals. Reported by Select Committee on Vietnam Era Veterans.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 7 after "sum of" strike "ten" and insert "forty"

Signed by Representatives Tupper, Chairman; Van Dyken, Vice Chairman; Bender, Ranking Minority Member; Brown, Dawson, McDonald, Nisbet, Patrick, Pruitt, Scott.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 493, Prime Sponsor: Committee on Ethics, Law and Justice, modifying requirements for the use and foreclosure of deeds of trust. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 10 after "bank" insert ", savings bank, or savings and loan association chartered under the laws of the United States"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 528, Prime Sponsor: Committee on Education, changing attendance incentive program computation date for school employees to coincide with end of school year for such employees. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Bender, Dickie, Galloway, Hine, James, Lane, Lewis, Vander Stoep.

Voting nay: Representative Warnke.

Not signing report: Representative Valle, Ranking Minority Member; Ehlers, Ellis, Eng, Maxie, McDonald.

Not attending: Representative Cantu.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 539, Prime Sponsor: Committee on Transportation, providing for notice to the department of transportation when short plats are made of areas adjacent to highway rights-of-way. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Eberle, Owen.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 561, Prime Sponsor: Committee on Ways and Means, providing for the allotment of local funds of state agencies. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer from Committee on Appropriations - General Government to Committee on Ways and Means.

March 11, 1981

HOUSE BILL NO. 581, Prime Sponsor: Committee on Revenue, abolishing the economic assistance authority. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Rinehart, Ranking Minority Member; Addison, Brown, Galloway, Granlund, Hastings, Rust.

MINORITY recommendation; Do not pass. Signed by Representatives Flanagan, Vice Chairman; Bickham, Bond, Sanders.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 599, Prime Sponsor: Committee on Ethics, Law and Justice, modifying provisions relating to enforcement of judgments. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendment:

On page 5, line 24 after "address." insert "Such notice shall be sent between the first day and tenth day of the second calendar month after the calendar month of the sale and the equivalent days of each succeeding second calendar month thereafter during the redemption period. The sole effect of noncompliance with this section shall be that the redemption period provided by RCW 6.24.140 shall be extended two months for each missed or noncomplying notice."

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 614, Prime Sponsor: Committee on State Government, increasing frequency of WSP promotion exams. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Greengo, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rust, Sprague.

Not signing report: Representatives Ehlers, Rinehart.

Not attending: Representative Hankins.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 620, Prime Sponsor: Committee on State Government, providing for disability leave for state patrol officers. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representative Hankins.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 623, Prime Sponsor: Committee on State Government, modifying eligibility requirements for veterans' free license plates. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representative Hankins.

Passed to Committee on Rules for second reading.

March 12, 1981

HOUSE BILL NO. 631, Prime Sponsor: Committee on Appropriations - General Government, authorizing certain race track fees to be set by the state racing commission. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Ellis, Gruger, King (J), Maxie, McGinnis, Rosbach.

Voting nay: Representative Ehlers.

Not attending: Representatives Fiske, Vice Chairman; Barnes.

Passed to Committee on Rules for second reading.

March 12, 1981

SENATE BILL NO. 3168, Prime Sponsor: Senator Conner, increasing the landowner contingency forest fire suppression account. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Ellis, Gruger, King (J), Maxie, McGinnis, Rosbach.

Voting nay: Representative Ehlers.

Not attending: Representatives Fiske, Vice Chairman; Barnes.

Passed to Committee on Rules for second reading.

March 13, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3188, Prime Sponsor: Committee on Judiciary, modifying procedures for families in conflict. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer from Committee on Ethics, Law and Justice to Committee on Institutions.

March 13, 1981

SENATE BILL NO. 3189, Prime Sponsor: Senator Talmadge, modifying procedures for dependent children. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer from Committee on Ethics, Law and Justice to Committee on Institutions

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Tuesday, March 17, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SIXTY-FIFTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, March 17, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Ramona Leibnetz and Doug Peterson. Prayer was offered by Father Theodore Marmo, St. Michael's Catholic Church of Olympia.

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

VISITING DIGNITARIES

The Speaker: "The Speaker is pleased to introduce a couple of visiting leprechauns, Governor John O'Spellman and Bob McGrath."

Governor Spellman and Mr. McGrath led the House in singing "My Wild Irish Rose" and "When Irish Eyes Are Smiling."

MESSAGES FROM THE SENATE

March 16, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 3,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

March 16, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 3214,
SENATE BILL NO. 3221,
SENATE BILL NO. 3238,
SENATE BILL NO. 3239,
SENATE BILL NO. 3240,
ENGROSSED SENATE BILL NO. 3241,
SUBSTITUTE SENATE BILL NO. 3254,
ENGROSSED SENATE BILL NO. 3336,
SENATE BILL NO. 3338,
SENATE BILL NO. 3356,
SENATE BILL NO. 3449,
SUBSTITUTE SENATE BILL NO. 3514,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE CONCURRENT RESOLUTION NO. 3,
HOUSE CONCURRENT RESOLUTION NO. 14.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 681, by Committee on Labor and Economic Development and Representatives Patrick, Sanders, Barrett, Hankins and Scott:

AN ACT Relating to medical devices and equipment; creating new sections; adding a new section to chapter 19.28 RCW; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE BILL NO. 682, by Committee on Ethics, Law and Justice and Representative Ellis:

AN ACT Relating to limitation of actions; and amending section 9A.04.080, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.04.080.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 683, by Committee on State Government and Representatives Addison and Tilly:

AN ACT Relating to parking for disabled persons; amending section 6, chapter 192, Laws of 1979 ex. sess. and RCW 46.16.380; amending section 65, chapter 155, Laws of 1965 ex. sess. as last amended by section 21, chapter 178, Laws of 1979 ex. sess. and RCW 46.61.565; amending section 2, chapter 128, Laws of 1961 as last amended by section 2, chapter 27, Laws of 1979 ex. sess. and RCW 46.61.580; adding a new section to chapter 46.61 RCW; and prescribing penalties.

To Committee on State Government

HOUSE BILL NO. 684, by Representative Pruitt:

AN ACT Relating to tort liability of state and local governments; amending section 1, chapter 136, Laws of 1961 as amended by section 2, chapter 159, Laws of 1963 and RCW 4.92.090; and amending section 1, chapter 164, Laws of 1967 and RCW 4.96.010.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 685, by Representatives Flanagan, Struthers and Barr:

AN ACT Relating to tax on food products; creating a new section; repealing section 49, chapter 37, Laws of 1980, section 3, chapter 86, Laws of 1980 and RCW 82.08.0284; repealing section 76, chapter 37, Laws of 1980, section 4, chapter 86, Laws of 1980 and RCW 82.12.0278; and providing for a submission of this act to a vote of the people.

To Committee on Human Services

SUBSTITUTE SENATE BILL NO. 3214, by Committee on Social and Health Services (originally sponsored by Senators Zimmerman, Bauer and Hughes):

Providing for the sale of early milk to persons with multiple sclerosis.

To Committee on Human Services

SENATE BILL NO. 3221, by Senators Goltz, Jones and Charnley:

Exempting certain students from other states from nonresident portion of tuition and fees where admitted to University of Washington dental school under contracts with certain other western states.

To Committee on Higher Education

SENATE BILL NO. 3238, by Senator Gaspard:

Repealing law relating to state school building systems project.

To Committee on Education

SENATE BILL NO. 3239, by Senators McDermott and Gaspard:

Repealing law providing for division of special educational service known as division of recreation.

To Committee on Education

SENATE BILL NO. 3240, by Senators McDermott and Gaspard:

Modifying certain laws relating to course instruction in the common schools.

To Committee on Education

ENGROSSED SENATE BILL NO. 3241, by Senator Gaspard:

Implementing law relating to publication of school code.

To Committee on Education

SUBSTITUTE SENATE BILL NO. 3254, by Committee on Constitutions and Elections (originally sponsored by Senators Wojahn, Gould, Woody and Ridder):

Making available braille and/or taped transcripts of the voters' and candidates' pamphlets.

To Committee on State Government

ENGROSSED SENATE BILL NO. 3336, by Senator Gaspard (by Superintendent of Public Instruction request):

Implementing law relating to certification of personnel employed in schools.

To Committee on Education.

SENATE BILL NO. 3338, by Senator McDermott (by Superintendent of Public Instruction request):

Repealing obsolete provision relating to minimum guarantee to school districts for 1974-75 school year.

To Committee on Education

SENATE BILL NO. 3356, by Senators Hansen, Deccio and Gaspard:

Revising procedures for irrigation district elections.

To Committee on Agriculture

SENATE BILL NO. 3449, by Senators Hayner and Gaspard:

Abolishing certain accounts for high school districts used for moneys from nonhigh districts.

To Committee on Education

SUBSTITUTE SENATE BILL NO. 3514, by Committee on Local Government (originally sponsored by Senators Lee, Ridder and Wojahn):

Correcting terminology by using the term councilmember.

To Committee on Local Government

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 11, 1981

HOUSE BILL NO. 74, Prime Sponsor: Representative Barnes, extending expiration date of governor's powers relating to energy shortages. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Dickie, Eberle, Hine, Isaacson, McCormick, Schmidt, Scott, Sherman, Sprague, Tupper, Vander Stoep, Wang.

Not attending: Representatives Bond, Bender.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 88, Prime Sponsor: Representative Owen, legalizing DMSO for therapeutic use. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kroidler, Ranking Minority Member; Erickson, King (J), Lane, Nickell, North, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Not attending: Representatives Houchen, Leonard, Padden.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 95, Prime Sponsor: Representative Garson, removing 30-day limit on the amount of vacation leave state employees may accrue. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, McGinnis, Nelson (D), Nickell, Rust, Sprague.

Not attending: Representatives Greengo, Lewis, O'Brien, Rinehart.

Rereferred to Committee on Appropriations - General Government.

March 16, 1981

HOUSE BILL NO. 152, Prime Sponsor: Representative Barrett, limiting registration fees for certain securities. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Labor and Economic Development.

March 12, 1981

HOUSE BILL NO. 246, Prime Sponsor: Committee on Institutions, modifying provisions relating to the criminal justice training account. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representatives Leonard, Vice Chairwoman; Struthers.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 365, Prime Sponsor: Committee on State Government, revising laws regulating professional athletic contests. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 8, beginning on line 11 add a new section to read as follows:

"NEW SECTION. Sec. 11. There is added to chapter 67.08 RCW a new section to read as follows: The state boxing commission shall cease to exist on June 30, 1987, unless extended by law indefinitely or for an additional fixed period of time. The legislative budget committee shall cause a performance audit to be conducted of the state boxing commission. The final audit report shall be available to the legislature at least six months prior to the scheduled termination date. The audit shall include, but is not limited to, objective findings of fact, conclusions and recommendations as to continuation, modification, or termination of the state boxing commission."

Renumber the remaining sections consecutively.

On line 16 of the title after "67.08.140;" insert "adding a new section to chapter 67.08 RCW;"

On page 1, line 19 of the title after "43.131.170;" insert "providing an expiration date;"

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Greengo, Johnson, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Voting Nay: Representatives Erak, O'Brien, Sprague.

Changing vote: Representative Erak.

Not attending: Representative Hankins.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 439, Prime Sponsor: Representative North, providing that candidates for municipal office may file with the city clerk. Reported by Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 13 strike "Within two hours" and insert "By the close of business"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Berleen, Burns, Chamberlain, Hine, Lane, North, Stratton.

Voting nay: Representative James.

Not voting: Representatives Barr, Van Dyken

Not attending: Representatives Barrett, Brown, Garrett, Leonard, Monohon.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 452, Prime Sponsor: Committee on Transportation, providing for city council members as members of the urban arterial board. Reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Eberle, Owen.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 466, Prime Sponsor: Representative Sprague, providing for the distribution of funds received under the geothermal steam act. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Dickie, Eberle, Hine, Isaacson, McCormick, Schmidt, Scott, Sherman, Sprague, Vander Stoep, Wang.

Voting nay: Representative Tupper.

Not attending: Representatives Bender, Bond.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 467, Prime Sponsor: Representative Bond, providing for expedited review of energy facility siting decisions. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Bender, Dickie, Eberle, Hine, Isaacson, McCormick, Schmidt, Scott, Sherman, Sprague, Tupper, Vander Stoep, Wang.

Not attending: Representative Bond.

Passed to Committee on Rules for second reading.

March 12, 1981

HOUSE BILL NO. 468, Prime Sponsor: Select Committee on Vietnam Era Veterans, appropriating funds for veterans employment seminars. Reported by Select committee on Vietnam Era Veterans.

MAJORITY recommendation: Do pass. Signed by Representatives Tupper, Chairman; Van Dyken, Vice Chairman; Bender, Ranking Minority Member; Brown, Dawson, McDonald, Nisbet, Patrick, Pruitt, Scott.

Passed to Committee on Rules for second reading.

March 12, 1981

HOUSE BILL NO. 477, Prime Sponsor: Select Committee on Vietnam Era Veterans, creating the veterans' programs coordinating council. Reported by Select Committee on Vietnam Era Veterans.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Tupper, Chairman; Van Dyken, Vice Chairman; Bender, Ranking Minority Member; Brown, Nisbet, Pruitt, Scott.

Not signing report: Representative Patrick.

Not attending: Representatives Dawson, McDonald.

Passed to Committee on Rules for second reading.

March 12, 1981

HOUSE BILL NO. 481, Prime Sponsor: Select Committee on Vietnam Era Veterans, revising certain benefits and privileges for veterans. Reported by Select Committee on Vietnam Era Veterans.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Tupper, Chairman; Van Dyken, Vice Chairman; Bender, Ranking Minority Member; Brown, Nisbet, Patrick, Pruitt, Scott.

Not attending: Representatives Dawson, McDonald.

Passed to Committee on Rules for second reading.

March 12, 1981

HOUSE BILL NO. 520, Prime Sponsor: Committee on Higher Education, implementing the law relating to community colleges. Reported by Committee on Higher Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Sherman, Tupper.

Not attending: Representatives Greengo, Tupper.

Passed to Committee on Rules for second reading.

March 16, 1981

HOUSE BILL NO. 590, Prime Sponsor: Committee on Ethics, Law and Justice, modifying provisions relating to court funds. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer from Committee on Ethics, Law and Justice to Committee on Appropriations - General Government.

March 13, 1981

HOUSE BILL NO. 593, Prime Sponsor, Committee on State Government, protecting state employees who report improper governmental action. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, McGinnis, Rust, Sprague.

Not signing report: Representative Nelson (D).

Voting nay: Representatives Nickell, Sprague.

Not attending: Representatives Greengo, Lewis, O'Brien, Rinehart.

Passed to Committee on Rules for second reading.

March 16, 1981

HOUSE BILL NO. 666, Prime Sponsor: Representative Clayton, providing for the management and use of resource lands. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer from Committee on Natural Resources and Environmental Affairs to Committee on Agriculture.

March 12, 1981

HOUSE JOINT MEMORIAL NO. 7, Prime Sponsor: Select Committee on Vietnam Era Veterans, requesting relief for Vietnam veterans exposed to "agent orange." Reported by Select Committee on Vietnam Era Veterans.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Tupper, Chairman; Van Dyken, Vice Chairman; Bender, Ranking Minority Member; Brown, Dawson, McDonald, Nisbet, Patrick, Pruitt, Scott.

Not attending: Representative Dawson.

Passed to Committee on Rules for second reading.

March 13, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3075, Prime Sponsor: Committee on Local Government, authorizing the investment of water and sewer district funds in interest-bearing demand accounts. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Berleen, Burns, Chamberlain, Hine, James, Lane, North, Stratton.

Not voting: Representative Van Dyken.

Not attending: Representatives Barrett, Brown, Garrett, Leonard, Monohon.

Passed to Committee on Rules for second reading.

March 13, 1981

SENATE BILL NO. 3140, Prime Sponsor: Senator Ridder, authorizing the rental of certain city property for gardening. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Berleen, Burns, Chamberlain, Hine, James, Lane, North, Stratton.

Not signing: Representative Barr.

Not voting: Representative Van Dyken.

Not attending: Representatives Barrett, Brown, Garrett, Leonard, Monohon.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 157, by Representatives Addison, O'Brien, Sanders, Erak, Dickie, Isaacson, Johnson, McGinnis, Leonard, Bond and Taylor:

Requiring local governments and state agencies to pay interest on delinquent contract payments.

The bill was read the second time.

On motion of Mr. Isaacson, Second Substitute House Bill No. 157 was substituted for House Bill No. 157, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 157 was read the second time.

Mr. Barr moved adoption of the following amendments:

On page 1, line 6 after "government" insert ", except cities and towns containing a population of less than ten thousand,"

On page 1, line 9 after "whenever" strike "the" and insert "such"

Representatives Barr and Ehlers spoke in favor of the amendments, and Representatives Isaacson and Addison spoke against them.

POINT OF INQUIRY

Mr. Addison yielded to question by Mr. Barr.

Mr. Barr: "I think the question is, when a contractor or subcontractor is questioning a bill and there's been some dissention or question about the bill, would this mean they would have to pay this one percent while they are talking about that and discussing it, whether the service was completed and that sort of thing?"

Mr. Addison: "That's a good question, Representative Barr, and the answer is no. When there is a good faith dispute on a particular measure, the interest would not accrue in that situation."

Mr. Barr spoke again in favor of the amendments, and Mr. Isaacson again opposed them.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Barr to Second Substitute House Bill No. 157, and the amendments were not adopted by the following vote: Yeas, 41; nays, 57; not voting, 0.

Voting yea: Representatives Amen, Barr, Becker, Bender, Burns, Chamberlain, Clayton, Ehlers, Erak, Erickson, Fancher, Flanagan, Galloway, Garrett, Granlund, Hine, Houchen, King R., Kreidler, Leonard, Lux, Maxie, McGinnis, Mitchell, Monohon, Nickell, North, Padden, Prince, Rinehart, Rosbach, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Tilly, Vander Stoep, Warnke, Winsley.

Voting nay: Representatives Addison, Barnes, Barrett, Berleen, Bickham, Bond, Brekke, Brown, Cantu, Chandler, Dawson, Dickie, Eberle, Ellis, Eng, Fiske, Gallagher, Garson, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Isaacson, James, Johnson, King J., Lane, Lewis, Lundquist, Martinis, McCormick, McDonald, Nelson D., Nelson G. A., Nisbet, O'Brien, Owen, Patrick, Pruitt, Rust, Salatino, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tupper, Valle, Van Dyken, Walk, Wang, Williams, Wilson, and Mr. Speaker.

Second Substitute House Bill No. 157 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 167, by Committee on Education and Representatives Taylor and Johnson:

Implementing law relating to program hour offerings under the basic education act.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 171, by Committee on Local Government and Representative Isaacson:

Limiting electrical inspection fees.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass with the following amendment:

On page 1, line 18 strike "ten" and insert "twenty-five"

On motion of Mr. Isaacson, the committee amendment was adopted.

House Bill No. 171 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 399, by Committee on Institutions and Representatives Houchen, Becker, Struthers, Heck, Nelson (G) and Salatino:

Giving the secretary of social and health services the power to manage the McNeil Island penal facility.

The bill was read the second time. On motion of Ms. Houchen, Substitute House Bill No. 399 was substituted for House Bill No. 399, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 399 was read the second time, and passed to Committee on Rules for third reading.

HOUSE BILL NO. 286, by Representatives Teutsch, Brekke, Mitchell, Valle, Williams, Wang, King (J), Tilly, Rinehart, Thompson, Sommers, McDonald, Stratton, Pruitt, Nisbet, Chamberlain, Winsley, Sanders, Ehlers, Sherman, Patrick, Lux, Isaacson, Eng, Greengo, Gruger, Tupper, Garrett, Wilson, Maxie, Erickson, Eberle, Heck, Granlund, Kreidler, Hine, Burns and Rust:

Continuing the displaced homemakers program.

The bill was read the second time.

Committee on Human Services recommendation: Majority, do pass as amended. (For amendments, see Journal, 45th Day, February 25, 1981.)

On motion of Ms. Teutsch, the committee amendments were adopted.

On motion of Mr. Ellis, the following amendment by Representatives Ellis and Padden was adopted:

On page 1, line 20 after "income" insert "of a spouse"

On motion of Ms. Teutsch, the following amendment by Representatives Teutsch, Mitchell, Sommers, Valle and Brekke was adopted:

On page 5, following section 8 add a new section as follows:

"NEW SECTION. Sec. 9. The provisions of this 1981 act shall cease to exist on June 30, 1985, unless extended by law for an additional fixed period of time."

Ms. Teutsch moved adoption of the following amendment by Representatives Teutsch, Brekke, Gruger and Mitchell:

On page 5, beginning on line 8 strike all of section 6 and insert the following:

***NEW SECTION. Sec. 6.** Section 36.18.010, chapter 4, Laws of 1963 as last amended by section 1, chapter 56, Laws of 1977 1st ex. sess. and RCW 36.18.010 are hereby amended to read as follows:

County auditors shall collect the following fees for their official services: For filing each chattel mortgage, renewal affidavit, or conditional sale contract, and entering same as required by law, two dollars; for each assignment, modification, transfer, correction, or release of chattel mortgage, conditional sale contract, or miscellaneous instrument, two dollars;

For filing a release of chattel mortgage, conditional sale contract, or miscellaneous instrument, two dollars: PROVIDED, That said fee shall be paid at the time of filing the chattel mortgage, conditional sale contract, or miscellaneous instrument, and no charge shall be made when the release of any of the above instruments is filed;

For recording instruments, for the first page, legal size (eight and one-half by thirteen inches or less), three dollars; for each additional legal size page, one dollar; for indexing each name over two, fifty cents;

For marginal release of mortgage or lien, one dollar;

For preparing and certifying copies, for the first legal size page, two dollars; for each additional legal size page, one dollar;

For preparing noncertified copies, for each legal size page, fifty cents;

For administering an oath or taking an affidavit, with or without seal, two dollars;

For issuing marriage license, ((eight)) thirteen dollars, (this fee includes taking necessary affidavits, filing returns, indexing, and transmittal of a record of the marriage to the state registrar of vital statistics);

PROVIDED, That \$5.00 of the fee collected under the subsection shall be transmitted monthly to state treasury for deposit in state general fund to be used exclusively to implement chapter 28B.04 RCW;

For searching records per hour, four dollars;

For recording plats, fifty cents for each lot except cemetery plats for which the charge shall be twenty-five cents per lot; also one dollar for each acknowledgment, dedication, and description: PROVIDED, That there shall be a minimum fee of twenty-five dollars per plat;

For filing of miscellaneous records, not listed above, three dollars;

For making marginal notations on original recording when blanket assignment or release of instrument is filed for record, each notation, fifty cents;

For recording of miscellaneous records, not listed above, for first legal size page, three dollars; for each additional legal size page, one dollar."

Representatives Teutsch and Gruger spoke in favor of the amendment, and Representatives Lewis, Tilly, McDonald, Stratton, Williams and Ellis spoke against it.

Ms. Teutsch spoke again in favor of the amendment.

POINT OF INQUIRY

Ms. Teutsch yielded to question by Mr. Mitchell.

Mr. Mitchell: "Representative Teutsch, you have been working on this legislation for many years, and how would this amendment affect your bill?"

Ms. Teutsch: "Representative Mitchell, that is up to the legislature because you are looking at how we will fund this legislation. It was funded from the general fund for the past two years, but the advisory committee was aware of the problems we were having in this state with revenue, so they chose—rather than be in competition with so many other fine programs, recognizing that we don't have enough money in the general fund—for a short period of time they would draw money from the marriage dissolutionment program, then I understood there was a problem, that the court information judicial system wanted the money. So you are asking how to vote on this amendment? I will have to leave that up to your conscience, but then I'm going to seek your support for whatever the funding source is, so that we can continue this program for the displaced homemakers. Recognize that the displaced homemakers are not a group of people that necessarily have a wide band of support because their hair is gray and they've spent a lot years in their homes. Please, legislators, don't forget them. Vote your consciences and then help me get this bill through the legislature."

Mr. Chandler spoke against the amendment, and it was not adopted.

On motion of Mr. Hastings, the committee amendment to the title was adopted.

On motion of Ms. Teutsch, the following amendment to the title was adopted:

On page 1, line 9 of the title after "28B.04.130;" insert "providing an expiration date;"

House Bill No. 286 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 57, by Representatives Erickson, Houchen, Salatino, North, Wang and Johnson:

Revising laws on elections of port commissioners.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 12, by Representatives Isaacson, Valle, Wilson, Hankins and Maxie:

Permitting the use of a renewed vehicle license for a full twelve-month period.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 224, by Committee on Revenue and Representative Greengo:

Providing for the taxation of vending machine sales of food.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 224 was substituted for House Bill No. 224, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 224 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 290, by Representatives Galloway, Winsley, King (J), Williams, Heck, Houchen, Thompson, Mitchell, Struthers, Nelson (D) and Maxie:

Increasing the responsibilities for personnel of the board of trustees for the state school for the deaf.

The bill was read the second time. On motion of Ms. Houchen, Substitute House Bill No. 290 was substituted for House Bill No. 290, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 290 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 334, by Representatives Stratton, Mitchell, Maxie, Rinehart, Erickson, North, Barrett and Padden:

Permitting donations of pacemakers under the uniform anatomical gift act.

The bill was read the second time.

Committee on Human Services recommendation: Majority, do pass with the following amendment:

On page 1, line 21 after "body" insert "including artificial parts"

On motion of Mr. Mitchell, the committee amendment was adopted.

House Bill No. 334 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 176, by Representatives Nelson (G), King (R), McGinnis, Greengo, Ehlers, Erickson, Walk, Addison and Hine:

Providing for competitive selection of architects and engineers on public construction projects.

The bill was read the second time. On motion of Mr. Addison, Substitute House Bill No. 176 was substituted for House Bill No. 176, and the substitute bill was placed on the calendar for second reading.

Substitute House bill No. 176 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 292, by Representatives Martinis, Bickham, Becker, Lewis, Barr, Van Dyken, King (R) and Hine:

Including local sales tax revenues of certain cities as local revenues for matching purposes of motor vehicle tax revenues.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 449, by Representatives Flanagan, Struthers, Barr, Amen and Thompson:

Modifying the supervisor of water resources responsibilities in determining water rights.

The bill was read the second time. On motion of Mr. Smith, Substitute House Bill No. 449 was substituted for House Bill No. 449, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 449 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 319, by Committee on Human Services and Representative Mitchell:

Revising laws relating to life sustaining procedures.

The bill was read the second time and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 352, by Committee on Local Government (originally sponsored by Committee on Local Government and Representative Isaacson):

Revising laws relating to sewer and water districts.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 352, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill NO. 352, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 62, by Committee on Revenue (originally sponsored by Representatives Maxie, Rinehart, Barr, Galloway, Granlund, Brown, Rust, Burns, Gallagher and Pruitt):

Modifying the procedure for valuations of taxable real property.

The bill was read the third time and placed on final passage.

Representatives Maxie and Greengo spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 62, and the bill passed the House by the following vote: Yeas, 91; nays, 7; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Dawson, Dickie, Isaacson, Sanders, Schmidt, Tilly, Warnke.

Substitute House Bill No. 62, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 250, by Committee on Labor and Economic Development (originally sponsored by Committee on Labor and Economic Development and Representatives Sanders, Eberle, Clayton, Smith, Hankins, Barrett, Patrick, Flanagan, Barr, Johnson and Wilson):

Exempting contractors employing subcontractors from industrial insurance requirements.

The bill was read the third time and placed on final passage.

Representatives Sanders and Lux spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 250, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 250, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 219, by Committee on Labor and Economic Development (originally sponsored by Representatives O'Brien, Wilson, Struthers, Sherman and Brekke):

Regulating transactions between artists and art dealers.

The bill was read the third time and placed on final passage.

Representatives O'Brien and Wilson spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 219, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 219, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 551, by Committee on Transportation and Representatives Wilson, Clayton and Johnson:

Extending authority of port districts to operate rail lines.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 551, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 551, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

SENATE BILL NO. 3213, by Senators von Reichbauer, Jones, Moore, Williams, Clarke and Charnley:

Authorizing local improvement district assessments for electrified public streetcar lines.

The bill was read the second time and passed to Committee on Rules for third reading.

MESSAGE FROM THE SENATE

March 17, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE HOUSE JOINT MEMORIAL NO. 4,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE HOUSE JOINT MEMORIAL NO. 4.

MESSAGE FROM THE SENATE

March 17, 1981

Mr. Speaker:

The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 3,

HOUSE CONCURRENT RESOLUTION NO. 14,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

HOUSE BILL NO. 242, by Committee on Revenue and Representatives James and Greengo:

Valuing classified open space land with no current use.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 242 was substituted for House Bill No. 242, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 242 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 323, by Committee on Local Government and Representative Isaacson:

Revising laws relating to the division of industrially zoned property.

The bill was read the second time. On motion of Mr. Isaacson, Substitute House Bill No. 323 was substituted for House Bill No. 323, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 323 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 532, by Committee on Human Services and Representative Mitchell:
Modifying the reporting requirements of the child protective services.

The bill was read the second time. On motion of Mr. Mitchell, Substitute House Bill No. 532 was substituted for House Bill No. 532, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 532 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 370, by Committee on Revenue and Representatives Amen and Patrick:

Authorizing excess levies for road districts.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 158, by Representatives King (J), Barnes, Chamberlain and Galloway:

Exempting certain schools and colleges from educational services registration act.

The bill was read the second time. On motion of Ms. Teutsch, Second Substitute House Bill No. 158 was substituted for House Bill No. 158, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 158 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 557, by Representatives Mitchell, Sommers, Nisbet, Becker, Chandler, Dickie, Padden, Kreidler, Bickham, Vander Stoep, Patrick, Williams, Hankins, Owen, Fancher, Scott, Brekke, Stratton, Nickell, Rosbach, Nelson (G), Valle, Chamberlain, Lundquist, Berleen, Martinis, Granlund, Isaacson, McCormick, Van Dyken, Hastings, Johnson, Heck, Amen, Gruger, Tilly, Bond, Struthers, James, Addison, Houchen, Clayton, Winsley, Barr and Ellis:

Prohibiting transfer of assets for the purpose of qualifying for medical assistance benefits.

The bill was read the second time. On motion of Mr. Mitchell, Substitute House Bill No. 557 was substituted for House Bill No. 557, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 557 was read the second time and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

March 13, 1981

HOUSE BILL NO. 10, Prime Sponsor: Representative Teutsch, providing for the issuance of death certificates in accidents and natural disasters where no body is recovered. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Patrick, Tilly.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 100, Prime Sponsor: Representative Wang, authorizing first class cities to enact ordinances against discrimination. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Pruitt, Schmidt, Tilly, Wang, Winsley.

Not signing report: Representative Tupper.

Not attending: Representatives Patrick, Tilly.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 600, Prime Sponsor: Committee on Ethics, Law and Justice, making various changes in criminal laws. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Pruitt, Schmidt, Tupper, Wang, Winsley.

Not attending: Representatives Patrick, Tilly, Tupper.

Passed to Committee on Rules for second reading.

March 16, 1981

HOUSE BILL NO. 624, Prime Sponsor: Committee on Appropriations - Human Services, adopting a supplemental budget. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Nisbet, Chairman; Becker, Ranking Minority Member; Brekke, Dawson, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Tilly, Valle.

MINORITY recommendation: Do not pass. Signed by Representative Berleen, Vice Chairwoman.

Passed to Committee on Ways and Means.

March 13, 1981

HOUSE BILL NO. 658, Prime Sponsor: Committee on Energy and Utilities, providing energy conservation procedures for state buildings. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Bender, Dickie, Eberle, Hine, Isaacson, McCormick, Schmidt, Scott, Sherman, Sprague, Tupper, Vander Stoep, Wang.

Not attending: Representative Bond.

Passed to Committee on Rules for second reading.

March 13, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3080, Prime Sponsor: Committee on Judiciary, correcting an erroneous cross-reference in RCW 46.63.020. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Pruitt, Schmidt, Wang, Winsley.

Not attending: Representatives Patrick, Tilly, Tupper, Winsley.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Wednesday, March 18, 1981.

WILLIAM M. POLK, Speaker.

VITO T. CHIECHI, Chief Clerk

SIXTY-SIXTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, March 18, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Martinis, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Cindy Cannon and Steve Wells. Prayer was offered by The Reverend Harry M. MacDonald of John Knox United Presbyterian Church of Seattle.

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

MESSAGES FROM THE SENATE

March 17, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE HOUSE JOINT MEMORIAL NO. 4,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

March 17, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3102,
ENGROSSED SENATE BILL NO. 3301,
SUBSTITUTE SENATE BILL NO. 3645,
SENATE BILL NO. 3715,
ENGROSSED SENATE BILL NO. 3724,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 686, by Committee on Labor and Economic Development and Representative Sanders:

AN ACT Relating to liens; and amending section 5, chapter 24, Laws of 1893 as last amended by section 6, chapter 34, Laws of 1975 and RCW 60.04.060.

To Committee on Labor and Economic Development

HOUSE BILL NO. 687, by Representatives Fiske, Wilson, Owen, Bond, Clayton, Bickham, Sprague, McCormick, Hastings, McGinnis and Berleen:

AN ACT Relating to private enterprise; adding a new chapter to Title 42 RCW; and providing an effective date.

To Committee on Labor and Economic Development

HOUSE BILL NO. 688, by Committee on Transportation and Representatives Ellis and Rust:

AN ACT Relating to bicycles; and amending section 27, chapter 155, Laws of 1965 ex. sess. as amended by section 25, chapter 62, Laws of 1975 and RCW 46.61.160.

To Committee on Transportation

HOUSE JOINT MEMORIAL NO. 13, by Representatives Becker, Nisbet, Sommers, Berleen, Kreidler, Mitchell, Valle and Brekke:

Supporting enactment of federal legislation to provide states more flexibility in administering medicaid programs.

To Committee on Appropriations - Human Services

SENATE BILL NO. 3102, by Senators Talmadge, Newhouse and Bottiger (by Department of Licensing request):

Adding motor vehicle offenses used to define the habitual offender.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE BILL NO. 3301, by Senators Wilson and Deccio:

Permitting counties to set the rates at which fines of county prisoners are reduced.

To Committee on Institutions

SUBSTITUTE SENATE BILL NO. 3645, by Committee on Constitutions and Elections (originally sponsored by Senators Ridder, Gould, Craswell and Woody):

Revising form and size requirements for initiative and referendum petitions.

To Committee on State Government

SENATE BILL NO. 3715, by Senators Talmadge and Clarke:

Modifying civil procedure.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE BILL NO. 3724, by Senators Scott, Ridder, Gould, von Reichbauer and Woody:

Adding requirement for education on drug effects to school curriculum.

To Committee on Education

MOTIONS

On motion of Mr. Nelson (G), all bills and the memorial listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

On motion of Mr. Nelson (G), HOUSE BILL NO. 685 was rereferred from Committee on Human Services to Committee on Revenue.

REPORTS OF STANDING COMMITTEES

March 16, 1981

HOUSE BILL NO. 150, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, extending the forest practices appeals board existence. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Garson, Lundquist, McDonald, Mitchell, Nickell, Owen, Rinehart, Stratton, Valle, Williams.

Not attending: Representatives Dawson, Erak, Martinis, McDonald, Mitchell, Thompson, Wilson.

Passed to Committee on Rules for second reading.

March 17, 1981

HOUSE BILL NO. 153, Prime Sponsor: Representative Taylor, mandating program of reduction in paperwork by school personnel, Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - Education.

March 16, 1981

HOUSE BILL NO. 179, Prime Sponsor: Committee on Human Services, creating the council on child abuse and neglect. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Bickham, Granlund, Patrick, Pruitt, Tilly, Wang, Winsley.

MINORITY recommendation: Do not pass. Signed by Representatives Salatino, Ranking Minority Member; Schmidt.

Voting nay: Representative Gruger.

Not attending: Representatives Becker, Tupper.

Passed to Committee on Rules for second reading.

March 16, 1981

HOUSE BILL NO. 223, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, modifying provisions on forest protection. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 23 after "land" insert "except as authorized by rules of the department or without first obtaining a written burning permit"

On page 2, beginning on line 2 strike all material down to and including "offense." on line 8 and insert "~~((Wardens and rangers shall report any lack of sufficient spark arresters, and any lack of adequate devices for preventing the escape of fire and live coals, as provided in this act, to the forester, and to the prosecuting attorney of their county, and the superior court of that county where suit is first instituted, shall have jurisdiction of the offense:))~~"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Garson, Lundquist, McDonald, Mitchell, Nickell, Owen, Rinehart, Stratton, Valle, Williams.

Not attending: Representatives Chamberlain, Vice Chairman; Dawson, Erak, Martinis, Mitchell, Thompson, Wilson.

Passed to Committee on Rules for second reading.

March 17, 1981

HOUSE BILL NO. 246, Prime Sponsor: Committee on Institutions, modifying provisions relating to the criminal justice training account. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - Human Services.

March 17, 1981

HOUSE BILL NO. 292, Prime Sponsor: Representative Martinis, including local sales tax revenues of certain cities for matching purposes of motor vehicle tax revenues. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means.

March 17, 1981

HOUSE BILL NO. 388, Prime Sponsor: Representative Houchen, authorizing local jail improvement and construction bonds. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - Human Services.

March 16, 1981

HOUSE BILL NO. 413, Prime Sponsor: Committee on Human Services, defining the milling of uranium and thorium. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Garson, Lundquist, McDonald, Mitchell, Nickell, Owen, Rinehart, Stratton, Valle, Williams.

Not attending: Representatives Dawson, Erak, Martinis, Thompson, Wilson.

Passed to Committee on Rules for second reading.

March 17, 1981

HOUSE BILL NO. 431, Prime Sponsor: Committee on Institutions, placing judicial training under the administrator for the courts. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Owen, Ranking Minority Member; Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representatives Leonard, Vice Chairwoman; Berleen.

Passed to Committee on Rules for second reading.

March 17, 1981

HOUSE BILL NO. 466, Prime Sponsor: Representative Sprague, providing for the distribution of funds received under the geothermal steam act. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - General Government.

March 16, 1981

HOUSE BILL NO. 491, Prime Sponsor: Committee on Ethics, Law and Justice, including Indian tribal agency employees under criminal justice training commission. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Walk, Van Dyken.

Voting nay: Representative Struthers.

Changing vote from nay to aye: Representative Berleen.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 83, by Representatives Lewis, Williams, King (J), Wang, Pruitt, Leonard, Erickson, Smith, Hankins and McGinnis:

Modifying the regulation of optometry.

The bill was read the second time.

Committee on Human Services recommendation: Majority, do pass with the following amendment:

On page 3, line 22 after "miotics" insert ", which legend drugs a certified optometrist is authorized to purchase, possess and administer"

On motion of Mr. Mitchell, the committee amendment was adopted.

Mr. Tilly moved adoption of the following amendments by Representatives Tilly, Amen, Fiske, Stratton and Lewis:

On page 1, line 21 before "The" insert "(1)"

On page 1, line 26 before "The" strike "(1)" and insert "(((†))) (a)"

On page 2, line 1 after "chapter" strike everything down to and including "purposes" on line 5 and insert "and who meet the requirements of subsection (2) of this section."

On page 2, line 10 before "The" strike "(2)" and insert "(((‡))) (b)"

On page 2, line 14 before "The" strike "(3)" and insert "(((‡))) (c)"

On page 2, line 16 before "The" strike "(4)" and insert "(((†*)) (d)"

On page 2, line 18 before "The" strike "(5)" and insert "(((‡*)) (e)"

On page 2, after line 18 insert the following:

"(2) Those persons using pharmaceutical agents for diagnostic purposes in the practice of optometry shall have a minimum of sixty hours of didactic and clinical instruction in general and ocular pharmacology as applied to optometry, and certification from an institution of higher learning, accredited by a regional or professional accrediting organization and recognized or approved by the accrediting commission for senior colleges and universities of the western association of schools and colleges to qualify for certification by the optometry board of Washington to use pharmaceutical agents for diagnostic purposes. Such course or courses shall be the fiscal responsibility of the participating and attending optometrist."

Representatives Tilly, Kreidler and Lewis spoke in favor of the amendments, and they were adopted.

MOTION

On motion of Mr. Nelson (G), further consideration of House Bill No. 83 was deferred and the bill was ordered placed on the second reading calendar immediately following House Bill No. 264.

SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House, the Royal Court of the Apple Blossom Festival, and appointed Representatives Tilly, Nickell, Fancher, Smith and Flanagan to escort them to the rostrum.

The Speaker introduced Queen Trina Damish, Princess Liz Hale and Princess Penny Sand. Queen Trina addressed the House briefly, inviting the members to the Festival.

HOUSE BILL NO. 235, by the Select Committee on Corrections and Representatives Struthers, Becker, Houchen, Nelson (D), Mitchell, Owen, Barr, Granlund, Winsley, Walk, Leonard, Galloway, Fiske, Warnke, Van Dyken, Erickson, Berleen, Stratton, Clayton, Johnson, Wilson, Rinehart, O'Brien and Wang:

Providing for correctional reform.

The bill was read the second time. On motion of Mr. Nisbet, Second Substitute House Bill No. 235 was substituted for House Bill No. 235, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 235 was read the second time.

Ms. Becker moved adoption of the following amendment by Representatives Becker and Struthers:

On page 21, immediately following line 7, strike all of section 23 and insert the following:

NEW SECTION. Sec. 23. (1) It is the intent of the legislature that reasonable legal services be provided to persons committed to the custody of the department of corrections. The department shall contract with persons or organizations to provide legal services. The attorney general shall adopt procedures designed to minimize any conflict of interest, or appearance thereof, in respect to the provision of legal services and the department's administration of such contracts.

(2) Persons who contract to provide legal services are expressly forbidden to solicit plaintiffs or promote litigation which has not been pursued initially by a person entitled to such services under this section.

(3) Persons who contract to provide legal services shall exhaust all informal means of resolving a legal complaint or dispute prior to the filing of any court proceeding.

(4) Nothing in this section forbids the secretary to supplement contracted legal services with any of the following: (a) Law libraries, (b) law student interns, and (c) volunteer attorneys.

(5) The total due a contractor as compensation, fees, or reimbursement under the terms of the contract shall be reduced by the total of any other compensation, fees, or reimbursement received by or due the contractor for the performance of any legal service to inmates during the contract period. Any amount received by a contractor under contract which is not due under this section shall be immediately returned by the contractor.*

Representatives Becker and Struthers spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Becker and Struthers to page 21 of Second Substitute House Bill No. 235, and the amendment was adopted by the following vote: Yeas, 83; nays, 12; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Stratton, Struthers, Teutsch, Thompson, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Bond, Chandler, Greengo, McDonald, Nelson G. A., Patrick, Sprague, Taylor, Tilly, Tupper, Wilson.

Not voting: Representatives Bickham, Isaacson, Martinis.

Ms. Becker moved adoption of the following amendment by Representatives Becker and Van Dyken:

On page 10, line 28 after "area." insert "Minimum qualification for staff assigned to public involvement responsibilities shall include previous experience in working with volunteers or volunteer agencies."

Representatives Becker and Van Dyken spoke in favor of the amendment, and it was adopted.

Mr. Owen moved adoption of the following amendment by Representatives Owen, Struthers and Walk:

On page 49, after line 20 insert the following new subsection:

"(3) If any of the facilities specified in subsection (2) is fully or partially destroyed by natural causes or otherwise, the secretary of corrections may, with the approval of the governor, provide for the establishment and operation of additional residential correctional facilities to place those inmates displaced by such destruction. However, such additional facilities may not be established if there are existing residential correctional facilities to which all of the displaced inmates can be appropriately placed. The establishment and operation of any additional facility shall be on a temporary basis, and the facility may not be operated beyond July 1 of the year following the year in which it was partially or fully destroyed."

Representatives Owen and Struthers spoke in favor of the amendment, and it was adopted.

Mr. Nelson (D) moved adoption of the following amendments by Representatives Nelson (D) and Van Dyken:

On page 66, line 11 after "businesses;" strike "and" and insert "((and))"

On page 66, line 12 after "(11)" insert "A detailed discussion on the extent to which the institutional industries match the available pool of inmate work skills and aptitudes with work opportunities in the free community; and

(12)"

Representatives Nelson (D) and Van Dyken spoke in favor of the amendments, and Mr. Struthers spoke against them.

Mr. Nelson (D) spoke again in favor of the amendments, and Ms. Houchen spoke against them.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representatives Nelson (D) and Van Dyken to page 66 of Second Substitute House Bill No. 235, and the amendments were not adopted by the following vote: Yeas, 48; nays, 49; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Martinis.

Ms. Becker moved adoption of the following amendment by Representatives Becker, Houchen and Nisbet:

On page 75, line 8 after "act." insert "The appropriation contained in this section should not be construed to approve the staffing patterns and levels specified in the fiscal note. It should be understood that the appropriation does not authorize any increases in top management salaries or positions as requested in the fiscal note."

Representatives Becker and Houchen spoke in favor of the amendment, and it was adopted.

Second Substitute House Bill No. 235 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 264, by Representatives Struthers, King (J), Warnke, Barrett, Dawson, King (R), Bickham, Isaacson, Eberle, Winsley, Martinis, Lane, McCormick, Hastings, Ellis, Sanders, Grimm and Bond:

Restricting imposition of rent control by counties, cities and towns.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 264 was substituted for House Bill No. 264, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 264 was read the second time.

Mr. King (J) moved adoption of the following amendments by Representatives King (J) and Heck:

On page 1, line 15 after "not" insert "apply to mobile homes or mobile home sites and shall not"

On page 2, line 1 after "not" insert "apply to mobile homes or mobile home sites and shall not"

Representatives King (J), Heck, Walk, Kreidler and Ehlers spoke in favor of the amendments, and Representatives Sanders, Struthers, Lux and Bond spoke against them.

Mr. King (J) spoke again in favor of the amendments.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representatives King (J) and Heck to Substitute House Bill No. 264, and the amendments were not adopted by the following vote: Yeas, 42; nays, 50; not voting, 6.

Voting yea: Representatives Barrett, Becker, Bender, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Mitchell, Monohon, North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Teutsch, Thompson, Van Dyken, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Brekke, Cantu, Chandler, Clayton, Dickie, Eberle, Ellis, Eng, Fancher, Fiske, Flanagan, Garson, Hankins, Hastings, Houchen, James, Johnson, Leonard, Lewis, Lundquist, Lux, Maxie, McCormick, McDonald, McGinnis, Nelson D., Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Struthers, Tilly, Tupper, Valle, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Chamberlain, Dawson, Isaacson, Martinis, Schmidt, Vander Stoep.

POINT OF ORDER

Mr. Grimm: "Mr. Speaker, how did Representative Isaacson vote? He was on the floor of the House."

The Speaker: "The record shows that he did not vote."

Mr. Grimm: "If I recall correctly, the rules say that if you are on the floor of the House, you are expected to vote."

The Speaker: "That's correct, Representative Grimm. I did not notice at the time that he hadn't voted."

MOTIONS

On motion of Mr. Nelson (G) further consideration of Substitute House Bill No. 264 was deferred and the bill was ordered placed on the second reading calendar following House Bill No. 353.

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 76, by Committee on Ethics, Law and Justice (originally sponsored by Representatives Schmidt, Tilly, Dawson, Patrick, James, Johnson, Nelson (G), Struthers, Winsley, Barr, Addison, Hastings, Granlund, Walk and Owen):

Revising provisions pertaining to capital punishment.

The bill was read the third time and placed on final passage.

Representatives Schmidt, Fiske, Struthers, Patrick, Clayton and Owen spoke in favor of passage of the bill, and Representatives Salatino, King (R), Nelson (D), Pruitt and Hine spoke against it.

POINT OF INQUIRY

Ms. Schmidt yielded to question by Mr. Erak.

Mr. Erak: "Representative Schmidt, I know you have done a lot of background work on this particular issue. Can you tell me, since the time death by hanging was instituted in this state, how many people have died by that type of death up to this time?"

Ms. Schmidt: "How long have we had hanging as a form of execution?"

Mr. Erak: "Right, and how many people have died by that form?"

Ms. Schmidt: "I don't know the number because that has been the form of execution in this state since before statehood."

Representative Brown spoke in favor of passage of the bill and Representatives Erak, Wang and Rinehart spoke against it.

Representatives Patrick and Schmidt spoke again in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 76, and the bill passed the House by the following vote: Yeas, 67; nays, 29; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Walk, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Berleen, Brekke, Burns, Chandler, Eng, Galloway, Garrett, Gruger, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sommers, Thompson, Valle, Vander Stoep, Wang, Warnke.

Not voting: Representatives Martinis, Wilson.

Engrossed Substitute House Bill No. 76, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), Engrossed Substitute House Bill No. 76 was ordered immediately transmitted to the Senate.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Thursday, March 19, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SIXTY-SEVENTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Thursday, March 19, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives King (R), Martinis and Owen, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages John Hague and George Lewis. Prayer was offered by The Reverend Frank L. Accardy of Emmanuel Baptist Church of Olympia.

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

MESSAGE FROM THE GOVERNOR

March 17, 1981

To The Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I have the honor to advise you that on March 16, 1981, Governor Spellman approved the following House Bill, entitled:

HOUSE BILL NO. 604: Relating to public assistance.

Sincerely,
Marilyn Showalter, Counsel.

MESSAGE FROM THE SENATE

March 18, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE BILL NO. 3015,
SUBSTITUTE SENATE BILL NO. 3043,
SUBSTITUTE SENATE BILL NO. 3076,
ENGROSSED SENATE BILL NO. 3131,
ENGROSSED SENATE BILL NO. 3145,
SENATE BILL NO. 3215,
SENATE BILL NO. 3306,
SUBSTITUTE SENATE BILL NO. 3363,
SUBSTITUTE SENATE BILL NO. 3380,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3388,
SUBSTITUTE SENATE BILL NO. 3415,
ENGROSSED SENATE BILL NO. 3465,
SENATE BILL NO. 3498,
SENATE BILL NO. 3532,
SUBSTITUTE SENATE BILL NO. 3541,
SENATE BILL NO. 3562,
SUBSTITUTE SENATE BILL NO. 3705,
SENATE BILL NO. 3886,
SUBSTITUTE SENATE BILL NO. 4131,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 689, by Committee on Ethics, Law and Justice and Representatives Becker and Ellis:

AN ACT Relating to parentage and child support; amending section 7, chapter 42, Laws of 1975-'76 2nd ex. sess. and RCW 26.26.060; amending section 10, chapter 42, Laws of 1975-'76 2nd ex. sess. and

RCW 26.26.090; amending section 11, chapter 42, Laws of 1975-'76 2nd ex. sess. and RCW 26.26-.100; amending section 14, chapter 42, Laws of 1975-'76 2nd ex. sess. and RCW 26.26.130; amending section 21, chapter 42, Laws of 1975-'76 2nd ex. sess. and RCW 26.26.200; adding a new section to chapter 26.26 RCW; adding a new section to chapter 4.16 RCW; creating a new section; repealing section 45, chapter 42, Laws of 1975-'76 2nd ex. sess. and RCW 26.26.902; and declaring an emergency.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 690, by Committee on State Government and Representative Addison:

AN ACT Relating to the state capitol historical association and museum; amending section 1, chapter 44, Laws of 1941 as amended by section 1, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.010; amending section 3, chapter 44, Laws of 1941 and RCW 27.36.020; amending section 2, chapter 44, Laws of 1941 as amended by section 2, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.030; amending section 4, chapter 44, Laws of 1941 as amended by section 3, chapter 57, Laws of 1979 ex. sess. and RCW 27.36.040; amending section 5, chapter 44, Laws of 1941 as last amended by section 16, chapter 75, Laws of 1977 and RCW 27.36.050; and adding a new section to chapter 27.36 RCW.

To Committee on State Government

HOUSE BILL NO. 691, by Representatives Fiske, Williams and Lane:

AN ACT Relating to the public printer; and amending section 43.78.030, chapter 8, Laws of 1965 as amended by section 114, chapter 81, Laws of 1971 and RCW 43.78.030.

To Committee on State Government

HOUSE BILL NO. 692, by Committee on Local Government and Representative Isaacson:

AN ACT Relating to certain district commissioners; amending section 3, chapter 18, Laws of 1959 as amended by section 14, chapter 188, Laws of 1975 1st ex. sess. and RCW 57.12.020; and amending section 8, chapter 210, Laws of 1941 as last amended by section 9, chapter 250, Laws of 1953 and RCW 56.12.030.

To Committee on Local Government

HOUSE BILL NO. 693, by Committee on Local Government and Representative Isaacson:

AN ACT Relating to local government; adding a new section to chapter 35.92 RCW.

To Committee on Local Government

HOUSE BILL NO. 694, by Committee on State Government and Representatives Addison, Sanders, Eberle, Padden and Mitchell:

AN ACT Relating to fiscal notes; amending section 2, chapter 25, Laws of 1977 ex. sess. as amended by section 146, chapter 151, Laws of 1979 and RCW 43.88A.020; amending section 3, chapter 25, Laws of 1977 ex. sess. as last amended by section 1, chapter 112, Laws of 1979 ex. sess. and RCW 43.88A-.030; and amending section 4, chapter 25, Laws of 1977 ex. sess. as amended by section 148, chapter 151, Laws of 1979 and RCW 43.88A.040.

To Committee on State Government

HOUSE BILL NO. 695, by Committee on State Government and Representative Tilly:

AN ACT Relating to state agency publications; and adding a new section to chapter 43.17 RCW.

To Committee on State Government

HOUSE BILL NO. 696, by Committee on Local Government and Representatives Isaacson and Stratton:

AN ACT Relating to city employee pension systems; adding a new section to chapter 35.39 RCW; repealing section 1, chapter 34, Laws of 1980 and RCW 35.39.041; declaring an emergency; and providing an effective date.

To Committee on Local Government

HOUSE BILL NO. 697, by Committee on Local Government and Representative Isaacson:

AN ACT Relating to petitioning local governmental officials; and adding a new section to chapter 42.04 RCW.

To Committee on Local Government

HOUSE BILL NO. 698, by Committee on State Government and Representative Sanders:

AN ACT Relating to administrative law; and amending section 13, chapter 234, Laws of 1959 as last amended by section 1, chapter 52, Laws of 1977 ex. sess. and RCW 34.04.130.

To Committee on State Government

HOUSE BILL NO. 699, by Committee on Financial Institutions and Insurance and Representative McGinnis:

AN ACT Relating to arson reporting and insurance; and amending section 7, chapter 80, Laws of 1979 ex. sess. as amended by section 9, chapter 102, Laws of 1980 and RCW 48.50.070.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 700, by Committee on State Government and Representatives Bond, Wang and Rust:

AN ACT Relating to political advertising; amending section 29.85.270, chapter 9, Laws of 1965 as amended by section 1, chapter 162, Laws of 1975 1st ex. sess. and RCW 29.85.270; and prescribing penalties.

To Committee on State Government

HOUSE JOINT MEMORIAL NO. 14, by Representatives Flanagan, Polk, Scott, Barrett, O'Brien, Sanders, Hankins, Garrett, Thompson, Barr, Warnke, Brown, Smith, King (J), James, Lundquist, Johnson, Lewis, Bickham, Chamberlain, Prince and Clayton:

Requesting mutually beneficial foreign trade agreements.

To committee on Labor and Economic Development

ENGROSSED SENATE BILL NO. 3015, by Senators Rasmussen and Deccio (by Legislative Budget Committee request):

Revising law relating to privacy of records.

To Committee on State Government

SUBSTITUTE SENATE BILL NO. 3043, by Committee on Social and Health Services (originally sponsored by Senators Talmadge, Pullen, Moore, Vognild and Woody):

Requiring parent's consent to release youth from residential school.

To Committee on Institutions

SUBSTITUTE SENATE BILL NO. 3076, by Committee on Ways and Means (originally sponsored by Senators Goltz, Jones, Wojahn, Craswell and Shinpoch):

Providing for the taxation of vending machine sales of food.

To Committee on Rules

ENGROSSED SENATE BILL NO. 3131, by Senators Talmadge, Kiskaddon, Moore and Quigg:

Extending laws against patient abuse to state hospitals.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE BILL NO. 3145, by Senators Hayner and Talmadge:

Clarifying the authority of professional service corporations and their members.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 3215, by Senators Bauer, Zimmerman and Fuller:

Authorizing the revaluation and relisting of property in a disaster area.

To Committee on Revenue

SENATE BILL NO. 3306, by Senators Talmadge, Shinpoch and Clarke (by Washington State Patrol request):

Extending arrest authority of WSP officers.

To Committee on Ethics, Law and Justice

SUBSTITUTE SENATE BILL NO. 3363, by Committee on Agriculture (originally sponsored by Senators Wilson, Jones, Hansen and Gaspard):

Providing for payment by irrigation districts of defense and judgments of employees acting in official capacity.

To Committee on Agriculture

SUBSTITUTE SENATE BILL NO. 3380, by Committee on Agriculture (originally sponsored by Senators Hansen, Deccio, Wilson, Gaspard, Newhouse and Sellar):

Implementing the law relating to cooperative associations and voting by the members thereof.

To Committee on Agriculture

ENGROSSED SUBSTITUTE SENATE BILL NO. 3388, by Committee on Local Government (originally sponsored by Senators Quigg, Talley and Patterson):

Authorizing county transportation authorities to provide public ambulance services upon voter approval.

To Committee on Transportation

SUBSTITUTE SENATE BILL NO. 3415, by Committee on Social and Health Services (originally sponsored by Senators McDermott, Moore, Ridder and Gould):

Revising laws relating to health care service contracts.

To Committee on Financial Institutions and Insurance

ENGROSSED SENATE BILL NO. 3465, by Senators Wojahn, Shinpoch, Clarke, Bauer, Jones, Bluechel and Sellar:

Eliminating expiration dates for risk management office.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 3498, by Senators Wojahn, Sellar and Bauer:

Implementing law relating to bond financing by the Washington health care facilities authority.

To Committee on Appropriations - Human Services

SENATE BILL NO. 3532, by Senators Metcalf and Peterson:

Permitting the use of a renewed vehicle license for a full twelve-month period.

To Committee on Labor and Economic Development

SUBSTITUTE SENATE BILL NO. 3541, by Committee on Education (originally sponsored by Senators Gaspard, Gould, Talmadge and Kiskaddon):

Authorizing administration of oral medication by common school and private school personnel.

To Committee on Education

SENATE BILL NO. 3562, by Senator Lee:

Exempting cemetery district commissioners from the public disclosure requirements of chapter 42.17 RCW.

To Committee on State Government

SUBSTITUTE SENATE BILL NO. 3705, by Committee on Local Government (originally sponsored by Senator Rasmussen):

Relating to the cemetery board.

To Committee on Local Government

SENATE BILL NO. 3886, by Senator Shinpoch:

Implementing law relating to the Washington health care facilities authority.

To Committee on Human Services

SUBSTITUTE SENATE BILL NO. 4131, by Committee on Judiciary (originally sponsored by Senators Pullen, Clarke and Hughes):

Requiring mandatory minimum terms for certain felonies involving firearms.

To Committee on Ethics, Law and Justice

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

REPORTS OF STANDING COMMITTEES

March 16, 1981

HOUSE BILL NO. 169, Prime Sponsor: Committee on Human Services, revising laws relating to pharmacy. Reported by Committee on Human Services.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Teutsch, Vander Stoep, Wang, Winsley.

Voting nay: Representative Stratton.

Passed to Committee on Rules for second reading.

March 17, 1981

HOUSE BILL NO. 187, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, providing for the preservation of access to public lands. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill by Committee on Natural Resources and Environmental Affairs be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Thompson, Williams.

Not signing report: Representative Warnke.

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 287, Prime Sponsor: Representative Bender, implementing common school law to provide for gifted children. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendment:
On page 2, line 9 after "shall provide" insert ", at least at a level funded by the state."

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Ellis, Eng, Galloway, Hine, James, Lane, Lewis, Maxie, McDonald, Warnke.

Not attending: Representatives Eng, Vander Stoep.

Passed to Committee on Rules for second reading.

March 16, 1981

HOUSE BILL NO. 359, Prime Sponsor: Committee on Human Services, modifying provisions of law on health services and facilities requiring certificates of need. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Not attending: Representative Winsley.

Passed to Committee on Rules for second reading.

March 16, 1981

HOUSE BILL NO. 364, Prime Sponsor: Representative Vander Stoep, establishing a Washington state scholars program. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendments:

- On page 1, line 19 after "There is" strike "hereby"
- On page 1, line 21 after "annually" strike "shall be" and insert "are to"
- On page 1, line 23 after "(1)" strike "To"
- On page 1, line 26 after "(2)" strike "To"
- On page 2, line 3 after "(3)" strike "To"
- On page 2, line 7 after "(4)" strike "To"
- On page 2, line 10 after "(5)" strike "To"
- On page 3, line 26 after "There is" strike "hereby"

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ellis, Galloway, Hine, Lane, Lewis, Maxie, Vander Stoep, Warnke.

Voting nay: Representatives James, McDonald.

Not signing: Representatives Ehlers, Eng.

Passed to Committee on Rules for second reading.

March 12, 1981

HOUSE BILL NO. 400, Prime Sponsor: Representative Sprague, disallowing reimbursement for inspection of motor vehicle identification numbers by out-of-state inspectors. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Brekke, Garrett, Hankins, King (J), Smith.

Not attending: Representatives Barrett, Brown, Clayton, Eberle, Flanagan, Lux, Monohon.

Passed to Committee on Rules for second reading.

March 12, 1981

HOUSE BILL NO. 438, Prime Sponsor: Committee on Labor and Economic Development, requiring contractors to post prevailing wage information at public works job sites. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Brekke, Brown, Clayton, Eberle, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representative Barr.

Not attending: Representatives Barrett, Flanagan.

Passed to Committee on Rules for second reading.

March 17, 1981

HOUSE BILL NO. 502, Prime Sponsor: Committee on Ways and Means, appropriating moneys to print the 1981 and 1982 session laws. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Thompson, Warnke.

Voting nay: Representatives Nisbet, Williams.

Passed to Committee on Rules for second reading.

March 11, 1981

HOUSE BILL NO. 549, Prime Sponsor: Committee on Labor and Economic Development, modifying the regulation of accountants. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Barr, Barrett, Brekke, Brown, Eberle, King (J), Lux.

Voting nay: Representatives Scott, Ranking Minority Member; Clayton, Flanagan, Garrett, Hankins, Monohon, Smith.

Passed to Committee on Rules for second reading.

March 13, 1981

HOUSE BILL NO. 580, Prime Sponsor: Committee on State Government, directing administrative rules to achieve a certain minimum score on the Flesch reading ease test. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Hankins, Johnson, McGinnis, Nickell, Rust, Sprague.

Voting nay: Representatives Ehlers, Erak, Nelson (D).

Not attending: Representatives Greengo, Lewis, O'Brien, Rinehart.

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 615, Prime Sponsor: Committee on Education, abolishing certain accounts for high school districts used for moneys from nonhigh districts. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Ellis, Eng, Galloway, Hine, James, Lane, Lewis, Maxie, McDonald, Warnke.

Not signing: Representative Vander Stoep. (Voted aye)

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 616, Prime Sponsor: Committee on Education, implementing law relating to publication of school code. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 3 after "provided" insert "in such numbers as determined by the superintendent of public instruction"

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Ellis, Eng, Galloway, Hine, James, Lane, Lewis, Maxie, McDonald, Warnke.

Not signing: Representative Vander Stoep. (Voted aye)

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 618, Prime Sponsor: Committee on Education, allowing superintendent of public instruction to have designee to carry out certain duties. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 19 after "evidence" insert ", including, upon request, any new evidence presented by the party"

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Ellis, Eng, Galloway, Hine, James, Lane, Lewis, Maxie, McDonald, Warnke.

Voting nay: Representative Vander Stoep.

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 619, Prime Sponsor: Committee on Education, repealing obsolete law requiring report on school districts' maintenance of resource services. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Bender, Cantu, Dickie, Hine, James, Lane, Lewis, McDonald.

Not signing report: Representatives Valle, Ranking Minority Member; Ehlers, Ellis, Eng, Galloway, Maxie, Vander Stoep. (Voted yea)

Voting nay: Representative Warnke.

Passed to Committee on Rules for second reading.

March 17, 1981

HOUSE BILL NO. 624, Prime Sponsor: Committee on Appropriations – Human Services, adopting a supplemental budget. Reported by Committee on Ways and Means.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Thompson, Williams.

Voting nay: Representative Warnke.

Passed to Committee on Rules for second reading.

March 16, 1981

HOUSE BILL NO. 639, Prime Sponsor: Committee on Revenue, modifying provisions on delinquent property taxes. Reported by Committee on Ways and Means – Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Brown, Galloway, Granlund, Rust, Sanders.

MINORITY recommendation: Do not pass. Signed by Representative Bond.

Not signing report: Representative Flanagan, Vice Chairman. (Voted aye)

Not attending: Representative Hastings.

Passed to Committee on Rules for second reading.

March 18, 1981

SENATE BILL NO. 3221, Prime Sponsor: Senator Goltz, exempting certain students from other states from nonresident portion of tuition and fees where admitted to University of Washington dental school under contracts with certain other western states. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Sherman, Tupper.

Not attending: Representatives Isaacson, Tupper.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 83, by Representatives Williams, Lewis, King (J), Wang, Pruitt, Leonard, Erickson, Smith, Hankins and McGinnis:

Modifying the regulation of optometry.

The House resumed consideration of the bill on second reading. (For previous action, see yesterday's Journal.)

The bill was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 593, by Committee on State Government and Representatives Addison, Berleen, Garson, Pruitt, Walk, Wang, Ellis, Patrick, Burns, Rust and Brown:

Protecting state employees who report improper governmental action.

The bill was read the second time. On motion of Mr. Addison, Substitute House Bill No. 593 was substituted for House Bill No. 593, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 593 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 576, by Representatives McCormick, Gallagher, Wilson, Barrett, Eberle, Schmidt, Prince, Walk and Cantu:

Qualifying state authority for the 55 speed limit.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 353, by Representatives Williams, Mitchell, Houchen, Becker, Valle and Wang:

Revising laws relating to mental health services.

The bill was read the second time. On motion of Mr. Nisbet, Second Substitute House Bill No. 353 was substituted for House Bill No. 353, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 353 was read the second time.

MOTION

On motion of Mr. Nelson (G), further consideration of Second Substitute House Bill No. 353 was deferred, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 266, by Representatives Lane, Johnson, Dawson, Patrick, Fiske, Sommers, Chamberlain, Dickie, Mitchell, Padden, McGinnis, Nickell, Vander Stoep, Warnke, Bickham, Van Dyken, Leonard, Taylor, Nelson (G), Erickson, Williams, Smith, Ellis, Barrett, Monohon, Winsley, Tupper, Hankins, Kreidler, Garson, Bond, Teutsch, Cantu, Galloway, Lewis, Heck, Lux, Granlund and Nelson, D. (by Executive request):

Creating the state council on aging.

The bill was read the second time. On motion of Mr. Addison, Substitute House Bill No. 266 was substituted for House Bill No. 266, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 266 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 244, by Representatives Valle, Sanders, Brekke, Berleen, Fancher, McCormick, Addison and Lux:

Establishing liability for leaving a restaurant without paying.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 631, by Committee on Appropriations - General Government and Representatives Williams and Amen:

Authorizing certain race track fees to be set by the state racing commission.

The bill was read the second time and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House advanced to the tenth order of business.

JOINT SESSION

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

The Speaker requested the Sergeants at Arms of the Senate and the House to escort Lieutenant Governor John Cherberg and President Pro Tem Sam Guess to seats on the rostrum.

The Speaker invited the Senators to seats within the House Chamber.

The Speaker requested the Sergeants at Arms to escort the Nigerian Legislative Leaders to seats within the House Chamber.

The President of the Senate presided, and called the Joint Session to order.

The President of the Senate appointed Senators Hayner, Bottiger and Talmadge; and Representatives Addison, Addison, Wilson, and to escort the Supreme Court Justices to seats within the House Chamber.

The President of the Senate appointed Senators Metcalf, Deccio, Moore and Rasmussen and Representatives Eberle, Dawson, Warnke and Gruger to escort the State Elected Officials to seats within the House.

The President of the Senate appointed Senators Jones, Lee, Fleming and Goltz and Representatives Bond, Flanagan, O'Brien and Grimm to escort Congressmen Norm Dicks, Joel

Pritchard and Sid Morrison and U.S. Senators Slade Gorton and Mark Hatfield to seats on the rostrum.

The President of the Senate appointed Senators Clarke and Fleming and Representatives Nelson (G) and Heck to escort Governor John Spellman to the rostrum.

The President: "Mr. Speaker, Governor Spellman, distinguished Congressmen and Senators, honored members of the Supreme Court, Elected State Officials, ladies and gentlemen of the Legislature: I have the honor to present to you our honored guest, Senator Warren G. Magnuson and Mrs. Magnuson."

Governor Spellman led the singing of The Star Spangled Banner.

The Clerk of the Senate read:

HOUSE CONCURRENT RESOLUTION NO. 14

WHEREAS, Warren Grant Magnuson served the citizens of Washington and the Nation in the Congress of the United States for over forty-four years; and

WHEREAS, Warren G. Magnuson served as a United States Congressman for eight years and as a United States Senator for thirty-six years, including twenty-three years as Chairman of the Senate Commerce Committee, three years as Chairman of the Senate Appropriations Committee, and two years as President Pro-Tempore of the United States Senate; and

WHEREAS, Warren G. Magnuson served this state as a member of the Washington State House of Representatives; and

WHEREAS, Warren G. Magnuson always placed the needs of the citizens of Washington State as his number one priority; and

WHEREAS, Warren G. Magnuson had the foresight to advocate and work for the development of hydroelectric power in the Pacific Northwest which has brought the Northwest the lowest electric rates in the Nation; and

WHEREAS, Warren G. Magnuson was able to acquire vital assistance for the people of Washington State in times of emergency and dire need, such as the eruption of Mt. St. Helens, the destruction of the Hood Canal and West Seattle bridges, and numerous floods, droughts and other natural disasters; and

WHEREAS, Warren G. Magnuson provided leadership and assistance toward the development and improvement of elementary, secondary, and postsecondary educational opportunities; leadership that has resulted in the State of Washington having one of the premier educational systems in the Nation; and

WHEREAS, Warren G. Magnuson has played the primary role in the Congress to assure better health care for our country, including the passage of legislation to establish the National Cancer Institute, the National Health Service Corps, the Fred Hutchinson Cancer Center in Seattle, and the Veterinary Medicine Center at Washington State University; and

WHEREAS, Warren G. Magnuson was a strong advocate of a quality environment and was chiefly responsible for legislation to keep supertankers out of Puget Sound; and

WHEREAS, Warren G. Magnuson was a leading proponent of legislation to protect and preserve the rights of consumers; and

WHEREAS, Warren G. Magnuson has contributed in countless ways to the general well-being of the people of Washington State and the Nation;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of the State of Washington, the Senate concurring, That in recognition of the long and valued service rendered to the people of the State and the Nation by Warren G. Magnuson, the Senate and the House shall meet in Joint Session to honor Warren Grant Magnuson in the House Chamber on Thursday, March 19th, at 10:40 o'clock a.m.

AND BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall see that a copy of this Concurrent Resolution is presented to Warren G. Magnuson at such time.

The Speaker of the House presented Senator Magnuson with a framed original copy of the resolution.

An audio-visual presentation was shown to the body, highlighting Senator Magnuson's life and career.

The Reader of the Senate read the following letters to Senator Magnuson from Congressman Thomas S. Foley and President Reagan:

I regret that I cannot be there personally to add my voice to those paying tribute to a great man. For years I have benefited from the guidance and knowledge of Warren Magnuson as Washington State has grown and prospered from his service.

It is appropriate on this day as we pay tribute to you, Maggie, that we also pay tribute for the things you have done. As a result of your efforts, lives have been saved, medical knowledge furthered, wilderness areas set aside and farmland protected. In all, you have, in no small way, helped make this state great. We can never repay you for your compassion and concern—but we can thank you from the bottom of our hearts.

Sincerely,
THOMAS S. FOLEY, Majority Whip.

March 19, 1981

Dear Senator Magnuson:

I am very proud and happy to extend my congratulations and best wishes as your friends and former colleagues in the Washington State Legislature gather in a Joint Session to honor you.

"Maggie Day" is a special tribute to a special gentleman whose forty-four years in the United States Congress reflect your caring spirit and dedication not only to the people of your home state but to those of our great nation.

Nancy joins me in saluting you and your distinguished career.

With warm personal regard and, again, our congratulations.

Sincerely,
RONALD REAGAN, President.

TRIBUTES

Senator Bottiger: "Mr. President, members of the Legislature, I take great honor on speaking in behalf of the Democratic Caucus in the Senate, Maggie, to extend to you our tribute and our good wishes. I think each of us has a special story he could tell and the one that comes to mind most vividly to me is: Some few years ago when we had a problem with a tanker bill here in the Legislature—we had passed it; it got vetoed, and there were a couple of phone calls back to you and to your staff, explaining the problem and asking what could be done—of course, along came a little amendment to the Marine Mammal Act to preserve Puget Sound from the supertankers, hopefully for a long, long time to come in the future.

"More than any one story, I think what you left when you left the Senate, and what you contributed to all of us is more symbolic by the quality of the people you brought around you and the ability of you to collect the friends and instill the knowledge that you, and you alone, have. I think you have taught so much to so many that will last so long that this state will always have Warren Magnuson."

Senator Jones: "Mr. President, members of the Legislature, guests and fellow taxpayers (that gets us all into the act, I guess). Speaking for the Senate Majority Caucus, I would like to add these words, Senator Magnuson. We feel that it is appropriate that we pay tribute today to a man whose long and distinguished career began as a member of this body. You, armed with those legislative skills that you acquired here in Olympia, went on to represent this state in Washington, D.C. for over forty years. During that time you became a recognized leader in the areas of health care, communications and transportation. Your great love of the sea and its resources raised the issue of ocean policy to a level of national and international concern. You are a founding member of the bipartisan Northwest Coalition in the Congress with our neighbors from Idaho, Montana, Oregon and Alaska. The list of your accomplishments does seem endless, but in anyone's career there comes a time to pause and reflect on the record and it is in this spirit that we join together to honor you, Senator Magnuson."

Representative Gary Nelson: "Mr. President, ladies and gentlemen of the House and Senate, distinguished guests: I would like to reach back after having been reminded by the slides here today that when Warren G. Magnuson began his career here in the Washington State Legislature, he was known as the most expert and learned parliamentarian in these chambers. I guess the theory goes back that we had senators in public life who became identified with one major issue and we had others who became mechanics of this process, perhaps in a quiet fashion, and Warren G. Magnuson was known as the man who knew the process, sometimes being quiet until someone chose or gave him reason not to be quiet, and then Warren G. Magnuson let his feelings be known. I should point out to the new members of this body that learning the parliamentary maneuvers and learning how to make this process work is very important, and in his career here, Maggie was proof positive. Mr. Magnuson learned here, over half century ago,

that good intentions are not always enough. That we must translate good intentions into good public policy. Sometimes, perhaps we didn't agree with Maggie's philosophy, but never did we question his good intentions.

"Mr. Magnuson, you've certainly made your mark on the citizens of the State of Washington and in this body. You began as a prosecuting attorney in the late twenties and early thirties. The state did have its gangster and undercover operation times even here in scandal-free Washington, and we are proud of the efforts you made on our behalf in taking that squeaky-clean reputation to Washington, D.C. as a congressman. Sir, we welcome you back today. We know that you will continue to make a contribution to our state. I guess we all should be careful because perhaps, sir, you may start over again in this legislature and most of us are getting to like our jobs."

Representative O'Brien: "Mr. President, ladies and gentlemen of the House and Senate, distinguished guests: Speaking on behalf of the Democratic Caucus, today we are honoring one of the most outstanding citizens of the Twentieth Century, Warren G. Magnuson, who began his elective public service career here in the Washington State House of Representatives. Today we are proud to have the opportunity to welcome you home, Warren.

"Warren G. Magnuson served in the 1933 Session of the Legislature and was Chairman of the Unemployment Relief Committee. Then, as now, we were very much concerned about the plight of the unemployed. At that time he introduced House Bill No. 88, an act relating to and providing for the development of the Grand Coulee Power and Irrigation Project. This bill was referred to his committee on Unemployment Relief, where for some reason, it never saw the light of day. I make reference to this incident only because, as many of you will recall, President John F. Kennedy, in his comments on Senator Warren Magnuson's achievements in the Senate, said that Senator Magnuson was an unassuming person, very humble in his relations with other Senators, and on one occasion, on the floor of the Senate asked them to support a little amendment to the budget bill which authorized the construction of the Grand Coulee Dam. Apparently Warren had been interested in that area for a long time.

"He rose to the highest position in the Senate, President Pro Tempore, which is constitutionally appointed third in line to the Presidency of the United States. We were all fully cognizant of the role he played as chairman of the all-powerful Senate Appropriations Committee, where he did more for our state than anyone in its history. His continued commitment to health care earned him the nickname of Mr. Health. In 1980, he was awarded an Honorary degree by the Georgetown University for his humane efforts in the field of health and welfare and students. The first bill he ever introduced in Congress established the National Cancer Institute which became the National Institute of Health. In 1973, he was the recipient of the Albert Lasker Public Service and Health Award, which is considered by some to be as noteworthy as the Nobel Prize in medicine.

"One day at a reception in Washington, D.C., he commented that he had had a very difficult time with the budget that day where cuts had been made, and he said, 'You know the Senators are still talking to me and they are here tonight.' Which shows the deep affection that his fellow senators had for Warren Magnuson, and he had for them.

"Senator Magnuson was of tremendous assistance to us on the dedication of the Mother Joseph statue ceremony on May 1, 1980 in the national Capitol. He has been willing at all times, to be of service whenever called upon. His congressional staff and his long-time assistants were of great assistance to him. They were active and busy and he often referred to them as his 'bumblebees.' He had a great attraction for young people. Many wanted to serve on his staff as interns.

"Senator Warren G. Magnuson has received many rewards for his outstanding leadership and his assistance in the fields of education, consumer and environmental protection.

"Senator Magnuson will be sorely missed, not only by the people of this state, but the nation as a whole. We extend our best wishes to Warren Magnuson on his retirement from public service, and with the feeling that it must be a genuine source of personal satisfaction to him that his long and dedicated public service will be forever recognized in the annals of the history of the State of Washington and that he left a legacy to our state and nation that will be hard to surpass."

Speaker Polk: "Senator Magnuson, I am especially pleased and honored to participate in these proceedings, because what really unites all of us today is the fact that we are all here as legislators. Certainly, you, Senator, have had a long honorable service to our country and legislative productivity. One of the favorite things that visitors do when they visit the House of Representatives is walk around the offices upstairs on the fourth floor and see all the pictures of

former legislators. Somewhere around 1933 is a fine one that has a handsome young freshman legislator with the name Magnuson under it. Do you remember what it was like around here in 1933? I don't, I have to confess, so I had to do a little bit of research. I thought as we go through the things we are going through this year it might be constructive to note what they were doing at that time.

"Things really haven't changed so much in the past thirty-five years, you'll find. Back then the press also clamored about the danger of prolonged legislative sessions, only then the headlines said, 'Solons predict 40-day session of the Legislature. Nelson sees little chance of legislative adjournment.' I can assure you, Senator, that is not our present majority leader but Senator L.H. Nelson. I note then, as now, government interference was a hotly debated topic. Thirty-six days of that particular session were spent on debating the state liquor system. This headline really fascinates me: 'Sale of liquor here confined to drug stores.' Right next to that is another headline which says: 'Legislators adjourn for lunch without deciding appropriation.' Some things never change. For a black Republican heart like mine, it was especially gratifying to note that the young Representative, Warren Magnuson, was in the forefront leading the fight for free enterprise as he opposed the state's intrusion into the free market in this question of the state liquor stores. I love this quote because the persuasion of the logic is overwhelming: 'My grandfather could produce and deliver bottled spirits faster than any state controlled agency.'

"In the area of committee work, very little has changed, my friends. Maggie's very first bill, just a little hummer to authorize state purchase of Grand Coulee Dam, didn't get out of committee. And of course there was a budget fight complete with court action to revise the 1934 education budget. So Senator, on this occasion, it ought to give us a lot of hope. Take special heed, freshmen legislators, who thought it difficult to move your bill out of committee, that Maggie made it through all the adversities of being a legislator and how!

"Senator Magnuson, it is a pleasure for me today to present to you another plaque. I guess my role today is as a presenter. This reads, 'Since 1931 Warren Grant Magnuson has set the highest standards for public service. His dedication to the best interests of his constituents, the environment, the well-being of this nation and its people are hallmarks of his unparalleled career and an inspiration to legislators everywhere.' Thank you, Maggie."

President Cherberg: "Ladies and gentlemen, it is now my pleasure to perform one of the most rewarding act's I've done in my life. I'd like to say that behind every man who has ever climbed to the heights of success that Senator Magnuson has reached, there is a strong woman behind him holding the ladder—Jermaine Magnuson."

The President of the Senate presented Mrs. Magnuson with a bouquet of roses.

President Cherberg: "The best way to introduce the Governor is to do it short and simply, but I don't want to do that in this particular instance because I believe that most of you know that John Spellman's father, Bart Spellman, was a football coach at the University of Washington at the time that Senator Magnuson was an outstanding quarterback. Therefore, Senator Magnuson knew the Spellman family before John did. There's one other little angle, that being that Bart Spellman was also a coach at the University of Washington when I was trying to be a football player. I at least knew the Spellman family when John was maybe two or three years old. Now it is with great pleasure and high honor that I introduce, with all due respect and affection, His Excellency, the Governor of the State of Washington."

Governor Spellman: "Let me first say how happy I am Mr. President, distinguished members of the Legislature, honored guests, everyone, to be here to honor Senator Magnuson. Yes, Lieutenant Governor Cherberg, the Senator and I go back a long way. He not only, of course, played football with my father, but I know the night he was first elected he spent most of the night with my father.

I know also that he appointed my brother to the United States Military Academy and introduced me to the Supreme Court when I was first admitted to the bar, so we go back a long way. There is little to say about the history of Senator Magnuson's career as others have already said it so eloquently. I will read you a proclamation after while.

I think the Senator typifies a couple of things. First of all, Sam Rayburn's statement that, very early on, he learned to disagree without being disagreeable, which is a great virtue in public life. The thing that sticks out—I was trying to think what thing really does stand out—was maybe two years ago. I was in Washington D.C. as County Executive—and I have to add the Senator didn't start his political career in Olympia, he started in King County as prosecutor and a darn good one—I had to leave his office to go somewhere else and the Senator, who

was Senate Leader Pro Tem, arranged for me to have a ride. It was, of course a very special car, with a hotline to the White House. The gentleman who was driving the car was somewhat senior, and we struck up a conversation, and I asked him about himself. He said, 'Well, I was the driver for Hubert Humphrey for the last few years of his life and the Senate assigned me to that position. When Senator Humphrey died, a lot of me died with him.' He said Humphrey was such a warm and caring man and he was confident that the void in his heart would never be filled. Then he concluded by saying, 'It has been filled. I called Muriel Humphrey the other day and told her that my period of sorrow was over, that Warren Magnuson has filled that position for me, because he is a man who really cares about people. About the people who drive him in the car, about people he meets on the street.' I think that is the outstanding characteristic about Maggie. He has had an illustrious career, but based on the fact he cares about each individual person, no matter what their walk of life.

"So, as Governor, I'd like to read a proclamation:

WHEREAS, Warren Grant Magnuson has served the people of Washington State with extraordinary distinction for forty-eight years, including thirty-four years as this state's senior United States Senator; and

WHEREAS, he has displayed national leadership in the fields of consumer protection, health care, and environmental quality, among many others; and

WHEREAS, he has made inestimable contributions to the economic prosperity and enviable quality of life this state enjoys; and

WHEREAS, he demonstrated that public officials can and must work as a team if the well-being of the people is to be protected and enhanced; and

WHEREAS, he proved that humor and good will have a place in politics, while enmity should not; and

WHEREAS, he has been a legislative master who was always there, and always ready, whenever we needed him; and

WHEREAS, he is affectionately known as "Maggie" in every corner of his state; and

WHEREAS, we will heed his example always, but will not see his equal again; and

WHEREAS, it is fitting that we, the people, should pause to honor him and thank him, and show him the respect and admiration we feel for him and his great life's work:

NOW THEREFORE, I, John Spellman, Governor of the State of Washington, hereby proclaim Thursday, March 19, 1981, as

MAGGIE DAY

and urge all citizens of the state to follow the great example set forth by this very great American.

Signed, this 19th day of March, 1981
JOHN SPELLMAN, Governor.

President Cherberg: "Honored ladies and gentlemen, on several occasions the President has had the opportunity to be present when Senator Magnuson has received glowing introductions. On such occasions, the Senator would generally reply that if his father had happened to be present he would have enjoyed the remarks, but if his mother were present she would have believed them.

"Senator Magnuson, you have received the highest of accolades that the members of the Legislature and the officials of state government have been able to impart to you. I'm sure that every person in the House who has heard these remarks believes every word. I certainly do. I tried to do the best I could to introduce Governor Spellman and the best way, I believe, to introduce Warren Grant Magnuson is to just say, 'Here's Maggie!'"

Senator Magnuson: "Governor Spellman, John, Mr. Speaker, members of the Supreme Court, fellow legislators, ladies and gentlemen: I am a little bit overwhelmed and I suppose I ought to just say thank you and sit down and quit while I'm ahead, but I know you'll be patient with me and listen to a few remarks that I have prepared for this occasion.

"It was here, as has been mentioned so many times today, that my own life as a legislator started. I sat down there in the second aisle seat and that was 48 years ago. That's half a century almost. So there's a flood of memories—good memories—that well up in my body when I look at this Chamber. I'm sure that as I sat there that I never believed in my wildest dreams that I would be back here today, a half century later, speaking to this group. But the Lord has been good to me. He's kept me well and healthy and here I am.

"Although I do not expect this to be my last visit here or with many of you, the fact that I now have a greater degree of freedom to say what I might makes it even more difficult to single

out what I wish to say to you today. But knowing that some of you might have the good fortune, or the curse, whichever you want to call it, to serve as a legislator as long as I have, I want to say a few things about legislators. Although the problems facing you during this session loom large, they differ mainly in degrees to what my colleagues and I faced right here in 1933. They differ little from what all members of all legislative bodies in our nation have faced. They always boil down to just how to cope with the problems of the day. I've learned one thing, there aren't any new problems. There's just more of them. That's all—more of them—as the country gets bigger. I am always reminded of that. I have the front page of the New York Times from the day I was born and I can read all of the articles. Newspapers didn't have headlines in those days; they had little stories and everything was on the front page. All I have to do is change the names and the dates and it's the same old story. To meet the challenges of the day is the responsibility that we all assume when we seek legislative office—it is the burden of all who sit in legislative halls. Legislators—John, with due respect to the executive department—are the true keepers of the flame and we must be mindful of just how that happened and how all this got started in our nation.

"After the constitutional convention finally adjourned in Philadelphia and Benjamin Franklin walked out into the square, there was a crowd there and someone asked him, 'What kind of a government did you give us, Ben—a democracy?' He answered, 'No, we gave you a republic, if we can just make it work.' And we've made it work for over 200 years, haven't we?"

"A republic means representative government, which you people are. Making it work is what legislating and legislators are all about; you are the power; you're the source, and you delegate out, as it were, to the executive, but elected representatives like yourselves must go about doing the people's business. Sometimes I think the reason we have more executives is because you can't be in session all the time and you've got to leave it up to the good will or at least the foresight or the hindsight of the executive who will carry out what you do.

"I know you must go about doing the people's business in their name and in their best interests and as each of you see it, trying to do what is best for all and not just what the loudest might demand. Now to ignore the problems of our constituents is one option that legislators have, but that is often an option that undermines public confidence. I know that most legislators, most of them, want to address themselves to the issues of the time. I've found, however, that legislators have varying degrees of looking at the same problems and that divergence of views causes problems within the legislature. But down deep all legislators—all of them that I know—Republicans and Democrats in the Congress—I've served with many of them—share the same goals. They want to do what is best for our state and the nation. It's just how to go about it that causes division, but that keeps things interesting, doesn't it? Some problems, I've found, might only need public exposure or extensive hearings and debate and review. Just talking it out, many of us legislators can talk it out without getting into legislation, might help resolve things without positive action. Whatever the problems that a significant number of our constituents face, that is the proper business of legislators. Legislative bodies are the repository of the people's power to do or not to do things. Only you can act. Executives carry out what the legislators direct. And that's just what Ben Franklin meant when he said, 'It's a republic.' It's a representative government, so you are very important people.

"If there is a single hallmark to my own career as a legislator, it was that I was in a position to accept a number of those challenges, delve into the problems and explore the possible solutions with a vast number of experts and concerned citizens. I don't know how many hours and days and weeks I've spent in extensive hearings and listened to people like you're doing right now. Whenever a consensus was attainable we tried to make the solution work. And so, over the years I've found, as I mentioned earlier, there were not so many new problems—more often they were variations of old problems caused by growth in the country.

"It was mentioned here today that I was made chairman of the Unemployment Committee, a special committee formed in the 1933 Legislature. If you think you're having trouble with unemployment now, you should have been here then. We had hunger marches down in Olympia; people actually hungry. We appropriated the big sum of ten million for a bond issue to handle the unemployed—ten million dollars. We went through that depression period and we came out of it. We were very important people. It is another duty of legislators to see that change evolves slowly to meet the conditions of the time. It is never easy to determine that and to make that decision. There's a legislative prayer. It goes something like this:

"'Oh Lord, give me the courage to change what needs to be changed; give me the humility to accept what can't be changed; but above all, Lord, give me the wisdom to discern between the two.' That's a legislative prayer.

"Change, itself, is inevitable in our institutions, especially the legislative, and you are designed to be responsive to the need for change. Most of the forces seeking change today are represented within legislative bodies, and they can all be heard right here. The marvelous, resilient, adaptable energy of our free political system should focus right here with you. To me evolution of legislation is the most appropriate engine for change. Now there have always been those opposed to any change; their approach to politics is negative. The media has a habit of grading legislative bodies according to the number of bills they pass. They have a chart. Well, I can tell them, and you can tell them, that it's sometimes harder to kill a bill than it is to pass one. That takes some doing. It could be that if a legislature did nothing—didn't do anything affirmative, except the housekeeping, which they have to do—it could be listed as a good legislature. Some people would like that. That's why our forefathers in the State of Washington limited us to a sixty-day session. We used to stop the clock; you don't do that anymore—we'd stop the clock and go on for awhile, not too long, but we had to stay in session continuously. Everybody had a bet around here.

"Some people just don't trust government anymore but, deep down, maybe they don't trust people either. But we must trust government and we must trust the people; for government is the one institution that the people, collectively, put in place to meet whatever needs the people might have. Government remains ever accountable to the people and, through them, that means you. It is a legislator's duty to see that government works well so it will be trusted. Whether it be the town meetings of colonial days or legislative chambers like this, it is right here, with legislators like yourselves, where all public issues come home to roost. It is right here where the job must be done.

"I have received a great honor today. Jermaine and I are quite proud of it; very humble about it, and it is with no small amount of envy that I view the challenges that you face and your position to do something about them. I know you will meet those challenges and you will try to represent your constituents the very best you know how as you see it. You may see differently from your colleagues but, as I say, that's what makes things interesting.

"The other day at a press conference some reporters asked me what I'd learned in 48 years as a legislator. That's a tough question. I had to pause and think awhile. I looked back over my service and thought that you can't be an efficient legislator unless you have the respect of your colleagues. That's the main thing and one of the main ingredients for that respect is, first and most important, your word must be good. Perhaps it's a little old fashioned but your word in legislative bodies should be as good as your bond. You don't have time to make written contracts.

"Another thing I've learned is most legislators get into trouble because they talk too much. No legislator is defeated by what he didn't say. There are show horses in legislative bodies and there are work horses. The work horses usually stay and the show horses sometimes run into political trouble. They prance and show off too much. I'm of the work horse school in a legislative body. I also learned that if you have the votes you don't need to make a speech.

"I'm a good example of that. A Senator named Harry Berg, Sr. had been trying for years to abolish the RFC. He didn't talk very much. His son succeeded him and he didn't talk very much either. He won by one vote to abolish the RFC. His colleague was absent that day and had worked for a week on his speech and he wanted to give it, so Harry Berg, to help him out, moved to reconsider the vote and let his colleague give his speech. His colleague made his 1-hour speech against the evils of the RFC and they called for the roll again and they lost by 2 votes.

"The last thing I've learned is you must gauge your decisions on all legislative matters by asking yourself, 'Is this in the best interests of the state or nation?'—not just what might please some single-issue interest group. Do not give in to the tyranny of single-issue politics. You are here to represent everyone in the state whether you're a Republican or Democrat. I wish you every success in your duties. And I wish some of you have the same good luck that followed me in my own legislative endeavors. In time to come we might even work together on specific issues or public programs for I am not about to lay aside all of my interests and concerns in the public realm. I don't think I'll run for the legislature because I live in the 37th District—the district I represented in Congress—but I couldn't beat George Fleming because he's too good a Senator. You know we had a lame duck session in Congress after the election and someone characterized me—all the columnists—that I wasn't a lame duck; I'm a retired rooster. The rooster is about ready to crow again every once in awhile even though he's retired.

"In closing, if I did not express fully, for both myself and Jermaine, our heart-felt thanks to all those here who have been so considerate, so helpful and kind to us over the years. That you've all been so kind does me honor enough. Good luck—and God bless." (Applause)

The President of the Senate requested the escort committees to escort Governor Spellman and the U.S. Congressmen from the House Chamber.

The President of the Senate requested the escort committees to escort the State Elected Officials and the Justices of the Supreme Court from the House Chamber.

MOTION

On motion of Mr. Nelson (G), the Joint Session was dissolved.

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

The Speaker requested the Sergeants at Arms to escort President Cherberg, President Pro Tem Guess and the State Senators from the House Chamber.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, March 20, 1981.

VITO T. CHIECHI, Chief Clerk

WILLIAM M. POLK, Speaker

SIXTY-EIGHTH DAY**MORNING SESSION**

House Chamber, Olympia, Wash., Friday, March 20, 1981

The House was called to order at 9:30 a.m. by the Speaker.

MESSAGE FROM THE SENATE

March 19, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 166,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 701, by Representatives Dawson and Williams:

AN ACT Relating to financial institutions; adding a new chapter to Title 30 RCW; and creating a new section.

To Committee on Financial Institutions and Insurance

HOUSE BILL NO. 702, by Committee on State Government and Representative Williams:

AN ACT Relating to the state committee on salaries; amending section 20, chapter 87, Laws of 1980 and RCW 43.03.028; and amending section 5, chapter 123, Laws of 1980 and RCW 28A.91.130.

To Committee on State Government

HOUSE BILL NO. 703, by Committee on Human Services and Representatives Erak, Monohon, Wang, Mitchell and Lewis:

AN ACT Relating to oxygen; and adding a new section to chapter 70.54 RCW.

To Committee on Human Services

MOTION

On motion of Mr. Nelson (G), the bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE HOUSE BILL NO. 166.

REPORTS OF STANDING COMMITTEES

March 18, 1981

HOUSE BILL NO. 136, Prime Sponsor: Representative Lewis, increasing interest rates on certain loans. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Dickie, McGinnis, Nisbet, Sanders, Scott.

Not attending: Representatives Eng, King (R), Monohon, Rosbach, Salatino.

Passed to Committee on Rules for second reading.

March 16, 1981

HOUSE BILL NO. 228, Prime Sponsor: Representative Dawson, modifying provisions on financial responsibility for motor vehicles. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 4, line 30 before "misdemeanor" strike "gross"

On page 4, line 32 after "more than" insert "two thousand"

On page 4, line 22 strike "two hundred fifty" and insert "one thousand"

On page 4, after line 27 strike the remainder of the bill and insert the following:

*Sec. 6. Section 3, chapter 148, Laws of 1980 and RCW 46.20.342 are each amended to read as follows:

(1) Any person who drives a motor vehicle on any public highway of this state at a time when his privilege so to do is suspended or revoked in this or any other state or when his policy of insurance or bond, when required under this chapter, shall have been canceled or terminated, or when his motor vehicle registration is suspended, shall be guilty of a misdemeanor: PROVIDED, That the offenses described in RCW 46.20.021 and 46.20.190, as now or hereafter amended, are lesser included offenses within the offense described by this section. Upon the first conviction therefor, he shall be punished by imprisonment for not less than ten days nor more than six months. Upon the second such conviction therefor, he shall be punished by imprisonment for not less than ninety days nor more than one year. Upon the third such conviction therefor, he shall be punished by imprisonment for one year. There may also be imposed in connection with each such conviction a fine of not more than two thousand five hundred dollars. After proper notice and a hearing, the vehicle of any person so convicted, of which he is the registered owner, may be ordered impounded in such manner as the court may determine, for a period not to exceed one year: PROVIDED, That such impoundment shall apply only to the vehicle being driven at the time of citation. Following impoundment, the vehicle shall not be released to the registered owner unless he can show proof of financial responsibility for the future as required in chapter 46.29 RCW. Any costs of impounding or storage shall be paid by the registered owner. Regardless of the foregoing, any motor vehicle so impounded which is subject to a security interest, conditional sale contract, or lease contract may be released by the court to such legal owner upon filing of an affidavit by said legal owner that the security agreement, conditional sale contract, or lease contract is in default, and said motor vehicle shall be delivered to the legal owner upon payment of all accrued impoundment fees and storage costs. If, at the end of the period of impoundment, the registered owner's privilege to drive remains suspended, revoked, or denied, upon payment of all accrued impoundment fees and storage costs, the vehicle shall be released to the registered owner.

(2) The department upon receiving a record of conviction of any person or upon receiving an order by any juvenile court or any duly authorized court officer of the conviction of any juvenile under this section upon a charge of driving a vehicle while the license of such person is under suspension shall extend the period of such suspension for an additional like period and if the conviction was upon a charge of driving while a license was revoked the department shall not issue a new license for an additional period of one year from and after the date such person would otherwise have been entitled to apply for a new license.

Sec. 7. Section 11, chapter 284, Laws of 1971 ex. sess. as last amended by section 6, chapter 62, Laws of 1979 and RCW 46.65.090 are each amended to read as follows:

It shall be unlawful for any person to operate a motor vehicle in this state while the order of revocation remains in effect. Any person found to be a habitual offender under the provisions of this chapter who is thereafter convicted of operating a motor vehicle in this state while the order of revocation prohibiting such operation is in effect shall be guilty of a gross misdemeanor, the punishment for which shall be confinement in the county jail for not more than one year: PROVIDED, That any person who is convicted for the offense of operating a motor vehicle while under the influence of intoxicating liquor or drugs as defined in RCW 46.61.506, or the offense of failure to stop and give information or render aid as required in RCW 46.52.020, and is also convicted of operating a motor vehicle while the order of revocation is in effect, shall be confined in the county jail for not less than thirty days nor more than one year, and such sentence shall not be suspended or deferred.

After proper notice and a hearing, the vehicle of any person so convicted, of which he is the registered owner, may be ordered impounded in such manner as the court may determine, for a period not to exceed one year: PROVIDED, That such impoundment shall apply only to the vehicle being driven at the time of citation. Following impoundment, the vehicle shall not be released to the registered owner unless he can show proof of financial responsibility for the future as required in chapter 46.29 RCW. Any costs of impounding or storage shall be paid by the registered owner. Regardless of the foregoing, any motor vehicle so impounded which is subject to a security interest, conditional sale contract, or lease contract may be released by the court to such legal owner upon filing of an affidavit by said legal owner that the security agreement, conditional sale contract, or lease contract is in default, and said motor vehicle shall be delivered to the legal owner upon payment of all accrued impoundment fees and storage costs. If, at the end of the period of impoundment, the registered owner's privilege to drive remains suspended, revoked, or denied, upon payment of all accrued impoundment fees and storage costs, the vehicle shall be released to the registered owner.

NEW SECTION. Sec. 8. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, line 6 of the title, after "46.29.230;" insert "amending section 3, chapter 148, Laws of 1980 and RCW 46.20.342; amending section 11, chapter 284, Laws of 1971 ex. sess. as last amended by section 6, chapter 62, Laws of 1979 and RCW 46.65.090;"

Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Dickie, King (R), McGinnis, Monohon, Nisbet, Rosbach, Salatino, Sanders, Scott.

Voting Yea and not signing report: Representative Eng.

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 285, Prime Sponsor: Committee on Education, mandating flag exercises in each classroom at beginning of school day. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Bender, Cantu, Dickie, Ehlers, Ellis, Hine, James, Lane, Maxie, McDonald, Vander Stoep, Warnke.

Voting nay: Representatives Valle, Ranking Minority Member; Eng, Galloway, Lewis, Vander Stoep.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 287, Prime Sponsor: Representative Bender, implementing common school law to provide for gifted children. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - Education

March 18, 1981

HOUSE BILL NO. 347, Prime Sponsor: Representative Stratton, regulating therapeutic homes. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, King (J), Lane, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Not attending: Representatives Houchen, Leonard, Winsley.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 359, Prime Sponsor: Committee on Human Services, modifying provisions of law on health services and facilities requiring certificates of need. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Human Services.

March 17, 1981

HOUSE BILL NO. 513, Prime Sponsor: Representative Hastings, revising usury, credit, and sales law. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Bond, Dickie, McGinnis, Nisbet, Rosbach, Sanders.

MINORITY recommendation: Do not pass. Signed by Representatives Lux, Ranking Minority Member; Eng, King (R), Monohon, Salatino, Scott.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 533, Prime Sponsor: Committee on Ethics, Law and Justice, modifying provisions relating to the election of judges of the court of appeals. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tupper, Wang.

Not attending: Representatives Tilly, Winsley.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 549, Prime Sponsor: Committee on Labor and Economic Development, modifying the regulation of accountants. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - General Government.

March 17, 1981

HOUSE BILL NO. 561, Prime Sponsor: Committee on Ways and Means, providing for the allotment of local funds of state agencies. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Thompson, Warnke, Williams.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 620, Prime Sponsor: Committee on State Government, providing for disability leave for state patrol officers. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - General Government.

March 18, 1981

ENGROSSED SENATE BILL NO. 3158, Prime Sponsor: Senator Talmadge, making changes in the tort law with emphasis on product liability law. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Pruitt, Schmidt, Tupper, Wang, Winsley.

Not attending: Representatives Patrick, Tilly.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Saturday, March 21, 1981

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SIXTY-NINTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Saturday, March 21, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Amen, Bond, Ellis and King (R), who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Katie Hill and Janice Hoyer. Prayer was offered by The Reverend Frank L. Accardy of Emmanuel Baptist Church of Olympia.

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

MESSAGES FROM THE SENATE

March 20, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE HOUSE BILL NO. 166,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

March 20, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 3342,
SUBSTITUTE SENATE BILL NO. 3347,
SENATE BILL NO. 3632,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 704, by Committee on Higher Education and Representative Teutsch: AN ACT Relating to community colleges; and amending section 3, chapter 105, Laws of 1973 and RCW 28B.50.094.

To Committee on Higher Education

HOUSE BILL NO. 705, by Committee on Local Government and Representative Sanders:

AN ACT Relating to local government; and adding a new section to chapter 35A.21 RCW.

To Committee on Local Government

HOUSE BILL NO. 706, by Committee on Institutions and Representatives Struthers, Fiske, Walk and Houchen:

AN ACT Relating to crimes; amending section 9A.76.010, chapter 260, Laws of 1975 1st ex. sess. as last amended by section 35, chapter 155, Laws of 1979 and RCW 9A.76.010; amending section 9A.76.150, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.76.150; amending section 9A.76.160, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.76.160; adding new sections to chapter 9A.76 RCW; repealing section 18, chapter 38, Laws of 1975-'76 2nd ex. sess., section 1, chapter 43, Laws of 1977 ex. sess., section 1, chapter 121, Laws of 1979 and RCW 9.94.040; repealing section 2, chapter 121, Laws of 1979 and RCW 9.94.041; prescribing penalties; and declaring an emergency.

To Committee on Institutions

HOUSE BILL NO. 707, by Committee on Appropriations - Human Services and Representatives Mitchell, Ehlers, Erickson, Scott, King (R), Martinis, Grimm and Walk:

AN ACT Relating to domestic, municipal, and industrial water supply facilities; making an appropriation; and declaring an emergency.

To Committee on Appropriations - Human Services

HOUSE BILL NO. 708, by Committee on Local Government and Representatives Schmidt and Isaacson:

AN ACT Relating to sheriffs' duties; amending section 13, chapter 264, Laws of 1969 ex. sess. as last amended by section 8, chapter 292, Laws of 1971 ex. sess. and RCW 7.33.130; amending section 36.18.040, chapter 4, Laws of 1963 as amended by section 1, chapter 94, Laws of 1975 1st ex. sess. and RCW 36.18.040; amending section 36.18.060, chapter 4, Laws of 1963 and RCW 36.18.060; amending section 4, chapter 187, Laws of 1919 as last amended by section 3, chapter 83, Laws of 1970 ex. sess. and RCW 12.40.040; and adding a new section to chapter 36.18 RCW.

To Committee on Local Government

HOUSE BILL NO. 709, by Committee on Local Government and Representatives Brown and Isaacson:

AN ACT Relating to metropolitan park districts; amending section 35.61.180, chapter 7, Laws of 1965 and RCW 35.61.180; amending section 35.61.200, chapter 7, Laws of 1965 and RCW 35.61.200; amending section 35.61.210, chapter 7, Laws of 1965 as amended by section 25, chapter 195, Laws of 1973 1st ex. sess. and RCW 35.61.210; and creating a new section.

To Committee on Local Government

HOUSE BILL NO. 710, by Committee on Local Government and Representative Isaacson:

AN ACT Relating to public hospital districts; and adding a new section to chapter 70.44 RCW.

To Committee on Local Government

HOUSE BILL NO. 711, by Representatives Addison and Lane:

AN ACT Relating to school transportation costs; and amending section 28A.41.160, chapter 223, Laws of 1969 ex. sess. as last amended by section 6, chapter 359, Laws of 1977 ex. sess. and RCW 28A.41.160.

To Committee on Education

HOUSE BILL NO. 712, by Representatives Scott, Patrick, Monohon, Ellis, King (J), Brekke, Lux and Gruger:

AN ACT Relating to learning/language disabilities; adding a new section to chapter 13.40 RCW; adding a new section to chapter 72.01 RCW; creating a new section; and making appropriations.

To Committee on Education

HOUSE BILL NO. 713, by Representatives Fiske, Sommers, Williams, Warnke, Nelson (G) and Thompson:

AN ACT Relating to state budget and accounting procedures; amending section 43.79.270, chapter 8, Laws of 1965 as amended by section 2, chapter 144, Laws of 1973 and RCW 43.79.270; and adding new sections to chapter 43.88 RCW.

To Committee on Ways and Means

HOUSE BILL NO. 714, by Representatives Scott, Mitchell, Nisbet, Houchen, Garson, Owen and Lux:

AN ACT Relating to a prison in Clallam county; adding a new chapter to Title 72 RCW; and declaring an emergency.

To Committee on Institutions

HOUSE BILL NO. 715, by Committee on Labor and Economic Development and Representatives Sanders, Isaacson, Lane, Lewis, Patrick, McGinnis, Hastings, Nelson (G) and James:

AN ACT Relating to alcoholic beverages; amending section 3, chapter 62, Laws of 1933 ex. sess. as last amended by section 3, chapter 140, Laws of 1980 and RCW 66.04.010; amending section 5, chapter 62, Laws of 1933 ex. sess. and RCW 66.08.020; amending section 4, chapter 6, Laws of 1961 ex. sess. as amended by section 1, chapter 239, Laws of 1963 and RCW 66.08.026; amending section 79, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 115, Laws of 1977 ex. sess. and RCW 66.08.030; amending section 69, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 173, Laws of 1975 1st ex. sess. and RCW 66.08.050; amending section 1, chapter 20, Laws of 1975-'76 2nd ex. sess. and RCW 66.12.110; amending section 3, chapter 173, Laws of 1975 1st ex. sess. and RCW 66.12.120; amending section 1, chapter 67, Laws of 1949 as last amended by section 4, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.20.160; amending section 3, chapter 67, Laws of 1949 as last amended by section 6, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.20.180; amending section 23-Q added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of

1937 as amended by section 6, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.360; amending section 23—R added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 16, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.370; amending section 12, chapter 173, Laws of 1975 1st ex. sess. and RCW 66.24.510; amending section 5, chapter 289, Laws of 1955 and RCW 66.44.150; amending section 6, chapter 289, Laws of 1955 and RCW 66.44.160; amending section 82.08.150, chapter 15, Laws of 1961 as last amended by section 1, chapter 204, Laws of 1973 1st ex. sess. and RCW 82.08.150; amending section 82.08.160, chapter 15, Laws of 1961 as amended by section 12, chapter 21, Laws of 1969 ex. sess. and RCW 82.08.160; adding a new section to chapter 66.24 RCW; repealing section 4, chapter 62, Laws of 1933 ex. sess., section 1, chapter 62, Laws of 1937, section 10, chapter 172, Laws of 1939 and RCW 66.16.010; repealing section 6, chapter 62, Laws of 1933 ex. sess. and RCW 66.16.030; repealing section 7, chapter 62, Laws of 1933 ex. sess., section 1, chapter 111, Laws of 1959, section 1, chapter 15, Laws of 1971 ex. sess., section 3, chapter 209, Laws of 1973 1st ex. sess., section 217, chapter 158, Laws of 1979 and RCW 66.16.040; repealing section 8, chapter 62, Laws of 1933 ex. sess. and RCW 66.16.050; repealing section 9, chapter 62, Laws of 1933 ex. sess., section 1, chapter 216, Laws of 1943 and RCW 66.16.060; repealing section 10, chapter 62, Laws of 1933 ex. sess. and RCW 66.16.070; repealing section 11, chapter 62, Laws of 1933 ex. sess. and RCW 66.16.080; repealing section 89, chapter 62, Laws of 1933 ex. sess. and RCW 66.16.090; and making an appropriation.

To Committee on Labor and Economic Development

HOUSE BILL NO. 716, by Committee on Appropriations – General Government and Representative Williams:

AN ACT Relating to the law enforcement officers' and fire fighters' retirement system; and amending section 8, chapter 294, Laws of 1977 ex. sess. and RCW 41.26.470.

To Committee on Appropriations – General Government

HOUSE JOINT RESOLUTION NO. 12, by Representatives Fiske, Sommers, Williams, Warnke, Nelson (G) and Thompson:

Providing for interim appropriations.

To Committee on Ways and Means

HOUSE CONCURRENT RESOLUTION NO. 16, by Representatives James, Greengo, Sommers, Chandler, Addison, Eng, Warnke, Galloway, Granlund, Dickie, Prince, Lundquist, Lewis, Clayton and Sanders:

Creating a joint regulatory oversight committee.

To Committee on Labor and Economic Development

HOUSE CONCURRENT RESOLUTION NO. 17, by Representatives Wilson, Nelson (G), Mitchell, Houchen, Scott, Sprague, Grimm, Ehlers, Erickson, King (R), Clayton, Martinis, Walk, Sanders, Johnson and Lundquist:

Encouraging the location of high-technology industries in Washington state.

SUBSTITUTE SENATE BILL NO. 3342, by Committee on Judiciary (originally sponsored by Senators Fleming, Talmadge, Ridder, McDermott, Bottiger, Scott, Bluechel, Jones and Charnley):

Making malicious harassment a crime.

To Committee on Ethics, Law and Justice

SUBSTITUTE SENATE BILL NO. 3347, by Committee on Higher Education (originally sponsored by Senators Charnley, Goltz and Patterson):

Implementing law relating to waivers by institutions of higher education.

To Committee on Higher Education

SENATE BILL NO. 3632, by Senators Wojahn and Clarke:

Modifying provisions relating to branch banking.

To Committee on Financial Institutions and Insurance

MOTIONS

On motion of Mr. Nelson (G), all bills, memorials and resolutions listed on today's agenda under the fourth order of business were considered first reading and referred to the committees designated with the exception of House Concurrent Resolution No. 17.

On motion of Mr. Nelson (G), the rules were suspended, and House Concurrent Resolution No. 17 was advanced to second reading.

On motion of Mr. Nelson (G), further consideration of House Concurrent Resolution No. 17 was deferred, and the resolution was ordered placed on the second reading calendar following House Bill No. 127.

REPORTS OF STANDING COMMITTEES

March 19, 1981

HOUSE BILL NO. 84, Prime Sponsor: Representative Chandler, authorizing means for the disclosure of natural parent identities to adopted persons. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tupper, Wang.

Not attending: Representatives Tilly, Winsley.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 183, Prime Sponsor: Committee on State Government, establishing the 1989 Washington state centennial commission. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 18 strike "fifty" and insert "twenty-five"

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, Rust, Sprague.

Voting nay: Representatives Erak, Rinehart.

Not attending: Representatives Ehlers, O'Brien.

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 270, Prime Sponsor: Committee on Human Services, licensing social workers. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, King (J), Lane, Nickell, North, Pruitt, Stratton, Teutsch.

MINORITY recommendation: Do not pass. Signed by Representatives Padden, Vander Stoep.

Voting nay: Representative Wang.

Not attending: Representatives Erickson, Houchen, Leonard, Winsley.

Passed to Committee on Rules for second reading.

March 17, 1981

HOUSE BILL NO. 274, Prime Sponsor: Committee on Human Services, modifying licensing procedures for practical nurses. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Not attending: Representatives Erickson, Houchen, Vander Stoep.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 300, Prime Sponsor: Representative Fancher, revising provisions for leasing state lands. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, beginning on line 15 strike all of subsection (2) and insert the following:

"(2) The department may authorize the use of state land by lease ~~((at state))~~ through negotiation or public auction for initial leases ((or)) and by negotiation for existing leases. The department shall give at least sixty days notice to the lessee if the department intends not to negotiate for a renewal or extension of an existing agricultural or grazing lease. Negotiations for a renewal or extension of an existing agricultural or grazing lease shall occur during the last six months of its term. When commenced, the negotiations period shall not exceed sixty days, and in no event the expiration date of the lease. If negotiations are not successfully concluded within these time limits, the department shall treat the lease as terminated and deal with the state's land under RCW 79.01.252. Notice of ((intent to lease by)) the date of negotiations with the existing lessee shall be published in at least two newspapers of general circulation in the area in which the land which is to be the subject of negotiation is located ((within the)) thirty days ((immediately)) preceding the commencement of negotiations."

On page 4, beginning on line 28, after "and" strike all material down to and including "newspaper(s)" on line 29 and insert "the notice shall be published in at least two newspapers"

Signed by Representatives Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Garson, Lundquist, Mitchell, Nickell, Rinehart, Stratton, Williams.

Voting nay: Representatives Rosbach, Chairman; Brekke, Erak, Martinis, Thompson, Valle, Wilson.

Not attending: Representatives Dawson, McDonald, Owen.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 322, Prime Sponsor: Committee on Transportation, requiring driver's license to be permanently marked as a condition for retention when applying for occupational license. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Bender, Burns, Cantu, Chamberlain, Erak, Garrett, Garson, Lundquist, McCormick, Patrick, Prince, Schmidt, Smith.

Not signing report: Representatives Sherman, Walk.

Not attending: Representatives Martinis, Ranking Minority Member; Eberle, Gallagher, Hankins, Owen, Sprague.

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 402, Prime Sponsor: Representative Barnes, modifying powers and duties of the energy office. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Bender, Dickie, Eberle, Hine, Isaacson, Schmidt, Sherman, Tupper, Vander Stoep, Wang.

Voting nay: Representative Bond.

Not voting: Representative Scott.

Not attending: Representatives McCormick, Sprague.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 419, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, notifying the buyer of land when reforestation is required. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Garson, Lundquist, Martinis, Mitchell, Nickell, Stratton, Thompson, Valle, Williams, Wilson.

Not attending: Representatives Dawson, McDonald, Owen.

Not signing report: Representative Rinehart.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 457, Prime Sponsor: Committee on Transportation, revising common carrier requirements. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

Beginning on page 3, line 24 strike all of section 2.

On page 1, line 3 of the title after "RCW 81.29.020: strike the balance of the title and insert a period.

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Chamberlain, Erak, Garrett, Garson, Lundquist, McCormick, Patrick, Prince, Schmidt, Smith.

Not signing report: Representative Bender.

Voting nay: Representatives Burns, Erak, Sherman, Walk.

Not attending: Representatives Martinis, Ranking Minority Member; Eberle, Gallagher, Hankins, Owen, Sprague.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 554, Prime Sponsor: Representative Burns, allowing cities or towns to borrow on expected revenue from utility projects. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 9 strike "project"

Signed by Representatives Isaacson, Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Voting nay: Representatives Lundquist, Vice Chairman; James.

Passed to Committee on Rules for second reading.

March 12, 1981

HOUSE BILL NO. 571, Prime Sponsor: Representative Hankins, implementing law relating to control of alcoholic beverages. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Brown, Clayton, Eberle, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representatives Barr, Brekke.

Not attending: Representatives Barrett, Flanagan.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 597, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, modifying the moratorium on salmon charter boat licenses. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Garson, Lundquist, Martinis, Mitchell, Nickell, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not attending: Representatives North, Ranking Minority Member; Dawson, McDonald, Mitchell, Owen,

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 628, Prime Sponsor: Committee on Institutions, requiring parental consent for the release of youth from residential schools. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 664, Prime Sponsor: Representative Leonard, modifying requirements for annexation petitions. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Berleen, Brown, Chamberlain, James, Lane, Leonard, North, Van Dyken.

Voting nay: Representatives Barrett, Burns, Hine, Monohon, Stratton.

Not attending: Representative Garrett.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 10, by Representatives Teutsch, Winsley, Pruitt, Rosbach and Fancher:

Providing for the issuance of death certificates in accidents and natural disasters where no body is recovered.

The bill was read the second time. On motion of Mr. Padden, Substitute House Bill No. 10 was substituted for House Bill No. 10, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 10 was read the second time.

Ms. Brekke moved adoption of the following amendment by Representatives Brekke and Teutsch:

On page 2, line 11 after "attorney" strike "may" and insert "shall"

Representatives Brekke and Teutsch spoke in favor of the amendment, and Representatives Wilson and Thompson spoke against it.

Ms. Brekke spoke again in favor of the amendment.

The amendment was not adopted.

Substitute House Bill No. 10 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 37, by Representatives Taller, Sommers and Struthers:

Modifying retirement provisions for law enforcement officers and firefighters.

The bill was read the second time. On motion of Mr. Williams, Substitute House Bill No. 37 was substituted for House Bill No. 37, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 37 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 425, by Committee on Education and Representatives Lewis, Johnson, O'Brien, Patrick and North:

Permitting students of private schools to ride public school buses.

The bill was read the second time. On motion of Mr. Taylor, Substitute House Bill No. 425 was substituted for House Bill No. 425, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 425 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 333, by Representatives Padden, Galloway, Barr, Prince, Amen, Nickell and Clayton:

Revising procedure for filling vacancies on wheat commission.

The bill was read the second time. On motion of Mr. Smith, Substitute House Bill No. 333 was substituted for House Bill No. 333, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 333 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 375, by Committee on Labor and Economic Development and Representatives Patrick, Sanders, Smith, Salatino, Garrett and Wang:

Modifying the regulation of automotive repairs.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 386, by Representatives Nickell, Rinehart, Tilly, Rust, Barrett, Fancher and Wang:

Modifying the administration of winter recreation activities.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass as amended. (For amendments, see Journal, 64th Day, March 16, 1981.)

On motion of Mr. Nickell, the committee amendments were adopted.

House Bill No. 386 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 88, by Representatives Owen, Amen, Scott, Berleen, Granlund, Nelson (G), Salatino, Patrick, Lux, Chamberlain and McGinnis:

Legalizing DMSO for therapeutic use.

The bill was read the second time. On motion of Mr. Mitchell, Substitute House Bill No. 88 was substituted for House Bill No. 88, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 88 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 442, by Committee on Labor and Economic Development and Representatives Sanders, Scott, Eberle, Garrett, Nelson (G) and Clayton:

Revising laws pertaining to discipline of engineers.

The bill was read the second time and passed to Committee on Rules for third reading.

SECOND SUBSTITUTE HOUSE BILL NO. 353, by Committee on Appropriations - Human Services (originally sponsored by Representatives Williams, Mitchell, Houchen, Becker, Valle and Wang):

Revising laws relating to mental health services.

The bill was read the second time.

On motion of Ms. Becker, the following amendment by Representatives Becker and Williams was adopted:

On page 5, line 25 after "act" and before the period insert ": PROVIDED, That community residential facilities that are constructed and operate to provide services exclusively for more than fifteen mentally ill persons, on July 1, 1981, shall be classified as residential treatment facilities if the county authority determines such classification of the facility is critical for the community mental health program and the facility meets all other requirements for certification pursuant to this chapter."

Ms. Becker moved adoption of the following amendment:

On page 26, beginning on line 27 strike all language through page 27, line 8 and substitute the following:

"The department and the superintendent of public instruction, in consultation with other local government officials and service providers, shall develop a comprehensive plan for the coordinated delivery of mental health, medical, educational, social, and correctional services to children and adolescents. The secretary

shall analyze administrative options for the organization of children's services, and shall report to the legislature by January 1, 1983 on his efforts to provide efficient, effective, and integrated services for children and adolescents."

Representatives Becker and Williams spoke in favor of the amendment.

POINT OF INQUIRY

Ms. Becker yielded to question by Mr. Taylor.

Mr. Taylor: "Representative Becker, I'm seeing this idea in this amendment for the first time and I'm wondering what does this mean? Does this mean they'll provide services through the schools and that the program will be carried on and the schools will be assuming still another responsibility? What really does it mean?"

Ms. Becker: "The intent here is not to call for a whole new branch of services; it's simply to ask for some coordination and cooperation. Obviously, one of the most important arenas where children's mental health services are already being provided, in a sense, is in the school, and it simply makes sense that the division of Mental Health Services and the Superintendent of Public Instruction should be talking together about their mutual interests and not, in my opinion, envision that they would start anything new or call for new rules in the schools."

Mr. Taylor: "If the Department does not ask for more money, does the State Superintendent of Public Instruction ask for more money to involve themselves in this?"

Ms. Becker: "Representative Taylor, they have not, but I guess what I have to say is that they are not going to be given money to do this so to that extent it's obviously not going to be a mammoth new effort on their part, but we do know that they have people who are identified in this and we just assume that they would be willing to have a couple of meetings with DSHS if possible."

POINT OF INQUIRY

Ms. Becker yielded to question by Mr. Tilly.

Mr. Tilly: "Representative Becker, one of the things that I've noticed in my district and the community where we have a mental health program is that it seems to me that they are quite often serving the same clientele. I've wondered why this isn't put under one umbrella? I'm wondering if your amendment would preclude the consolidation of children's mental health and adult mental health programs within a community mental health service?"

Ms. Becker: "Well, it certainly would not be my intent because my intent in offering this amendment is to open up options rather than to limit them. It seems to me that there are many—well, the children's mental health services have never been thought about as a system; they've just sort of grown up. We have crisis intervention here; we have long-term beds over here; and we have community mental health services and nobody has sat down and thought, in my opinion, as to what the most efficient and cost effective and quality way of delivering those services would be. That's the long answer to your question. The short answer is no, it should not preclude that option. I want DSHS to have complete flexibility to rethink this thing from the bottom up."

Mr. Tilly spoke in favor of the amendment, and it was adopted.

On motion of Mr. Tilly, the following amendments were adopted:

On page 27, after line 16 insert a new section as follows:

***NEW SECTION, Sec. 35.** The state auditor shall biennially audit the financial operations of the division of mental health of the department of social and health services beginning with fiscal year 1982 through fiscal year 1986."

Renumber the remaining sections consecutively.

On page 27, line 17 after "12" insert "and 35"

Second Substitute House Bill No. 353 was ordered engrossed and passed to Committee on Rules for third reading.

SUBSTITUTE HOUSE BILL NO. 264, by Committee on Labor and Economic Development (originally sponsored by Representatives Struthers, King (J), Warnke, Barrett, Dawson, King (R), Bickham, Isaacson, Eberle, Winsley, Martinis, Lane, McCormick, Hastings, Ellis, Sanders, Grimm and Bond):

Restricting imposition of rent control by counties, cities and towns.

The House resumed consideration of the bill on second reading. (for previous action, see Journal, 66th Day, March 18, 1981.)

Ms. Brekke moved adoption of the following amendments:

On page 1, line 6 after "rent" insert "of newly constructed residential property"

On page 1, line 9 after "for" insert "newly constructed"

On page 1, line 20 after "rent" insert "of newly constructed residential property"

On page 1, line 23 after "for" insert "newly constructed"

Ms. Brekke spoke in favor of the amendments and Mr. Sanders spoke against them.

The amendments were not adopted.

Ms. Rinehart moved adoption of the following amendment by Representatives Rinehart, Struthers and Burns:

On page 2, after line 3 insert the following:

***NEW SECTION.** Sec. 3. There is added to chapter 35.21 RCW a new section to read as follows: Ordinance that relate to the control of rents at floating home moorage sites shall not be affected by section 1 of this act."

Renumber the remaining sections consecutively.

Representatives Rinehart, Burns, Nelson (D) and King (J) spoke in favor of the amendment, and Representatives Sanders, Barnes and Eberle spoke against it.

Mr. Sanders again opposed the amendment, and Ms. Rinehart spoke again in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Rinehart, Struthers and Burns to Substitute House Bill No. 264, and the amendment was not adopted by the following vote: Yeas, 46; nays, 47; not voting, 5.

Voting yea: Representatives Barrett, Becker, Bender, Brekke, Brown, Burns, Chandler, Ehlers, Eng, Erickson, Fiske, Galloway, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., Kreidler, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Sprague, Stratton, Struthers, Thompson, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Barnes, Barr, Berleen, Bickham, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Erak, Fancher, Flanagan, Gallagher, Garrett, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Taylor, Teutsch, Tilly, Tupper, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Amen, Bond, Ellis, King R., Lane.

EXPLANATION OF VOTE

Please let the record show that I was absent on the Rinehart amendment to Substitute House Bill No. 264, as I was in the Rules Room talking to a group of Asian constituents.

PEGGY J. MAXIE, 37th District.

MOTION

On motion of Mr. Nelson (G), the House recessed until 12:30 p.m.

AFTERNOON SESSION

The House was called to order at 12:30 p.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Amen, Bond, Ellis and King (R), who were excused.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

March 20, 1981

HOUSE BILL NO. 185, Prime Sponsor: Committee on Local Government, deleting exemptions of first class cities from certain requirements regarding public works contracts. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Chamberlain, James, Lane, Leonard, Stratton, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representatives Burns, Hine, Monohon.

Voting nay and not signing report: Representatives Brown, Garrett.

Not attending: Representative North.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 320, Prime Sponsor: Committee on Local Government, modifying provisions concerning plats and subdivisions. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, Stratton, Van Dyken.

Not signing report: Representative Brown.

Not attending: Representative North.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 542, Prime Sponsor: Committee on Agriculture, implementing law relating to cooperative associations. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Amen, Fiske, Gallagher, Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representatives Fancher, Lux, Sommers.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 338, by Representatives Isaacson and Hankins:

Permitting operating agencies to contract with nationally recognized firms without letting bids.

The bill was read the second time. On motion of Mr. Barnes, Second Substitute House Bill No. 338 was substituted for House Bill No. 338, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 338 was read the second time.

Mr. Wang moved adoption of the following amendment by Representatives Wang and Nelson (D):

On page 5, line 14 after "bidding" insert ": PROVIDED, That no project shall be considered to have reached an advanced stage of construction as used in this act unless the construction of such project is certified to be at least eighty-five percent complete as determined by the method used by the operating agency to disclose relevant information under federal securities laws"

Mr. Wang spoke in favor of the amendment, and Mr. Barnes spoke against it.

Mr. Nelson (D) spoke in favor of the amendment, and Mr. Barnes again opposed it.

POINT OF INQUIRY

Mr. Barnes yielded to question by Mr. Wang.

Mr. Wang: "Representative Barnes, if we cannot define and determine the percentage as you have alleged, how would the percentage of completion be specified in the bids? Are they in violation of the federal securities law in the current bids when they do specify that it is approximately eighty-five percent complete?"

Mr. Barnes: "Representative Wang, you presented an amendment in the committee which would ask them to define the criteria for advanced stage construction. I thought that was a good amendment, and I voted for it. I cannot say that I can answer your question really. I can relate to the airplane business in which sometimes in very early stages when some parts or some instruments of an airplane are being replaced or changed, very often in many stages of the construction it is much more plausible to let a contract by negotiation rather than bidding when you've had several contracts to work on a site."

Mr. Wang spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Wang and Nelson (D) to Second Substitute House Bill No. 338, and the amendment was not adopted by the following vote: Yeas, 35; nays, 59; not voting, 4.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., Kreidler, Lux, Maxie, Monohon, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Barnes, Barr, Barrett, Berleen, Bickham, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Amen, Bond, Ellis, King R.

Mr. Nelson (D) moved adoption of the following amendment:

On page 7, following section 7 add a new section as follows:

***NEW SECTION.** Sec. 8. The authority contained in this 1981 act shall apply only to the nuclear generating facilities under construction by an operating agency on the effective date of this act."

Renumber the remaining sections consecutively.

Mr. Nelson (D) spoke in favor of the amendment, and Mr. Barnes spoke against it.

Mr. Nelson (D) spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nelson (D) to page 7 of Second Substitute House Bill No. 338, and the amendment was not adopted by the following vote: Yeas, 38; nays, 56; not voting, 4.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Flanagan, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., Kreidler, Lux, Maxie, Monohon, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Barnes, Barr, Barrett, Berleen, Bickham, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Amen, Bond, Ellis, King R.

Ms. Hine moved adoption of the following amendment:

On page 7, line 20 after "act" insert "or on December 31, 1987, whichever occurs first"

Ms. Hine spoke in favor of the amendment, and Mr. Barnes spoke against it.

Ms. Hine spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Hine to Second Substitute House Bill No. 338, and the amendment was not adopted by the following vote: Yeas, 39; nays, 55; not voting, 4.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Flanagan, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., Kreidler, Lewis, Lux, Maxie, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Barnes, Barr, Barrett, Berleen, Bickham, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Amen, Bond, Ellis, King R.

Second Substitute House Bill No. 338 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 339, by Representatives Isaacson and Hankins:

Permitting certain provisions and revenue bonds and warrants issued by operating agencies.

The bill was read the second time. On motion of Mr. Barnes, Substitute House Bill No. 339 was substituted for House Bill No. 339, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 339 was read the second time.

Ms. Rinehart moved adoption of the following amendment:

On page 3, after line 8 add new sections as follows:

NEW SECTION. Sec. 3. An independent study to determine the feasibility, cost-effectiveness, need for, and financing of nuclear projects four and five of the Washington Public Power Supply System, an operating agency organized pursuant to chapter 43.52 RCW, shall be conducted by an independent firm or firms or by an institution of higher education in this state, to be determined by the director of the office of financial management. Such study shall be completed and transmitted no later than March 1, 1982, to the governor, the president of the senate, the speaker of the house of representatives, the board of directors of the Washington Public Power Supply System, and the governing body of each participant in the projects. Such study shall include the following:

(1) The prospects for successful financing of plant construction, including analyses of inflation effects, probable interest rates, future monetary policy, market reaction to financing arrangements, and risks associated with such financing arrangements;

(2) The probable ultimate costs and schedule for completing each of the projects;

(3) The probable cost of power produced by each plant throughout the period of plant operation;

(4) The need for the projected output of each project considering the projected demand for electricity, other supply or conservation actions that will be accomplished before each project is completed, and the availability and potential of additional supply and conservation actions that could be undertaken; and

(5) The cost of available energy supply and conservation actions compared to the cost of completing each project, considering life cycle costs and time of availability.

The director of the office of financial management shall contract with an independent firm or firms or an institution of higher education in this state, as he deems appropriate, to carry out the purposes of this section.

NEW SECTION. Sec. 4. There is hereby appropriated from the state general fund not to exceed one million five hundred thousand dollars to the office of financial management for the purpose of contracting for the study required by section 3 of this act. The Washington Public Power Supply System shall reimburse the state general fund in the amount of one million five hundred thousand dollars or so much thereof as is contracted by the director for the purpose of such study and such reimbursement shall be made to the state general fund upon completion of the study but in no event later than June 30, 1982. The moneys reimbursed shall be considered part of the cost of construction of the projects."

Renumber the remaining section consecutively.

Ms. Rinehart spoke in favor of the amendment, and Mr. Barnes spoke against it.

POINT OF INQUIRY

Ms. Rinehart yielded to question by Mr. Sanders.

Mr. Sanders: "Representative Rinehart, the way I read your amendment, you're questioning the need for WPPSS projects 4 and 5?"

Ms. Rinehart: "The question is whether or not it can be demonstrated that they are cost-effective and if the financing is feasible. That is one among a number of questions raised, yes."

Mr. Sanders: "Would one of the objectives be to cancel projects 4 and 5 as a result of this study, perhaps?"

Mr. Rinehart: "No, that is not my intention."

POINT OF INQUIRY

Mr. Barnes yielded to question by Ms. Rinehart.

Ms. Rinehart: "Representative Barnes, concerning the House bill on this subject, it was my understanding that bill was not scheduled and would not be scheduled for committee hearing. Is that correct?"

Mr. Barnes: "I'm afraid that's correct. We've really run out of time. However, the bill in the Senate is moving—Senate Bill No. 2972."

Representatives Nelson (D), Tupper and Wang spoke in favor of the amendment, and Representatives Barnes and Isaacson spoke against it.

Mr. Nelson (D) spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Rinehart to Substitute House Bill No. 339, and the amendment was not adopted by the following vote: Yeas, 34; nays, 59; not voting, 5.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erickson, Galloway, Granlund, Grimm, Gruger, Heck, Hine, Kreidler, Lux, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Taylor, Thompson, Tupper, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Barnes, Barr, Barrett, Berleen, Bickham, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Erak, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Amen, Bond, Ellis, King R., Maxie.

Ms. Hine moved adoption of the following amendments by Representatives Hine, Bender and Wang:

On page 2, line 20 after "section" insert "and, after June 30, 1987, in section 3 of this 1981 act"

On page 3, following section 2, add a new section as follows:

"**NEW SECTION.** Sec. 3. There is added to chapter 43.52 RCW a new section to read as follows:

After June 30, 1987, all bonds issued by an operating agency shall be sold to the highest and best bidder after such advertising for bids as the board of the operating agency may deem proper: PROVIDED, That the board may reject any and all bids so submitted and thereafter sell such bonds so advertised under such terms and conditions as it may deem most advantageous to its own interests."

Renumber the remaining sections consecutively.

Ms. Hine spoke in favor of the amendments, and Mr. Barnes spoke against them.

Ms. Hine spoke again in favor of the amendments.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representatives Hine, Bender and Wang to Substitute House Bill No. 339, and the amendments were not adopted by the following vote: Yeas, 38; nays, 56; not voting, 4.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erickson, Gallagher, Galloway, Garson, Granlund, Grimm, Gruger, Heck, Hine, King J., Kreidler, Lewis, Lux, Maxie, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Barnes, Barr, Barrett, Berleen, Bickham, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Erak, Fancher, Fiske, Flanagan, Garrett, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representatives Amen, Bond, Ellis, King R.

Ms. Becker moved adoption of the following amendment by Representatives Becker and Tupper:

On page 3, after line 8 insert a new section as follows:

***NEW SECTION. Sec. 3.** Any joint operating agency engaged in the construction of one or more nuclear generating facilities on the effective date of this act shall adopt and file with the legislative budget committee a projected total construction budget for completion of the nuclear generating facilities no later than August 31, 1981. The legislative budget committee shall review such budget with the assistance of the administrative auditor appointed pursuant to RCW 43.52.378 to determine whether there is a substantial probability that construction of the facility or facilities will be completed at no greater cost than that specified in the projected total construction budget. If the legislative budget committee determines there is not a substantial probability that the facility or facilities will be completed at no greater cost than that specified in the projected total construction budget, it shall develop an adjusted total construction budget. The legislative budget committee shall report its findings together with the projected or adjusted total construction budget to the speaker of the house and the president of the senate. The operating agency shall not issue any revenue bond or warrant, as defined in this 1981 act, in excess of the amount specified in the projected or adjusted total construction budget unless the legislature adopts a concurrent resolution approving a specific amount in excess of the projected or adjusted total construction budget."

Renumber the remaining sections consecutively.

Mr. Tupper moved adoption of the following amendment to the Becker/Tupper amendment:

On page 1, line 16 of the amendment after "senate." insert "After February 15, 1982, the operating agency shall not issue any revenue bond or warrant, as defined in this 1981 act, until the legislature adopts a concurrent resolution approving the projected or adjusted total construction budget."

Mr. Tupper spoke in favor of the amendment to the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Tupper to the Becker/Tupper amendment to Substitute House Bill No. 339, and the amendment to the amendment was not adopted by the following vote: Yeas, 45; nays, 48; not voting, 5.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Cantu, Dawson, Ehlers, Eng, Erickson, Flanagan, Galloway, Granlund, Grimm, Gruger, Heck, Hine, Houchen, King J., Kreidler, Lux, Maxie, Nelson D., Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinchart, Rust, Salatino, Sherman, Sommers, Taylor, Teutsch, Thompson, Tupper, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Barnes, Barr, Barrett, Berleen, Bickham, Chamberlain, Chandler, Clayton, Dickie, Eberle, Erak, Fancher, Fiske, Gallagher, Garrett, Garson, Greengo, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Amen, Bond, Ellis, King R., McDonald.

The Speaker declared the question before the House to be the amendment by Representatives Becker and Tupper to page 3.

Ms. Becker spoke in favor of the amendment, and Mr. Isaacson spoke against it.

POINT OF INQUIRY

Mr. Williams yielded to question by Mr. Isaacson.

Mr. Isaacson: "Representative Williams, could you inform the body what would happen if the legislature became involved in the supply system and should indeed shut down some of the plants because of the supposed intent of this amendment?"

Mr. Williams: "Several weeks ago we had the opportunity to meet with bond counsel and review the options available to us as a legislative body. It became apparent at that hearing that were the legislature to put itself into this position, it would have a very dramatic effect on the bond rating of WPPSS bonds. If WPPSS had to come before the legislature to get approval of any ceiling, it would have a very dramatic effect on WPPSS bonds. We were trying to find what options we could have to exercise legitimate control over and that's why we met with bond counsel."

Mr. Isaacson again opposed the amendment.

Representatives Tupper, Pruitt and Becker spoke in favor of the amendment, and Representatives Barnes and Williams spoke against it.

Mr. Tupper spoke again in favor of the amendment.

POINT OF INQUIRY

Mr. Tupper yielded to question by Ms. Stratton.

Ms. Stratton: "Representative Tupper, you gave a date a moment ago when the legislature approved the JOA. What was that date?"

Mr. Tupper: "I believe that was 1975 when we originally set up the JOA authority in the RCW's."

Representatives Stratton and Wang spoke in favor of the amendment.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Becker and Tupper to Substitute House Bill No. 339, and the amendment was not adopted by the following vote: Yeas, 42; nays, 52; not voting, 4.

Voting yea: Representatives Addison, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., Kreidler, Lane, Leonard, Lux, Maxie, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Taylor, Teutsch, Thompson, Tupper, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Barnes, Barr, Barrett, Bickham, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Erak, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Amen, Bond, Ellis, King R.

Mr. Wang moved adoption of the following amendment:

On page 3, following section 2 add a new section as follows:

"NEW SECTION. Sec. 3. There is added to chapter 43.52 RCW a new section to read as follows:

In any year in which an operating agency issues any revenue bonds or warrants as defined in section 1 of this act, each utility participating in any project of the operating agency shall inform its ratepayers of the present rates and the rates projected at the time the project is anticipated to begin commercial operation for each major class of customers. Such information shall be in a clear and concise form, to be determined by the governing authority of the utility, and shall be distributed in each customer's regular billing statement at least once each year."

Renumber the remaining sections consecutively.

Mr. Wang spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Wang to Substitute House Bill No. 339, and the amendment was not adopted by the following vote: Yeas, 28; nays, 64; not voting, 6.

Voting yea: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erickson, Flanagan, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., Kreidler, Lux, Maxie, Nelson D., North, Pruitt, Rinehart, Rust, Sherman, Sommers, Valle, Wang, Warnke.

Voting nay: Representatives Addison, Barnes, Barr, Barrett, Berleen, Bickham, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Erak, Fancher, Fiske, Gallagher, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Walk, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Amen, Bond, Ellis, King R., Thompson, Vander Stoep.

Substitute House Bill No. 339 was passed to Committee on Rules for third reading.

HOUSE CONCURRENT RESOLUTION NO. 17, by Representatives Wilson, Nelson (G), Mitchell, Houchen, Scott, Sprague, Grimm, Ehlers, Erickson, King (R), Clayton, Martinis, Walk, Sanders, Johnson, Lundquist:

Encouraging the location of high-technology industries in Washington state.

The resolution was read the second time.

On motion of Mr. Grimm, the following amendment by Representatives Grimm, Ehlers, Walk, Erickson, Winsley and Johnson was adopted:

On page 2, line 1 after "companies." strike "In the case of" and insert "For both Pierce County and:

POINT OF INQUIRY

Mr. Wilson yielded to question by Mr. Tilly.

Mr. Tilly: "Representative Wilson, on page 1, line 29, where it talks about the legislature taking appropriate action to include the provision of funds, how wide a scope are you talking about? Highways? Are you talking about schools? Are you talking about other public services that the legislature should provide to these two counties? What is the fiscal impact?"

Mr. Wilson: "Essentially, this resolution is a statement of intent designed to state our desire for new industry in this state and in impacted areas, to help, if we possibly can, the assistance and roads—particularly, road impact, the transportation impact in particular areas. It's not a terrific amount; it's literally a statement of intent, that's all."

POINT OF PARLIAMENTARY INQUIRY

Mr. Heck: "To help the body better understand the process here, could you clarify whether or not questions and answers are appropriate on second reading when they are not germane to an amendment before the body?"

The Speaker: "We should try to stay with what is germane before the body. Sometimes things get a little out of hand, Representative Heck, and I think today's one of those days."

House Concurrent Resolution NO. 17 was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and Engrossed House Concurrent Resolution No. 17 was placed on final passage.

Mr. Wilson spoke in favor of the resolution.

POINT OF PARLIAMENTARY INQUIRY

Mr. Nisbet: "I would like to know just how binding on this body this resolution would be. As I read this portion where it states, '...including the provisions of funds, to assist on a fair share basis, the (counties and firms) in providing the necessary public services...' Does that mean that we are committed to whatever funding the counties and these firms determine?"

The Speaker: "Representative Nisbet, a concurrent resolution is the statement of position of the two bodies at this point in time between the House and Senate. I don't believe I can comment on any kind of binding effect it would have in the future years, but as a matter of parliamentary procedure, they are statements between the House and Senate at this point in history."

Mr. Nisbet: "This point in history—Saturday afternoon at nineteen minutes of three or during this session of the legislature, sir?"

The Speaker: "Representative Nisbet, I'll try to state it a little bit clearer. The effect of House Concurrent Resolution No. 17 would be to say that, as of today, the House of Representatives—if this is adopted—would be of a mind to provide funds within our power to support the purposes of House Concurrent Resolution No. 17. Certainly, if there is an appropriation required the matter does have to come before the House and Senate again like any other appropriations bill. It is a statement of the mind of this body today."

MOTION

On motion of Mr. Nelson (G), the rules were suspended, to allow other members to sign on as sponsors of the resolution.

Representatives Gallagher, Eberle, Bender and Granlund signed the resolution.

Mr. Tilly spoke against adoption of the resolution, and Representatives Houchen, Grimm and Taylor spoke in favor of it.

Engrossed House Concurrent Resolution No. 17 was adopted.

HOUSE BILL NO. 150, by Committee on Natural Resources and Environmental Affairs and Representative Rosbach:

Extending the forest practices appeals board existence.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 310, by Committee on Human Services and Representative Mitchell:
Continuing the consumer advisory committee.

The bill was read the second time.

Committee on Human Services recommendation: Majority, do pass as amended. (For amendment, see Journal, 30th day, February 10, 1981.)

On motion of Mr. Mitchell, the committee amendment was adopted.

House Bill No. 310 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 354, by Committee on State Government and Representatives Addison and Walk:

Transferring some functions of the state planning and community affairs agency to the office of financial management.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 358, by Committee on State Government and Representatives Addison and Walk:

Eliminating expiration dates for risk management office.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 53rd Day, March 5, 1981.)

On motion of Mr. Addison, the committee amendments were adopted.

House Bill No. 358 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 365, by Committee on State Government and Representative Garson:

Revising laws regulating professional athletic contests.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 65th Day, March 17, 1981.)

On motion of Mr. Addison, the committee amendments were adopted.

Mr. O'Brien moved adoption of the following amendment by Representatives O'Brien, Erak, Lewis and Sprague:

On page 1, beginning on line 21, strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. There is added to chapter 67.08 RCW a new section to read as follows:

The state athletic commission shall cease to exist on June 30, 1987, unless extended by law indefinitely or for an additional fixed period of time.

The legislative budget committee shall cause a performance audit to be conducted of the state athletic commission. The final audit report shall be available to the legislature at least six months prior to the scheduled termination date. The audit shall include, but is not limited to, objective findings of fact, conclusions, and recommendations as to continuation, modification, or termination of the state athletic commission.

NEW SECTION. Sec. 2. The following acts or parts of acts are each repealed:

(1) Section 11, chapter 99, Laws of 1979 and RCW 43.131.169; and

(2) Section 53, chapter 99, Laws of 1979 and RCW 43.131.170.

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Representatives O'Brien, Erak and Sprague spoke in favor of the amendment, and Representatives Garson, Ehlers, Taylor and Addison spoke against it.

Mr. O'Brien spoke again in favor of the amendment, and Mr. Scott also spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative O'Brien and others to House Bill No. 365, and the amendment was not adopted by the following vote: Yeas, 22; nays, 71; not voting, 5.

Voting yea: Representatives Becker, Bender, Brown, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Lewis, Lux, Martinis, McCormick, O'Brien, Patrick, Scott, Sprague, Stratton, and Mr. Speaker.

Voting nay: Representatives Addison, Barnes, Barr, Barrett, Berleen, Bickham, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., Kreidler, Lane, Leonard, Lundquist, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Sherman, Smith, Sommers, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Amen, Bond, Ellis, King R., Wang.

On motion of Mr. Addison, the committee amendment to the title was adopted.

House Bill No. 365 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 431, by Committee on Institutions and Representatives Fiske, Erickson, Houchen and Ellis:

Placing judicial training under the administrator for the courts.

The bill was read the second time. On motion of Ms. Houchen, Substitute House Bill No. 431 was substituted for House Bill No. 431, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 431 was read the second time.

Ms. Berleen moved adoption of the following amendments:

On page 7, lines 1 and 2 strike "judiciary education account hereby created in the"

On page 7, line 20 strike all of subsection (2)

Ms. Berleen spoke in favor of the amendments, and Representatives Fiske and Owen spoke against them.

The amendments were not adopted.

Substitute House Bill No. 431 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 527, by Committee on State Government and Representatives Rosbach and North:

Continuing the state board on geographic names.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 53rd Day, March 5, 1981.)

On motion of Mr. Addison, the committee amendments were adopted.

House Bill No. 527 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 531, by Committee on State Government and Representative Addison:

Modifying provisions relating to the cemetery board.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 58th Day, March 10, 1981.)

On motion of Mr. Addison, the committee amendments were adopted.

House Bill No. 531 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 572, by Committee on State Government and Representative Addison:

Transferring responsibility for voting devices to the secretary of state.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 624, by Committee on Appropriations – Human Services and Representatives Chandler, Granlund and Wang (by Governor Spellman request):

Adopting a supplemental budget.

The bill was read the second time. On motion of Mr. Chandler, Second Substitute House Bill No. 624 was substituted for House Bill No. 624, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 624 was read the second time.

On motion of Mr. Nelson (G), further consideration of Second Substitute House Bill No. 624 was deferred, and the bill was ordered placed on the second reading calendar following House Bill No. 580.

HOUSE BILL NO. 367, by Committee on Labor and Economic Development and Representatives Sanders, Flanagan, Smith, Garrett, Lux, Clayton, Barr, Barrett, Brown, Scott and King (J):

Clarifying registration requirements for contractors.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 420, by Committee on State Government and Representative Williams (by State Auditor request):

Modifying provisions relating to the state auditor.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 580, by Committee on State Government and Representatives Addison and Heck:

Directing administrative rules to achieve a certain minimum score on the Flesch reading ease test.

The bill was read the second time. On motion of Mr. Addison, Substitute House Bill No. 580 was substituted for House bill No. 580, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 580 was read the second time and passed to Committee on Rules for third reading.

SECOND SUBSTITUTE HOUSE BILL NO. 624:

The House resumed consideration of the bill on second reading.

Mr. Wang moved adoption of the following amendment by Representatives Wang, Grimm, Gallagher, Garrett, Bender, Erickson, Becker, Kreidler, Winsley, Ehlers, Walk, Brown, Salatino and Pruitt:

On page 2, following section 3 add a new section as follows:

*NEW SECTION. Sec. 4. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—CATEGORICAL SALARY INCREASE

General Fund Appropriation \$ 230,000

The appropriation contained in this section shall be expended for state authorized compensation improvements for vocational-technical institutes."

Renumber the remaining sections consecutively.

Representatives Wang and Ehlers spoke in favor of the amendment, and Mr. McDonald spoke against it.

On motion of Mr. Nelson (G), further consideration of Second Substitute House Bill No. 624 was deferred, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 516, by Committee on Ethics, Law and Justice and Representatives Patrick and Wang:

Imposing a minimum five-year sentence upon certain public officials committing enumerated felonies under color of office.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendment, see Journal, 57th Day, March 9, 1981.)

On motion of Mr. Padden, the committee amendment was adopted.

Mr. Wang moved adoption of the following amendment by Representatives Wang and Patrick:

On page 1, line 14 after "imprisonment" strike everything down to and including "deferred" on line 15 and insert "The sentence imposed under this section shall not be suspended or deferred unless the court concludes and enters reasons for its conclusion that imposition of the sentence would effectuate a manifest injustice due to the poor health of the defendant or other extraordinary circumstance"

Representatives Wang and Patrick spoke in favor of the amendment, and it was adopted.

House Bill No. 516 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 520, by Committee on Higher Education and Representative Teutsch:

Implementing the law relating to community colleges.

The bill was read the second time. On motion of Ms. Teutsch, Substitute House Bill No. 520 was substituted for House Bill No. 520, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 520 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 599, by Committee on Ethics, Law and Justice and Representatives Ellis, Rinehart, Patrick, Padden, Pruitt, Schmidt, Granlund, Becker, Bickham, Wang, Tupper, Salatino, Winsley, Tilly, Gruger, Nelson (D), Valle, Maxie, Lux, Eng, Burns, Galloway, Grimm, Rust and Brown:

Modifying provisions relating to enforcement of judgments.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendment, see Journal, 64th Day, March 16, 1981.)

On motion of Mr. Padden, the committee amendment was adopted.

House Bill No. 599 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 179, by Committee on Human Services and Representatives Mitchell, Winsley, Houchen, Brekke, Wang, Patrick, Rinehart and Brown:

Creating the council on child abuse and neglect.

The bill was read the second time. On motion of Mr. Padden, Second Substitute House Bill No. 179 was substituted for House Bill No. 179, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 179 was read the second time.

MOTION

Mr. Chandler moved that Second Substitute House Bill No. 179 be rereferred to Committee on Ways and Means.

POINT OF INQUIRY

Mr. Chandler yielded to question by Mr. Lewis.

Mr. Lewis: "Would we, in light of the cut-off, be able to have the bill before us on second reading, then referred to Rules and then back on third reading in time for action so it can pass this House this session?"

Mr. Chandler: "Representative Lewis, no, I will not tell you that this bill will come out. I will tell you that there is time and I will also tell you, and the other members of this House, this, like a number of other bills, creates a fund—dedicates it to pay for a program, a very worthy one, which in the future would in a sense exempt that program—not others, just as

worthy or more so—just that one from the appropriations process. That is a very serious situation and a question that I think the Ways and Means Committee should take a look at. This is not an act today unfriendly to this bill, or to another that became a question last week, but the same applies to all of them. They should follow the orderly path of legislation here and the rules we've set up, so that the Ways and Means Committee has control over all spending and revenue issues that come through the House."

POINT OF PARLIAMENTARY INQUIRY

Mr. Ehlers: "Mr. Speaker, in our cut-off rules, having to do with exemptions for appropriations or revenue measures, do those cut-offs only deal with items that carry their own appropriation or are those items which have a fiscal impact and do not have an appropriation also subject to cut-off?"

SPEAKER' RULING

The Speaker: "Representative Ehlers, I'll draw your attention to Engrossed House Concurrent Resolution No. 3, which says, '...except for the omnibus appropriation, commonly known as the budget, or supplemental budget, revenue, and redistricting bills.' It does not imply bills that have a fiscal impact, so I would say that bills that just have a fiscal impact or an impact upon the budget would be cut off."

ROLL CALL

The Clerk called the roll on the motion by Representative Chandler that Second Substitute House Bill No. 179 be rereferred to Committee on Ways and Means, and the motion was lost by the following vote: Yeas, 33; nays, 58; not voting, 7.

Voting yea: Representatives Barnes, Barr, Berleen, Bickham, Brown, Chandler, Clayton, Dawson, Dickie, Eberle, Fiske, Flanagan, Greengo, Hankins, Hastings, Isaacson, James, Lundquist, McDonald, Nelson G. A., Nickell, Prince, Rosbach, Salatino, Schmidt, Smith, Sommers, Struthers, Taylor, Thompson, Tilly, Vander Stoep, and Mr. Speaker.

Voting nay: Representatives Addison, Barrett, Bender, Brekke, Burns, Cantu, Chamberlain, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, Houchen, Johnson, King J., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Sanders, Scott, Sherman, Sprague, Stratton, Teutsch, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Amen, Becker, Bond, Ellis, Fancher, Garson, King R.

Second Substitute House Bill No. 179 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 189, by Committee on Education and Representative Taylor:

Authorizing administration of oral medication by common school and private school personnel.

The bill was read the second time. On motion of Mr. Taylor, Substitute House Bill No. 189 was substituted for House Bill No. 189, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 189 was read the second time.

On motion of Mr. Taylor, the following amendment was adopted:

On page 2, line 9 after "dentist" strike everything through "section" on line 10

Substitute House Bill No. 189 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 439, by Representatives North, Sherman and Garrett:

Providing that candidates for municipal office may file with the city clerk.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass with the following amendment:

On page 2, line 13 strike "Within two hours" and insert "By the close of business"

On motion of Mr. Isaacson, the committee amendment was adopted.

House Bill No. 439 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 401, by Representatives Galloway, Vander Stoep, Bender and Heck: Authorizing educational service districts to establish direct student service programs.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 254, by Representatives Dawson, Bickham, Patrick, Brown, McGinnis, Erak, Ellis, Lewis, Houchen, Lane, Tilly and Garrett:

Requiring certain coverages in automobile insurance policies.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: MAJORITY, do pass as amended. (For amendment, see Journal, 60th Day, March 12, 1981.)

On motion of Mr. Bickham, the committee amendment was adopted.

On motion of Mr. Bickham, the following amendment was adopted:

On page 2, line 29 after "or a" strike "driver that is not identified." and insert "phantom vehicle.

(8) For the purposes of this chapter a 'phantom vehicle' shall mean a vehicle which causes bodily injury or property damage to an insured arising out of a motor vehicle accident which is caused by an automobile which has no physical contact with the insured or the vehicle which the insured is occupying at the time of the accident.

(a) The facts of which accident can be corroborated by competent evidence other than the testimony of the insured or any person having an uninsured motorist claim resulting from the accident, and

(b) The insured or someone on his behalf shall have reported the accident to the appropriate law enforcement agency within seventy-two hours of the accident."

House Bill No. 254 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 330, by Representatives Kreidler, Sanders, Dawson, Bond, Houchen and Sprague:

Requiring notification to the secretary of transportation about plats of subdivisions near public airports.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 493, by Committee on Ethics, Law and Justice and Representatives Ellis and Salatino:

Modifying requirements for the use and foreclosure of deeds of trust.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass with the following amendment:

On page 2, line 10 after "bank" insert ", savings bank, or savings and loan association chartered under the laws of the United States"

On motion of Mr. Padden, the committee amendment was adopted.

House Bill No. 493 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 515, by Committee on Ethics, Law and Justice and Representatives Nisbet and Ellis:

Modifying requirements for the establishment by counties for a full-time office of justice of the peace.

The bill was read the second time and passed to Committee on Rules for third reading.

SUBSTITUTE SENATE BILL NO. 3076, by Committee on Ways and Means (originally sponsored by Senators Goltz, Jones, Wojahn, Craswell and Shinpoch):

Providing for the taxation of vending machine sales of food.

The bill was read the second time and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), HOUSE BILL NO. 628 was rereferred to Committee on Appropriations - Human Services.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, March 23, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SEVENTY-FIRST DAY

MORNING SESSION

House Chamber, Olympia, Wash., Monday, March 23, 1981

The House was called to order at 9:30 a.m. by the Speaker.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 717, by Committee on Local Government and Representative Lundquist:

AN ACT Relating to exemptions from the land development act; and amending section 3, chapter 12, Laws of 1973 1st ex. sess. as amended by section 209, chapter 158, Laws of 1979 and RCW 58.19.030.

To Committee on local Government

HOUSE BILL NO. 718, by Committee on Appropriations – General Government and Representative Williams:

AN ACT Relating to retirement from public service; amending section 28B.10.400, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 259, Laws of 1979 ex. sess. and RCW 28B.10.400; amending section 28B.10.405, chapter 223, Laws of 1969 ex. sess. as last amended by section 16, chapter 169, Laws of 1977 ex. sess. and RCW 28B.10.405; amending section 28B.10.410, chapter 223, Laws of 1969 ex. sess. as last amended by section 17, chapter 169, Laws of 1977 ex. sess. and RCW 28B.10.410; amending section 3, chapter 209, Laws of 1969 ex. sess. as last amended by section 2, chapter 249, Laws of 1979 ex. sess. and RCW 41.26.030; amending section 8, chapter 209, Laws of 1969 ex. sess. and RCW 41.26.080; amending section 6, chapter 294, Laws of 1977 ex. sess. and RCW 41.26.450; amending section 1, chapter 80, Laws of 1947 as last amended by section 5, chapter 249, Laws of 1979 ex. sess. and RCW 41.32.010; amending section 35, chapter 80, Laws of 1947 as last amended by section 6, chapter 189, Laws of 1973 1st ex. sess. and RCW 41.32.350; amending section 43, chapter 80, Laws of 1947 as last amended by section 5, chapter 50, Laws of 1967 and RCW 41.32.430; amending section 6, chapter 293, Laws of 1977 ex. sess. and RCW 41.32.775; amending section 1, chapter 274, Laws of 1947 as last amended by section 7, chapter 249, Laws of 1979 ex. sess. and RCW 41.40.010; amending section 34, chapter 274, Laws of 1947 as last amended by section 12, chapter 190, Laws of 1973 1st ex. sess. and RCW 41.40.330; amending section 6, chapter 295, Laws of 1977 ex. sess. and RCW 41.40.650; amending section 43.43.120, chapter 8, Laws of 1965 as last amended by section 1, chapter 77, Laws of 1980 and RCW 43.43.120; and amending section 43.43-.300, chapter 8, Laws of 1965 and RCW 43.43.300.

To Committee on Appropriations – General Government

HOUSE BILL NO. 719, by Committee on Education and Representative Taylor:

AN ACT Relating to the Citizens Study Commission on School Finance; creating the same and setting out its powers and duties; and providing for the expiration of said commission.

To Committee on Education

MOTION

On motion of Mr. Amen, the bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 20, 1981

HOUSE BILL NO. 40, Prime Sponsor: Representative Barr, exempting small local governments from the Public Disclosure Act. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Patrick, Schmidt, Tilly, Tupper, Winsley.

Voting nay: Representatives Gruger, Pruitt, Wang.

Not attending: Representatives Granlund.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 243, Prime Sponsor: Representative Sommers, modifying the transitional bilingual instruction act. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Cantu, Ellis, Eng, Galloway, James, Lane, McDonald, Vander Stoep.

MINORITY recommendation: Do not pass. Signed by Representatives Valle, Ranking Minority Member; Ehlers, Maxie.

Voting nay: Representatives Bender, Dickie, Hine, Lewis, Warnke.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 293, Prime Sponsor: Representative Patrick, making prostitution involving a minor a class C felony. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Schmidt, Winsley.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 314, Prime Sponsor: Committee on Ethics, Law and Justice, revising law on disposition of exhibits in court. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Granlund.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 537, Prime Sponsor: Committee on Ethics, Law and Justice, permitting issuance of an occupational drivers license to a person whose license has been revoked for refusing a blood alcohol test. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Schmidt, Winsley.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 563, Prime Sponsor: Committee on Ethics, Law and Justice, modifying the grounds for a claim for malicious prosecution. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Schmidt, Winsley.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 568, Prime Sponsor: Committee on Ethics, Law and Justice, forbidding sale or possession of certain weapons. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not voting: Representative Gruger.

Not attending: Representative Granlund.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 617, Prime Sponsor: Committee on Education, implementing law relating to certification of personnel employed in schools. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Eng, Galloway, James, Lane, Lewis, Maxie, McDonald, Warnke.

Voting nay: Representative Vander Stoep.

Not signing report: Representatives Ehlers, Hine.

Not attending: Representative Ellis.

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 659, Prime Sponsor: Committee on Labor and Economic Development, implementing law relating to the control of liquor. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barrett, Brekke, Brown, Clayton, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representative Barr.

Not attending: Representatives Eberle, Flanagan.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE JOINT RESOLUTION NO. 3, Prime Sponsor: Committee on Ethics, Law and Justice, authorizing additional court commissioners. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Schmidt, Winsley.

Passed to Committee on Rules for second reading.

March 20, 1981

SUBSTITUTE SENATE BILL NO. 3034, Prime Sponsor: Committee on Local Government, pertaining to disability and death benefits for volunteer firemen. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Greengo, McDonald, Nisbet, Warnke, Williams.

Not attending: Representatives Becker, Thompson.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Amen, the House adjourned until 9:30 a.m., Tuesday, March 24, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SEVENTY-SECOND DAY

MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, March 24, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present except Representatives Chandler, Greengo and Hine, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Robin Rinehart and Thea Reed. Prayer was offered by The Reverend James Blundell of St. John's Episcopal Church of Olympia.

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

MESSAGE FROM THE GOVERNOR

March 23, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I have the honor to advise you that on March 20, 1981 Governor Spellman approved the following House Bill, entitled:

SUBSTITUTE HOUSE BILL NO. 166: Relating to school districts.

Sincerely,
Marilyn Showalter, Counsel.

MESSAGES FROM THE SENATE

March 23, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 17

On motion and upon consent of the House, the rules were suspended to allow the following Senate sponsors: Senators Bauer, Benitz, Bluechel, Bottiger, Charnley, Clarke, Conner, Craswell, Deccio, Fleming, Fuller, Gallagher, Gaspard, Goltz, Gould, Guess, Haley, Hansen, Hayner, Hemstad, Hughes, Hurley, Jones, Kiskaddon, Lee, Lysen, McCaslin, Moore, Newhouse, Peterson, Quigg, Rasmussen, Ridder, Scott, Talley, Talmadge, Vognild, von Reichbauer, Wojahn and Woody, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House concurred with the addition of the Senate sponsors to Engrossed House Concurrent Resolution No. 17.

March 23, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3255,
SENATE BILL NO. 3334,
SENATE BILL NO. 3383,
ENGROSSED SENATE BILL NO. 3898,
SENATE BILL NO. 3730,
ENGROSSED SENATE BILL NO. 3903,
ENGROSSED SENATE BILL NO. 3953,
SENATE BILL NO. 4327,

ENGROSSED SUBSTITUTE SENATE JOINT RESOLUTION NO. 133,
and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 720, by Committee on Ethics, Law and Justice and Representatives Isaacson and Ellis:

AN ACT Relating to human remains; and amending section 4, chapter 80, Laws of 1969 as amended by section 1, chapter 37, Laws of 1979 and RCW 68.08.520.

To Committee on Ethics, Law and Justice

HOUSE BILL NO. 721, by Representatives Chandler and Nisbet:

AN ACT Relating to social and health services; creating new sections; and declaring an emergency.

To Committee on Appropriations - Human Services

HOUSE BILL NO. 722, by Committee on Labor and Economic Development and Representatives Smith and Taylor:

AN ACT Relating to vehicle licenses; and adding a new section to chapter 46.16 RCW.

To Committee on Labor and Economic Development

HOUSE BILL NO. 723, by Committee on Local Government and Representative Isaacson:

AN ACT Relating to metropolitan municipal corporations; amending section 35.58.030, chapter 7, Laws of 1965 and RCW 35.58.030; amending section 35.58.120, chapter 7, Laws of 1965 as last amended by section 5, chapter 70, Laws of 1974 ex. sess. and RCW 35.58.120; amending section 35.58.290, chapter 7, Laws of 1965 and RCW 35.58.290; amending section 35.58.140, chapter 7, Laws of 1965 as last amended by section 6, chapter 303, Laws of 1971 ex. sess. and RCW 35.58.140; amending section 35.58.150, chapter 7, Laws of 1965 as amended by section 5, chapter 105, Laws of 1967 and RCW 35.58.150; amending section 35.58.040, chapter 7, Laws of 1965 as last amended by section 3, chapter 303, Laws of 1971 ex. sess. and RCW 35.58.040; adding new sections to chapter 35.58 RCW; repealing section 35.58.110, chapter 7, Laws of 1965 and RCW 35.58.110; and repealing section 35.58.300, chapter 7, Laws of 1965 and RCW 35.58.300.

To Committee on Local Government

HOUSE BILL NO. 724, by Committee on State Government and Representatives Addison, Nelson (G) and Sanders:

AN ACT Relating to productivity improvement in state government; amending section 4, chapter 142, Laws of 1965 ex. sess. as last amended by section 2, chapter 122, Laws of 1975-'76 2nd ex. sess. and RCW 41.60.040; adding a new section to chapter 41.60 RCW; creating new sections; repealing section 7, chapter 142, Laws of 1965 ex. sess., section 6, chapter 122, Laws of 1975-'76 2nd ex. sess. and RCW 41.60.900; and making an appropriation.

To Committee on State Government

HOUSE CONCURRENT RESOLUTION NO. 18, by Committee on Labor and Economic Development and Representatives Eberle, Patrick, Sanders, Addison and Tilly:

Recommending the continuation of the office of small business.

To Committee on Labor and Economic Development

HOUSE CONCURRENT RESOLUTION NO. 19, by Representatives Williams and Thompson:

Urging the construction of a bulk coal handling facility.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended, and House Concurrent Resolution No. 19 was advanced to second reading.

On motion of Mr. Nelson (G), further consideration of House Concurrent Resolution No. 19 was deferred, and the resolution was ordered placed at the top of today's second reading calendar.

SENATE BILL NO. 3255, by Senators Pullen, Rasmussen, Hurley, Benitz and Vognild:

Clarifying the law regulating carrying concealed weapons.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 3334, by Senators Gaspard and Bauer (by Superintendent of Public Instruction request):

Implementing law relating to reimbursement of school districts when unforeseen events occur.

To Committee on Education

SENATE BILL NO. 3383, by Senators Deccio, Clarke and Shinpoch (by Insurance Commissioner request):

Revising licensing laws regulating insurance industry.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 3730, by Senators Charnley and Guess:

Requiring investment of certain municipal moneys.

To Committee on Local Government

ENGROSSED SENATE BILL NO. 3898, by Senators Rasmussen and Jones (by Utilities and Transportation Commission request):

Changing the name of the utilities and transportation commission to the public service commission.

To Committee on Transportation

ENGROSSED SENATE BILL NO. 3903, by Senator Newhouse:

Excluding weekends and holidays from definition of "banking day."

To Committee on Financial Institutions and Insurance

ENGROSSED SENATE BILL NO. 3953, by Senators Williams, Hemstad, Kiskaddon, Hayner and Charnley:

Permitting rape to be charged by one spouse against another after a marriage dissolution action has been filed.

To Committee on Ethics, Law and Justice

SENATE BILL NO. 4327, by Senator Deccio:

Authorizing the department of social and health services to establish fee schedules for certain services.

To Committee on Human Services

ENGROSSED SUBSTITUTE SENATE JOINT RESOLUTION NO. 133, by Committee on Constitutions and Elections (originally sponsored by Senators Pullen, Woody and Gould):

Amending the Constitution to clarify signature requirements and filing dates for initiatives to the legislature.

To Committee on State Government

MOTIONS

On motion of Mr. Nelson (G), all bills and resolutions listed on today's agenda under the fourth order of business, with the exception of House Concurrent Resolution No. 19, were considered first reading and passed to the committees designated.

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 456, by Representatives Clayton, Amen, Smith, Fancher, Barr, Flanagan, McCormick, Lundquist and Dickie:

Revising laws relating to storage of agricultural commodities.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 456, and the bill passed the House by the following vote: Yeas, 89; nays, 0; not voting, 9.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Berleen, Chandler, Eng, Greengo, Hine, Lux, Nelson D., Salatino, and Mr. Speaker.

House Bill No. 456, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 279, by Committee on Education (originally sponsored by Committee on Education and Representative Taylor):

Authorizing school districts upon vote of school board to hold election to return to system of directors thereof running at large.

The bill was read the third time and placed on final passage.

Mr. Tilly spoke in favor of passage of the bill, and Mr. Ehlers spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 279, and the bill passed the House by the following vote: Yeas, 62; nays, 32; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, Wilson.

Voting nay: Representatives Bender, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Granlund, Grimm, Gruger, Heck, King R., Kreidler, Lux, Maxie, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Thompson, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Chandler, Greengo, Hine, and Mr. Speaker.

Substitute House Bill No. 279, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 145, by Committee on Revenue (originally sponsored by Representatives Rosbach, Fancher, Nisbet, Chamberlain, Fiske, Lundquist, Owen, North, Scott and Wilson):

Providing an alternative tax on small harvesters of timber.

The bill was read the third time and placed on final passage.

Representatives Rosbach and Rust spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 145, and the bill passed the House by the following vote: Yeas, 93; nays, 1; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representative Eng.

Not voting: Representatives Chandler, Greengo, Hine, and Mr. Speaker.

Substitute House Bill No. 145, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker assumed the Chair.

ENGROSSED HOUSE BILL NO. 114, by Committee on Transportation and Representatives Wilson and McCormick:

Excusing railroads and their employees from liability for injury to trespassers on bridges, trestles and tracks.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 114, and the bill passed the House by the following vote: Yeas, 82; nays, 13; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brown, Eng, Gallagher, Garrett, King J., King R., Lundquist, Monohon, Nelson D., Padden, Valle, Vander Stoep, Wang.

Not voting: Representatives Chandler, Greengo, Hine.

Engrossed House Bill No. 114, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 61, by Committee on Revenue (originally sponsored by Representatives Flanagan, Brown, Galloway, Greengo, Sommers, Hastings, Garson and Fiske):

Placing telephone companies and their competitors on an equal excise tax basis.

The bill was read the third time and placed on final passage.

Representatives Flanagan, Brown and Rust spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 61, and the bill passed the House by the following vote: Yeas, 93; nays, 0; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Chandler, Greengo, Hine, Lane, Nelson G. A.

Substitute House Bill No. 61, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 163, by Representatives Kreidler, Ellis and Wang:

Permitting handicapped voters to be assisted by another voter or by election officials.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 163, and the bill passed the House by the following vote: Yeas, 92; nays, 1; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representative Schmidt.

Not voting: Representatives Chandler, Dawson, Greengo, Hine, and Mr. Speaker.

Engrossed House Bill No. 163, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Representative Greengo appeared at the bar of the House.

ENGROSSED HOUSE BILL NO. 334, by Representatives Stratton, Mitchell, Maxie, Rinehart, Erickson, North, Barrett and Padden:

Permitting donations of pacemakers under the uniform anatomical gift act.

The bill was read the third time and placed on final passage.

Representatives Stratton and Barrett spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 334, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Chandler, Hine, and Mr. Speaker.

Engrossed House Bill No. 334, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND SUBSTITUTE HOUSE BILL NO. 157, by Committee on Local Government (originally sponsored by Representatives Addison, O'Brien, Sanders, Erak, Dickie, Isaacson, Johnson, McGinnis, Leonard, Bond and Taylor):

Requiring local governments and state agencies to pay interest on delinquent contract payments.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 157, and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Chandler, Greengo.

Not voting: Representative Hine.

Second Substitute House Bill No. 157, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 224, by Committee on Revenue (originally sponsored by Committee on Revenue and Representative Greengo):

Providing for the taxation of vending machine sales of food.

The bill was read the third time and placed on final passage.

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

POINT OF INQUIRY

Mr. Hastings yielded to question by Ms. Rinehart.

Ms. Rinehart: "Testimony before the Revenue Committee revealed that the choice of fifty-seven percent of gross receipts as the appropriate taxable value of vending machine food sales is based on studies of past sales. There is no guarantee that this percentage will be appropriate in the future. Changes in consumer demand and other factors affecting vending machine food sales may justify a future increase or decrease in the percentage.

To ensure that the Legislature is informed of warranted changes in this percentage, I believe the Department of Revenue should conduct periodic reviews of sales' and tax receipts' characteristics. I propose that the Department of Revenue be asked to complete a first review for the Legislature prior to the 1985 session."

Mr. Hastings: "I am willing to join with you in making a request that the Department of Revenue conduct this review. It is my understanding that a statutory review requirement will not be needed to give the Department direction. The Department has indicated that our request, which will be noted in the House Journal, will be sufficient."

Ms. Rinehart: "I appreciate your support, Representative Hastings. I assume the Department of Revenue is listening and will respond to our request in a timely fashion."

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 224, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Hine.

Substitute House Bill No. 244, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 16, by Committee on Revenue (originally sponsored by Representatives Tilly, Fancher, Isaacson, Schmitt, Barr and Ellis):

Modifying the real estate excise tax affidavit.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 16, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J.,

King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Hine.

Engrossed Substitute House Bill No. 16, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND SUBSTITUTE HOUSE BILL NO. 158, by Committee on Higher Education (originally sponsored by Representatives King (J), Barnes, Chamberlain and Galloway):

Exempting certain schools and colleges from educational services registration act.

The bill was read the third time and placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 158, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Hine, Isaacson.

Second Substitute House Bill No. 158, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 385, by Committee on Labor and Economic Development and Representatives Sanders, Patrick, Eberle, Flanagan, Barrett, Hankins, Clayton, King (J), Monohon, Smith, Ellis, Vander Stoep, Isaacson, Addison and McGinnis:

Enacting the Regulatory Fairness Act.

The bill was read the third time and placed on final passage.

Representatives Sanders and Brekke spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Sanders yielded to question by Mr. Chandler.

Mr. Chandler: "Representative Sanders, the comment was just made by the previous speaker about a very small fiscal impact. I'm one who needs to be concerned about small fiscal impacts, and our rules clearly state that any bill with a fiscal impact of \$50,000 or greater must go the Ways and Means Committee. The fiscal note that I see indicates that for the Department of Social and Health Services alone, the impact would be 13-1/2 FTE's and \$303,000. I don't mean to get into the way of anyone's good legislation, but I do think we need to follow the rules of the House and have legislation prioritized by the budgeting committee. So unless you can assure me that this bill doesn't have a \$50,000 or greater fiscal impact, I must ask that we move it into Ways and Means Committee."

Mr. Sanders: "Representative Chandler, we've studied the fiscal impact of this bill in depth, and the first indications from the department agencies were a blunted impact because they didn't want anything to do with this bill. As you know, the agencies will frequently unofficially balloon their fiscal estimates in order to kill a bill. When these high estimates came in we did a study on them, and I can provide you with the report. We have it available on the Chief Clerk's desk; it was made by the Independent Business Association and shows that, based on a similar measure which has been passed by the federal government, the fiscal impact on state government will be less than \$50,000. I have confidence that is the true fiscal impact."

MOTION

On motion of Mr. Nelson (G), further consideration of House Bill No. 385 was deferred and it was ordered placed on the third reading calendar following Engrossed House Bill No. 171.

SUBSTITUTE HOUSE BILL NO. 196, by Committee on Education (originally sponsored by Representatives Ellis, Taylor, Nelson (G), Tilly, Hastings, James, Lewis, McCormick, Lane, Gallagher, Vander Stoep, Barnes, Johnson, Warnke, Heck, Barr, Eberle, Bond and Grimm):

Authorizing exempt category of private schools who because of matters of conscience and/or religious belief cannot otherwise comply with present approval procedure.

The bill was read the third time and placed on final passage.

Representatives Ellis, Van Dyken and Greengo spoke in favor of passage of the bill, and Representatives Galloway, Rust, Monohon, Pruitt, Valle, Ehlers and Lux spoke against it.

Mr. Ellis spoke again in favor of the bill.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 196, and the bill passed the House by the following vote: Yeas, 56; nays, 40; not voting, 2.

Voting yea: Representatives Addison, Barnes, Barr, Bender, Berleen, Bond, Brown, Cantu, Chandler, Clayton, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Greengo, Grimm, Hastings, Heck, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, Vander Stoep, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Barrett, Becker, Bickham, Brekke, Burns, Chamberlain, Dawson, Ehlers, Eng, Erak, Galloway, Garrett, Garson, Granlund, Gruger, Hankins, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., Owen, Prince, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Teutsch, Thompson, Tupper, Valle, Walk, Wang, Williams.

Not voting: Representatives Hine, Winsley.

Substitute House Bill No. 196, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 557, by Committee on Human Services (originally sponsored by Representatives Mitchell, Sommers, Nisbet, Becker, Chandler, Dickie, Padden, Kreidler, Bickham, Vander Stoep, Patrick, Williams, Hankins, Owen, Fancher, Scott, Brekke, Stratton, Nickell, Rosbach, Nelson (G), Valle, Chamberlain, Lundquist, Eberle, Martinis, Granlund, Isaacson, McCormick, Van Dyken, Hastings, Johnson, Heck, Amen, Gruger, Tilly, Bond, Struthers, James, Addison, Houchen, Clayton, Winsley, Barr and Ellis):

Prohibiting transfer of assets for the purpose of qualifying for medical assistance benefits.

The bill was read the third time and placed on final passage.

Representatives Mitchell and Sommers spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 557, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Hine.

Substitute House Bill No. 557, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 323, by Committee on Local Government (originally sponsored by Committee on Local Government and Representative Isaacson):

Revising laws relating to the division of industrially zoned property.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 323, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Hine.

Substitute House Bill No. 323, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 12, by Representatives Isaacson, Valle, Wilson, Hankins and Maxie:

Permitting the use of a renewed vehicle license for a full twelve-month period.

The bill was read the third time and placed on final passage.

Mr. Isaacson spoke in favor of the bill, and Mr. Martinis spoke against it.

Mr. Isaacson again spoke in favor of the bill, and Mr. Martinis again opposed it.

Representatives Addison and Brown spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 12, and the bill passed the House by the following vote: Yeas, 86; nays, 11; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Leonard, Lewis, Lundquist, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Garson, King J., King R., Lux, Martinis, Rinehart, Rust, Sherman, Wang, Williams.

Not voting: Representative Hine.

House Bill No. 12, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 171, by Committee on Local Government and Representative Isaacson:

Limiting electrical inspection fees.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 171, and the bill passed the House by the following vote: Yeas, 92; nays, 3; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, King J., Monohon.

Not voting: Representatives Garrett, Hine, Kreidler.

Engrossed House Bill No. 171, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 385:

The House resumed consideration of the bill on third reading.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 385, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Hine.

House Bill No. 385, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 176, by Committee on State Government (originally sponsored by Representatives Nelson (G), King (R), McGinnis, Greengo, Ehlers, Erickson, Walk, Addison and Hine):

Providing for competitive selection of architects and engineers on public construction projects.

The bill was read the third time and placed on final passage.

Mr. Nelson (G) spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. Walk.

Mr. Walk: "Representative Nelson, in section 4, the first sentence requires agencies to encourage architectural engineering firms to submit annually statements of qualification and performance data. Can agencies comply with this requirement by having their associations annually prepare a list of agencies with the names, addresses and phone numbers of a contact person for each agency and then mail this list to the Architects' and Engineers' Coordinating Council?"

Mr. Nelson (G): "Representative Walk, that can be done and it is one form of encouragement that would be an additional good step for a lot of the small water and sewer districts."

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 176, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson,

Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Hine, McDonald.

Substitute House Bill No. 176, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

March 23, 1981

HOUSE BILL NO. 84, Prime Sponsor: Representative Chandler, authorizing means for the disclosure of natural parent identities to adopted persons. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - Human Services.

March 23, 1981

HOUSE BILL NO. 178, Prime Sponsor: Committee on State Government, modifying requirements for building and funding the Washington center for the performing arts. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Greengo, Hankins, Johnson, Lane, McGinnis, Nelson (D), O'Brien, Rinehart, Rust.

Voting nay: Representatives Addison, Chairman; Erak, Sprague.

Not attending: Representative Nickell.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 184, Prime Sponsor: Committee on Ethics, Law and Justice, rejecting federal bankruptcy law exemptions. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Granlund.

Passed to Committee on Rules for second reading.

March 18, 1981

HOUSE BILL NO. 213, Prime Sponsor: Representative Thompson, modifying the scope of the Open Public Meetings Act. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Sprague.

Voting nay: Representatives Hankins, Johnson, Rinehart, Rust.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 228, Prime Sponsor: Representative Dawson, modifying the provisions on financial responsibility for motor vehicles. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means.

March 23, 1981

HOUSE BILL NO. 257, Prime Sponsor: Representative Van Dyken, providing for supplemental police protection in border areas. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Voting nay: Representative Addison.

Rereferred to Committee on Appropriations - General Government.

March 23, 1981

HOUSE BILL NO. 268, Prime Sponsor: Committee on Ethics, Law and Justice, delaying vehicle license renewal until unpaid parking fines are paid. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Salatino, Ranking Minority Member; Bickham, Granlund, Gruger, Pruitt, Tilly, Wang.

Voting nay: Representatives Padden, Vice Chairman; Becker, Patrick, Schmidt, Tupper, Winsley.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 270, Prime Sponsor: Committee on Human Services, licensing social workers. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - Human Services.

March 23, 1981

HOUSE BILL NO. 300, Prime Sponsor: Representative Fancher, revising provisions for leasing state lands. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Agriculture.

March 20, 1981

HOUSE BILL NO. 324, Prime Sponsor: Representative Thompson, eliminating interest rate limits for certain government financial obligations. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, Stratton, Van Dyken.

Not signing report: Representative Brown.

Not attending: Representative North.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 359, Prime Sponsor: Committee on Human Services, modifying provisions of law on health services and facilities requiring certificates of need. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer from Committee on Appropriations - Human Services to Committee on Rules.

March 23, 1981

HOUSE BILL NO. 402, Prime Sponsor: Representative Barnes, modifying powers and duties of the energy office. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations - General Government.

March 23, 1981

HOUSE BILL NO. 443, Prime Sponsor: Committee on Transportation, facilitating construction of a toll bridge at north Richland. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means.

March 20, 1981

HOUSE BILL NO. 451, Prime Sponsor: Representative Ehlers, modifying provisions relating to juveniles. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Walk, Van Dyken.

Not attending: Representative Struthers.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 659, Prime Sponsor: Committee on Labor and Economic Development, implementing law relating to the control of liquor. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Revenue.

March 23, 1981

HOUSE BILL NO. 692, Prime Sponsor: Committee on Local Government, implementing law relating to filling of vacancies on water and sewer district commission. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; Chamberlain.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 693, Prime Sponsor: Committee on Local Government, authorizing cities to set terms under which city utility service may be extended outside city limits. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Brown, Burns, Garrett, Hine, James, Monohon, North, Stratton, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representatives Berleen, Lane, Leonard.

Not attending: Representatives Lundquist, Vice Chairman; Chamberlain.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 697, Prime Sponsor: Committee on Local Government, modifying the application of the appearance of fairness doctrine. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; Chamberlain.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 708, Prime Sponsor: Committee on Local Government, changing fees for official services, and permitting their recovery as court costs. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Garrett, James, Lane, Leonard, Monohon, North, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; Chamberlain, Hine, Stratton.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House advanced to the sixth order of business.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 19, by Representatives Williams and Thompson:

Urging the construction of a bulk coal handling facility.

The resolution was read the second time. On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Mr. Williams spoke in favor of the resolution, and it was adopted.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE CONCURRENT RESOLUTION NO. 17.

MOTION

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

RESOLUTIONS

HOUSE RESOLUTION NO. 81-32, by Representatives Teutsch and Chandler:

WHEREAS, The Juanita High School Rebels girls' basketball team went through its 1981 season with twenty-seven wins and two losses; and

WHEREAS, The Rebels combined their exceptional talents with an overwhelming amount of dedication to win the State Class AAA girls' high-school championship; and

WHEREAS, The Rebels, under the guidance of Head Coach Dick Bjerke and Assistant Coach Kathy Michaelis, resolved a three year goal into a superlative season of championship basketball; and

WHEREAS, The Rebels formed together a team of dynamic enthusiasm, intelligence, and true love of athletics to fulfill their goals; and

WHEREAS, The Rebels displayed athletic ability as well as scholastic achievements proven by their outstanding accumulative team grade point average of 3.5; and

WHEREAS, The Rebels, both players and coaches, conducted themselves as athletes and gracious victors this year representing the community of Juanita and the state of Washington as state champions;

NOW, THEREFORE, BE IT RESOLVED, By the Washington State House of Representatives, That the Juanita High School girls' basketball team, its coaches, staff, cheer staff, pep band, trainers and entire student body be officially congratulated for their accomplishments in 1981; and

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to Juanita High School for the coaches, Dick Bjerke, Kathy Michaelis; team players, Colleen Baker, Hope Grimm, Maria Haley, Karen Jones, Katrina McNeal, Lisa Navarro, Lisa Plankey, Stephanie Secord, Polly Vaughn, Tracey Washburn and for members of the cheer staff, pep band, trainers, and administration.

Ms. Teutsch moved adoption of the resolution. Representatives Teutsch and Chandler spoke in favor of the resolution and it was adopted.

HOUSE RESOLUTION NO. 81-29, by Representatives Grimm, Walk, Brown, Ehlers, Erickson, Salatino, Wang, Gallagher, Granlund, Johnson, Dawson and Winsley.

WHEREAS, The Puyallup Valley Daffodil Festival is an annual attraction for thousands of Washington residents; and

WHEREAS, The Daffodil Festival signals the advent of springtime and directs our attention once again to the beauty which nature has bestowed upon us; and

WHEREAS, This forty-eighth annual Daffodil Festival will continue in the tradition of festivities with entertainment and beauty for all to enjoy; and

WHEREAS, The Daffodil Festival will open on April 4, this year with the Junior Parade, will feature the Queen's Luncheon, a barbecue, and a beautiful show of floral displays; and

WHEREAS, The Daffodil Parade will take place on April 11, signalling the close of the Festival on April 12; and

WHEREAS, The Queen of this year's Puyallup Valley Daffodil Festival, Cindy Kovalenko of Sumner High School, will tour the Capitol on March 26, and will visit this House of Representatives to extend the invitation of the entire Royal Court to the people of the state of Washington to attend the Festival;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Royal Court, as representatives of the residents of the Puyallup Valley area, be complimented for their efforts in organizing and presenting the Daffodil Festival for the enjoyment of the people of this state; and

BE IT FURTHER RESOLVED, That the House of Representatives urges everyone in this state to attend the forty-eighth annual Puyallup Valley Daffodil Festival and join with the residents of that area in their traditional celebration of the arrival of spring.

Mr. Grimm moved adoption of the resolution and spoke in favor of it.

House Resolution No. 81-29 was adopted.

HOUSE RESOLUTION NO. 81-30, by Representative Scott:

WHEREAS, The right of way of the abandoned Milwaukee Railroad line stretches for two hundred miles through the state of Washington, starting at the town of Easton and extending through central and eastern Washington to the Idaho border; and

WHEREAS, Retention of the right of way corridor in the public domain would serve the best interests of the citizens of Washington because it would preserve a corridor to serve as a vital route for a rail system should a future need arise, and it would allow development of a valuable recreational area for hiking, horseback riding, and other nonmotorized recreational pursuits; and

WHEREAS, There are fifteen steel bridges and fifty-five wooden bridges along the right of way which have been bid for salvage, and this action would foreclose state acquisition of the corridor for recreational purposes; and

WHEREAS, The cost of the bridges at salvage is \$281,000 but the cost of replacing the bridges to allow future use of the right of way as a rail system route would be in the millions of dollars; and

WHEREAS, The legislature acknowledges the value and importance of acquiring the right of way corridor for public use, and recognizes the need to act quickly before public acquisition is foreclosed;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That a thirty day moratorium be imposed on any final action which would foreclose the state from acquiring the abandoned right of way for use as a recreational corridor.

BE IT FURTHER RESOLVED, That this resolution does not affect pending or future legislation which promotes port district negotiations or the right of port districts to acquire and operate rail facilities.

Mr. Scott moved adoption of the resolution and spoke in favor of it.

Mr. Smith spoke against the resolution, and Mr. Greengo spoke in favor of it.

MOTION

On motion of Mr. Nelson (G), further consideration of House Resolution No. 81-30 was deferred, and the resolution was ordered to retain its place on the eighth order of business.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Wednesday, March 25, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SEVENTY-THIRD DAY
MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, March 25, 1981

The House was called to order at 9:30 a.m. by the Speaker.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 725, by Committee on Higher Education and Representative Teutsch:

AN ACT Relating to education; amending section 4, chapter 188, Laws of 1979 ex. sess. as amended by section 1, chapter 82, Laws of 1980 and RCW 28B.05.040; amending section 14, chapter 75, Laws of 1923 as last amended by section 13, chapter 158, Laws of 1979 and RCW 18.15.090; creating new sections; adding a new section to chapter 18.15 RCW; and adding new sections to chapter 18.18 RCW.

To Committee on Higher Education

HOUSE BILL NO. 726, by Committee on Education and Representatives Warnke, North, Heck, King (R), Grimm and Ehlers:

AN ACT Relating to education; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

To Committee on Education

HOUSE BILL NO. 727, by Committee on Appropriations - General Government and Representative Williams:

AN ACT Relating to assessment of forest lands for fire protection and suppression purposes; and amending section 1, chapter 102, Laws of 1977 ex. sess. and RCW 76.04.360.

To Committee on Appropriations - General Government

HOUSE JOINT MEMORIAL NO. 15, by Committee on State Government and Representative Lewis:

Requesting that the U.S. postal service issue a stamp commemorating the eruption of Mount St. Helens.

To Committee on State Government

MOTION

On motion of Mr. Nelson (G), the bills and the memorial listed on today's agenda under the fourth order of business were considered first reading and passed to the committees designated.

REPORTS OF STANDING COMMITTEES

March 23, 1981

HOUSE BILL NO. 66, Prime Sponsor: Representative Warnke, transferring the Auburn game farm to the parks and recreation commission. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass with the following amendment and the amendment by Committee on Natural Resources and Environmental Affairs be also adopted:

On page 2, after line 5, insert a new subsection to read as follows:

"(5) Further development of this tract of land shall take place only after an agreement is reached between the state parks and recreation commission and the city of Auburn. The agreement shall include the responsibilities of each party for the operation and development of this site."

Re-number the remaining sections consecutively.

Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, King (J), Maxie, McGinnis, Rosbach.

Not attending: Representative Fiske, Vice Chairman.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 72, Prime Sponsor: Representative Lux, penalizing the destruction of property of another which is designed to incite racial hatred. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Tilly, Tupper, Winsley.

Not signing report: Representatives Padden, Vice Chairman; Gruger, Patrick, Pruitt, Wang.

Not attending: Representative Schmidt.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 116, Prime Sponsor: Representative Schmitt, revising game fees. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: The substitute bill by Committee on Natural Resources and Environmental Affairs be substituted therefor and the substitute bill do pass. Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ellis, Gruger, McGinnis, Rosbach.

Voting nay: Representatives Ehlers, King (J), Maxie.

Not attending: Representative Fiske, Vice Chairman.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 128, Prime Sponsor: Representative Brown, enacting a bill of rights for victims and witnesses of crime. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Granlund, Schmidt.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 246, Prime Sponsor: Committee on Institutions, modifying provisions relating to the criminal justice training account. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Valle.

Not attending: Representatives Dawson, Tilly.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 368, Prime Sponsor: Representative Granlund, modifying provisions relating to camping clubs. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representative Barrett.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 378, Prime Sponsor: Committee on Labor and Economic Development, revising laws regulating cosmetology. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Barr, Barrett, Clayton, Eberle, Flanagan, Hankins, Monohon, Smith.

Voting nay: Representatives Scott, Ranking Minority Member; Brekke, Brown, Garrett, King (J), Lux.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 381, Prime Sponsor: Representative Tilly, modifying procedures applicable to conditionally released persons. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendments:

On page 4, after line 2 insert:

"Sec. 3. Section 22, chapter 117, Laws of 1973 1st ex. sess. as amended by section 17, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.220 are each amended to read as follows:

No person confined pursuant to this chapter shall be incarcerated in a state correctional institution or facility: PROVIDED, That nothing herein shall prohibit confinement in a mental health facility located wholly within a correctional institution nor in a county jail or other local facility while awaiting either placement in a treatment program or a court hearing pursuant to this chapter."

On page 1, line 6 of the title after "RCW 10.77.190" insert "; amending section 22, chapter 117, Laws of 1973 1st ex. sess. as amended by section 17, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.220"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not signing report: Representative Gruger.

Not attending: Representative Granlund.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 388, Prime Sponsor: Representative Houchen, authorizing local jail improvement and construction bonds. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Nisbet, Chairman; Becker, Ranking Minority Member; Brekke, Dawson, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Valle.

Voting nay: Representative Berleen, Vice Chairwoman.

Not attending: Representative Tilly.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 410, Prime Sponsor: Committee on Human Services, modifying provisions relating to county alcoholism and drug abuse programs. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 433, Prime Sponsor: Committee on Institutions, providing for termination of the criminal justice training commission. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Johnson, Kreidler, Mitchell, Pruitt, Tilly, Valle.

Not attending: Representatives Dawson, Houchen.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 466, Prime Sponsor: Representative Sprague, providing for the distribution of funds received under the geothermal steam act. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: The substitute bill by Committee on Energy and Utilities be substituted therefor and the substitute bill do pass. Signed by Representatives Williams, Chairman; Barnes, Ellis, Gruger, King (J), Maxie, McGinnis, Rosbach.

MINORITY recommendation: Do not pass. Signed by Representatives Thompson, Ranking Minority Member; Ehlers.

Not attending: Representatives Fiske, Vice Chairman; Amen.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 497, Prime Sponsor: Committee on Human Services, clarifying laws on state residential schools. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 525, Prime Sponsor: Committee on Human Services, establishing procedures for collection of public assistance overpayments. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 567, Prime Sponsor: Committee on Ethics, Law and Justice, revising requirements for testing suspected drunk drivers. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Bickham, Granlund, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Voting nay: Representatives Becker, Gruger.

Not attending: Representative Schmidt.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 569, Prime Sponsor: Representative Nickell, redefining habitual criminal status. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, beginning on line 15 strike everything through "therefor." on line 22

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Bickham, Granlund, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Voting nay: Representatives Salatino, Ranking Minority Member; Becker, Gruger, Winsley.

Not attending: Representative Schmidt.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 591, Prime Sponsor: Committee on Ethics, Law and Justice, permitting the marketing of property prior to the recording of the final plat, contingent upon such recording. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Granlund, Schmidt, Tupper.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 598, Prime Sponsor: Committee on Ethics, Law and Justice, providing funding for the Washington association of sheriffs and police chiefs. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Winsley.

MINORITY recommendation: Do not pass. Signed by Representative Tupper.

Voting nay: Representative Wang.

Not attending: Representatives Salatino, Ranking Minority Member; Schmidt.

Rereferred to Committee on Appropriations - General Government.

March 23, 1981

HOUSE BILL NO. 601, Prime Sponsor: Committee on Ethics, Law and Justice, enacting the court congestion reduction act. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Schmidt.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 620, Prime Sponsor: Committee on State Government, providing for disability leave for state patrol officers. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 3 after line 4 add a new section to read as follows:

NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of state government, and its existing public institutions, and shall take effect January 1, 1981.

Renumber the remaining sections consecutively.

On page 3, after line 4 insert a new section as follows:

NEW SECTION. Sec. 2. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provisions to other persons or circumstances is not affected.

Renumber the remaining sections consecutively.

Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, King (J), Maxie, McGinnis, Rosbach.

Not attending: Representative Fiske, Vice Chairman.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 625, Prime Sponsor: Representative Barr, modifying provisions relating to superior court judges. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Schmidt.

Rereferred to Committee on Appropriations – General Government.

March 23, 1981

HOUSE BILL NO. 626, Prime Sponsor: Committee on Ethics, Law and Justice, providing civil and criminal penalties for certain acts relating to pornography and moral nuisances. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Becker, Bickham, Granlund, Patrick, Pruitt, Schmidt, Tilly, Tupper, Winsley.

Voting nay: Representatives Salatino, Ranking Minority Member; Gruger.

Not attending: Representative Wang.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 650, Prime Sponsor: Committee on Education, establishing school district building fund and specifying purposes for which it may be used. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Ellis, Galloway, Hine, James, Lane, Lewis, Maxie, McDonald, Vander Stoep, Warnke.

Not attending: Representatives Eng, McDonald.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 660, Prime Sponsor: Committee on Labor and Economic Development, modifying labor dispute disqualification for unemployment benefits. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Barr, Barrett, Clayton, Eberle, Flanagan, Hankins, King (J), Smith.

Voting nay: Representatives Scott, Ranking Minority Member; Brekke, Brown, Garrett, Lux, Monohon.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 667, Prime Sponsor: Committee on Education, implementing the law relating to school district excess levies. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Bender, Cantu, Dickie, Ellis, Hine, Lane, Lewis, Maxie, McDonald, Vander Stoep.

Voting nay: Representatives Valle, Ranking Minority Member; Warnke.

Not signing report: Representatives Ehlers, Galloway, James.

Not attending: Representatives Eng, McDonald.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 681, Prime Sponsor: Committee on Labor and Economic Development, implementing law relating to electrical installations with reference to medical devices and equipment. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barrett, Brekke, Clayton, Eberle, Flanagan, Hankins, King (J), Lux, Smith.

Voting nay: Representatives Barr, Brown, Garrett, Monohon.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 682, Prime Sponsor: Committee on Ethics, Law and Justice, extending the statute of limitations for certain crimes of sexual abuse against children. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Schmidt.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 706, Prime Sponsor: Committee on Institutions, modifying provisions on contraband and detention facilities. Reported by Committee on Institutions.

MAJORITY recommendation: Do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representative Berleen.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 707, Prime Sponsor: Representative Mitchell, appropriating funds for water supply facilities. Reported by Committee on Appropriations – Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Dawson, Johnson, Kreidler, Mitchell, Pruitt, Tilly, Valle.

Not attending: Representatives Dawson, Houchen.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 709, Prime Sponsor: Committee on Local Government, transferring county treasurers' duties relating to metropolitan park districts to city treasurers. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; Chamberlain.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE JOINT MEMORIAL NO. 13, Prime Sponsor: Representative Becker, supporting enactment of federal legislation to provide states more flexibility in administering medicaid programs. Reported by Committee on Appropriations – Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Dawson, Johnson, Kreidler, Mitchell, Pruitt, Tilly, Valle.

Not attending: Representative Houchen.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE JOINT RESOLUTION NO. 10, Prime Sponsor: Committee on Ethics, Law and Justice, authorizing appointment of retired judges as superior court judges pro tem. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Salatino, Ranking Minority Member; Bickham, Granlund, Pruitt, Tilly, Wang, Winsley.

Voting nay: Representatives Padden, Vice Chairman; Becker, Gruger, Patrick, Tupper.

Not attending: Representative Schmidt.

Passed to Committee on Rules for second reading.

March 23, 1981

ENGROSSED SENATE BILL NO. 3170, Prime Sponsor: Senator Rasmussen, providing for payment of bond anticipation notes. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers. Ellis, Gruger, King (J), Maxie, McGinnis, Rosbach.

Not attending: Representative Fiske, Vice Chairman.

Passed to Committee on Rules for second reading.

MOTION

ON motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Thursday, March 26, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SEVENTY-FOURTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Thursday, March 26, 1981

The House was called to order at 9:30 a.m. by the Speaker.

MESSAGES FROM THE SENATE

March 24, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3027,
 ENGROSSED SENATE BILL NO. 3028,
 SENATE BILL NO. 3066,
 ENGROSSED SENATE BILL NO. 3073,
 REENGROSSED SENATE BILL NO. 3114,
 SUBSTITUTE SENATE BILL NO. 3127,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3128,
 ENGROSSED SENATE BILL NO. 3183,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3206,
 SENATE BILL NO. 3262,
 SENATE BILL NO. 3265,
 SENATE BILL NO. 3303,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3315,
 ENGROSSED SENATE BILL NO. 3319,
 ENGROSSED SENATE BILL NO. 3372,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3385,
 ENGROSSED SENATE BILL NO. 3740,
 SENATE BILL NO. 3750,
 SENATE BILL NO. 3785,
 SUBSTITUTE SENATE BILL NO. 3961,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

March 24, 1981

Mr. Speaker:

The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 17,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 728, by Committee on State Government and Representative Sommers:

AN ACT Relating to appraisers; amending section 2, chapter 177, Laws of 1980 and RCW 74.46.020; and amending section 2, chapter 97, Laws of 1979 ex. sess. and RCW 79.01.525.

To Committee on State Government

HOUSE BILL NO. 729, by Committee on Transportation and Representative Wilson:

AN ACT Relating to transportation financing; amending section 82.36.440, chapter 15, Laws of 1961 as amended by section 5, chapter 181, Laws of 1979 ex. sess. and RCW 82.36.440; amending section 29, chapter 175, Laws of 1971 ex. sess. as amended by section 6, chapter 181, Laws of 1979 ex. sess. and RCW 82.38.280; creating a new chapter in Title 82 RCW; declaring an emergency; and providing an effective date.

To Committee on Transportation

HOUSE BILL NO. 730, by Committee on Labor and Economic Development and Representatives Patrick and Sanders:

AN ACT Relating to mobile equipment; adding a new chapter to Title 46 RCW; and providing penalties.

To Committee on Labor and Economic Development

HOUSE BILL NO. 731, by Committee on Labor and Economic Development and Representatives Ellis, Sanders and Garrett:

AN ACT Relating to buying precious metals; and amending section 235, chapter 249, Laws of 1909 and RCW 19.60.010.

To Committee on Labor and Economic Development

HOUSE BILL NO. 732, by Committee on Human Services and Representatives Van Dyken and Grimm:

AN ACT Relating to the Rainier school dairy farm; amending section 72.01.140, chapter 28, Laws of 1959 as amended by section 149, chapter 141, Laws of 1979 and RCW 72.01.140; adding a new section to chapter 72.01 RCW; adding new sections to chapter 28B.30 RCW; creating new sections; declaring an emergency; and providing an effective date.

To Committee on Human Services

HOUSE BILL NO. 733, by Committee on State Government and Representative Garson:

AN ACT Relating to retirement; amending section 59, chapter 80, Laws of 1947 as last amended by section 5, chapter 205, Laws of 1979 ex. sess. and RCW 41.32.590; and amending section 39, chapter 274, Laws of 1947 as last amended by section 6, chapter 205, Laws of 1979 ex. sess. and RCW 41.40.380.

To Committee on State Government

HOUSE BILL NO. 734, by Committee on Labor and Economic Development and Representatives Patrick and Sanders:

AN ACT Relating to the purchase, sale, and exchange of mobile homes; amending section 2, chapter 252, Laws of 1941 as last amended by section 68, chapter 158, Laws of 1979 and RCW 18.85.010; and amending section 3, chapter 11, Laws of 1979 as amended by section 186, chapter 158, Laws of 1979 and RCW 46.70.011.

To Committee on Labor and Economic Development

HOUSE BILL NO. 735, by Committee on Energy and Utilities and Representatives Barnes, Nelson (D), Wang, Bond, Dickie and Lux:

AN ACT Relating to solid waste disposal; and amending section 4, chapter 58, Laws of 1975-'76 2nd ex. sess. and RCW 36.58.060.

To Committee on Energy and Utilities

HOUSE BILL NO. 736, by Committee on State Government and Representative Garson:

AN ACT Relating to state employees' insurance; amending section 2, chapter 136, Laws of 1977 ex. sess. as last amended by section 2, chapter 120, Laws of 1980 and RCW 41.05.025; and amending section 5, chapter 39, Laws of 1970 ex. sess. as last amended by section 55, chapter 151, Laws of 1979 and RCW 41.05.050.

To Committee on State Government

HOUSE BILL NO. 737, by Committee on State Government and Representative Garson:

AN ACT Relating to state employees' insurance; and amending section 2, chapter 136, Laws of 1977 ex. sess. as last amended by section 2, chapter 120, Laws of 1980 and RCW 41.05.025.

To Committee on State Government

HOUSE JOINT MEMORIAL NO. 16, by Committee on Financial Institutions and Insurance and Representatives Van Dyken, Prince, Dawson, Sommers, Taylor, Becker and Tupper:

Requesting the removal of restrictions on interest rates paid on savings accounts.

To Committee on Financial Institutions and Insurance

ENGROSSED SUBSTITUTE SENATE BILL NO. 3027, by Committee on Parks and Ecology (originally sponsored by Senators Williams and Fuller – by Committee on Ecology request):

Restricting the destruction of historic properties.

To Committee on State Government

ENGROSSED SENATE BILL NO. 3028, by Senators Williams, Zimmerman, Goltz, von Reichbauer and Hemstad (by 1980 Ecology Committee request):

Requiring the director of general administration to give preference to historic properties for use by state agencies.

To Committee on State Government

SENATE BILL NO. 3066, by Senators Moore, Sellar, Jones and Bauer:

Revising interest rates on certain loans.

To Committee on Financial Institutions and Insurance

ENGROSSED SENATE BILL NO. 3073, by Senators Ridder and Metcalf:

Exempting from the open public meetings act portions of a meeting at which the state auditor's preliminary report is received.

To Committee on State Government

ENGROSSED SENATE BILL NO. 3114, by Senators Talmadge and Hayner:

Modifying provisions relating to attorneys' fees.

To Committee on Ethics, Law and Justice

SUBSTITUTE SENATE BILL NO. 3127, by Committee on State Government (originally sponsored by Senators Rasmussen, Shinpoch, Lee and Deccio):

Establishing investment policies for state funds.

To Committee on State Government

ENGROSSED SUBSTITUTE SENATE BILL NO. 3128, by Committee on Local Government (originally sponsored by Senators Sellar and Talley):

Modifying provisions on special purpose districts.

To Committee on Local Government

ENGROSSED SENATE BILL NO. 3183, by Senators Talmadge, Hemstad, Wojahn and Sellar:

Revising laws relating to proceedings after judgments against debtors.

To Committee on Ethics, Law and Justice

ENGROSSED SUBSTITUTE SENATE BILL NO. 3206, by Committee on State Government (originally sponsored by Senators Rasmussen and Jones):

Implementing the law relating to control of intoxicating liquor.

To Committee on Labor and Economic Development

SENATE BILL NO. 3262, by Senator Bottiger:

Mandating due process hearing before certification of school bus driver, required by state board of education rules, is cancelled.

To Committee on Education

SENATE BILL NO. 3265, by Senators Peterson, Gallagher and Talley (by Washington Department of Fisheries request):

Modifying the moratorium on salmon charter boat licenses.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3303, by Senators Talmadge and Clarke (by Washington State Patrol request):

Revising law relating to speed traps.

To Committee on Transportation

ENGROSSED SUBSTITUTE SENATE BILL NO. 3315, by Committee on Higher Education (originally sponsored by Senators Goltz and Patterson):

Exempting barber and cosmetology schools from educational services registration act.

To Committee on Higher Education

ENGROSSED SENATE BILL NO. 3319, by Senators Goltz, Patterson and Charnley:

Reviving foreign student scholarship program from extinction under sunset act.

To Committee on Higher Education

ENGROSSED SENATE BILL NO. 3372, by Senator Newhouse:

Increasing penalties for telephone or telegraph fraud.

To Committee on Ethics, Law and Justice

ENGROSSED SUBSTITUTE SENATE BILL NO. 3385, by Committee on Natural Resources (originally sponsored by Senators Vognild, Gallagher, Patterson and Haley):

Authorizing private salmon release-recapture facilities.

To Committee on Natural Resources and Environmental Affairs.

ENGROSSED SENATE BILL NO. 3740, by Senator Shinpoch:

Modifying provisions relating to the state investment board.

To Committee on State Government

SENATE BILL NO. 3750, by Senators Gaspard, Hemstad, McDermott, Craswell, Deccio and Hughes:

Authorizing transportation of private school students in public school busses.

To Committee on Education

SENATE BILL NO. 3785, by Senators Wojahn and Bluechel:

Authorizing certain lenders to be identified as mortgage bankers.

To Committee on Financial Institutions and Insurance

SUBSTITUTE SENATE BILL NO. 3961, by Committee on Local Government (originally sponsored by Senators Hansen, Conner, Talley, Newhouse and Guess):

Extending authority of port districts to operate rail lines.

To Committee on Transportation

MOTION

On motion of Mr. Hastings, all bills, memorials and resolutions listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 24, 1981

HOUSE BILL NO. 63, Prime Sponsor: Representative Monohon, updating provision allowing state credit unions to exercise powers conferred on federal credit unions doing business in state. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, after line 17 add a new section as follows:

*NEW SECTION. Sec. 2. Notwithstanding any other provision of law, the supervisor may make reasonable rules authorizing a credit union to exercise any of the powers conferred at the time of the adoption of the rules upon a federal credit union doing business in this state if the supervisor finds that the exercise of the power:

- (1) Serves the convenience and advantage of depositors and borrowers; and

(2) Maintains the fairness of competition and parity between state-chartered credit unions and federally chartered credit unions.*

Re-number the remaining sections consecutively.

Signed by Representatives Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Dickie, Eng, King (R), McGinnis, Monohon, Rosbach, Sanders, Scott.

Not attending: Representatives Dawson, Chairman; Nisbet, Salatino.

Passed to Committee on Rules for second reading.

March 20, 1981

HOUSE BILL NO. 152, Prime Sponsor: Representative Barrett, limiting registration fee for certain securities. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Clayton, Eberle, Garrett, Hankins, Monohon, Smith.

MINORITY recommendation: Do not pass. Signed by Representatives Brown, Lux.

Voting nay: Representatives Flanagan, King (J).

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 214, Prime Sponsor: Representative Greengo, exempting nonprofit musical, dance, artistic, dramatic and literary associations from property taxation. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, beginning on line 10 strike all of section 3.

On page 1, line 3 of the title after "RCW 84.36.060;" insert "and" and on line 4 strike "; and declaring an emergency"

Signed by Representatives Greengo, Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Rust, Sanders.

Voting nay: Representatives Flanagan, Vice Chairman; Hastings.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 277, Prime Sponsor: Committee on Revenue, requiring an identifying decal from the department of licensing as authority to purchase propane for motor vehicle use. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 297, Prime Sponsor: Representative Dawson, regulating medicare supplemental insurance. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill by Committee on Financial Institutions and Insurance be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Thompson, Williams.

Not attending: Representatives Nisbet, Warnke.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 307, Prime Sponsor: Committee on Labor and Economic Development, implementing law relating to unemployment compensation. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill by Committee on Labor and Economic Development be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Becker, McDonald, Nisbet, Thompson, Williams.

Voting nay: Representatives Sommers, Ranking Minority Member; Greengo.

Not attending: Representative Warnke.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 341, Prime Sponsor: Committee on Labor and Economic Development, enacting the Business Opportunity Fraud Act. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, line 17 after "hundred" insert "twenty-five"

On page 5, line 18 strike "twenty-five" and insert "thirty"

On page 14, after line 5 insert:

"NEW SECTION, Sec. 24. There is appropriated to the department of licensing from the general fund, the sum of one hundred thirty-seven thousand dollars, or so much thereof as may be necessary, to carry out the purposes of this act."

Re-number sections and correct references accordingly.

On page 14, line 9 strike "immediately" and insert "July 1, 1981"

On page 1, line 3 of the title after "penalties;" insert "making an appropriation;"

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Thompson.

Voting nay: Representative Williams.

Not attending: Representative Warnke.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 412, Prime Sponsor: Committee on Human Services, modifying the financial responsibility provisions for mental illness commitment. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Vander Stoep.

Voting nay: Representative Winsley.

Not attending: Representatives King (J), Teutsch, Wang.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 440, Prime Sponsor: Select Committee on Corrections, enacting the sentencing reform act. Reported by Committee on Ways and Means.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, Nisbet, Thompson, Williams.

Not attending: Representatives McDonald, Warnke.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 446, Prime Sponsor: Committee on Labor and Economic Development, modifying provisions on the state energy fair. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 463, Prime Sponsor: Committee on Higher Education, exempting grants to needy or disadvantaged student made under the state student financial aid program from definition of income under public assistance. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Teutsch, Chairwoman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Rust, Sherman, Tupper.

Voting nay: Representative Isaacson.

Not attending: Representative Prince, Vice Chairman; Tupper.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 489, Prime Sponsor: Committee on Labor and Economic Development, relating to Energy Fair '83. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representative Brekke.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 517, Prime Sponsor: Committee on Human Services, providing for treatment and services for developmentally disabled persons. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

MINORITY recommendation: Do not pass. Signed by Representative Leonard.

Not attending: Representatives Erickson, Houchen, Teutsch, Winsley.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 521, Prime Sponsor: Committee on Human Services, modifying licensing requirements for physicians and physicians' assistants. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Nickell, North, Pruitt, Vander Stoep, Winsley.

MINORITY recommendation: Do not pass. Signed by Representative Leonard.

Voting nay: Representatives Padden, Stratton.

Not attending: Representatives Teutsch, Wang.

Passed to Committee on Rules for second reading.

March 23, 1981

HOUSE BILL NO. 716, Prime Sponsor: Committee on Appropriations - General Government, modifying disability provisions of the law enforcement officers' and firefighters' retirement system. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, King (J), Maxie, McGinnis, Rosbach.

Not attending: Representative Fiske, Vice Chairman.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Hastings, HOUSE BILL NO. 490 was rereferred from Committee on Labor and Economic Development to Committee on Revenue.

MOTION

On motion of Mr. Hastings, the House adjourned until 9:30 a.m., Friday, March 27, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SEVENTY-FIFTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Friday, March 27, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present except Representatives Chandler, Nelson (G), Stratton and Mr. Speaker, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Ronda Russell and Cheryl Wery. Prayer was offered by The Reverend Don Gamewell of the Tenino Presbyterian Church.

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

MESSAGES FROM THE SENATE

March 25, 1981

Mr. Speaker:

The Senate has adopted:

HOUSE CONCURRENT RESOLUTION NO. 19,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

March 26, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 3025,
 SUBSTITUTE SENATE BILL NO. 3026,
 SUBSTITUTE SENATE BILL NO. 3030,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3031,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3231,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3249,
 SENATE BILL NO. 3343,
 ENGROSSED SENATE BILL NO. 3359,
 SUBSTITUTE SENATE BILL NO. 3557,
 SENATE BILL NO. 3586,
 SENATE BILL NO. 3722,
 ENGROSSED SENATE BILL NO. 3866,
 ENGROSSED SENATE BILL NO. 4022,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 738, by Representatives Nisbet, Patrick, Chandler, McDonald, Williams, Barnes, Johnson, Mitchell, Taylor, Tupper and Van Dyken:

AN ACT Relating to unethical conduct; adding new sections to chapter 9A.68 RCW; adding a new section to chapter 42.17 RCW; adding a new section to chapter 44.60 RCW; and prescribing penalties.

To Committee on State Government

HOUSE JOINT MEMORIAL NO. 17, by Representatives Polk, Hastings, Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson (G), Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson and Winsley:

Requesting Congressional support of the President's Economic Recovery Plan.

HOUSE CONCURRENT RESOLUTION NO. 20, by Representatives Houchen, Scott and Nisbet:

Requesting the appointment of a prison siting task force.

To Committee on Institutions

SUBSTITUTE SENATE BILL NO. 3025, by Committee on Parks and Ecology (originally sponsored by Senators Williams, Guess, Bauer, Zimmerman, Hemstad, Charnley, Moore and Fuller – by Senate Committee on Ecology of the 46th Legislature request):

Modifying taxation of historic properties.

To Committee on State Government

SUBSTITUTE SENATE BILL NO. 3026, by Committee on Parks and Ecology (originally sponsored by Senators Williams, Hurley and Fuller – by 1980 Ecology Committee request):

Establishing a program for local historic preservation planners.

To Committee on State Government

SUBSTITUTE SENATE BILL NO. 3030, by Committee on Parks and Ecology (originally sponsored by Senator Williams – by 1980 Ecology Committee request):

Encouraging the development of traditional skills needed in the restoration of older buildings.

To Committee on State Government

ENGROSSED SUBSTITUTE SENATE BILL NO. 3031, by Committee on Parks and Ecology (originally sponsored by Senators Williams, Guess, Ridder, Goltz, Fuller, Hemstad and Moore – by Ecology Committee request):

Establishing a Washington centennial commission.

To Committee on State Government

ENGROSSED SUBSTITUTE SENATE BILL NO. 3231, by Committee on Transportation (originally sponsored by Senators Talley, Jones and Conner – by Board of Pilotage Commissioners request):

Authorizing the board of pilotage commissioners to prescribe additional qualifications for pilot applicants.

To Committee on Transportation

ENGROSSED SUBSTITUTE SENATE BILL NO. 3249, by Committee on Constitution and Elections (originally sponsored by Senators Woody, Hayner and Bottiger):

Revising the Public Disclosure Law.

To Committee on State Government

SENATE BILL NO. 3343, by Senators Hurley, Quigg and Rasmussen:

Modifying the interagency committee for outdoor recreation.

To Committee on Natural Resources and Environmental Affairs

ENGROSSED SENATE BILL NO. 3359, by Senators Patterson, Hansen, Guess and Lee:

Placing ferry employees under the state civil service system.

To Committee on Transportation

SUBSTITUTE SENATE BILL NO. 3557, by Committee on Natural Resources (originally sponsored by Senators Peterson, Talley and Gallagher):

Requiring a salmon management plan.

To Committee on Natural Resources and Environmental Affairs.

SENATE BILL NO. 3586, by Senators Peterson, Talley and Gallagher:

Revising salmon enhancement program.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3722, by Senators Benitz, Newhouse and Deccio:

Modifying provisions relating to home-made wine.

To Committee on Labor and Economic Development

ENGROSSED SENATE BILL NO. 3866, by Senators Hemstad and Lee:

Modifying the powers and duties of the state capitol historical association.

To Committee on State Government

ENGROSSED SENATE BILL NO. 4022, by Senators Bluechel and Scott:

Providing for the transfer of the St. Edwards Seminary to the parks and recreation commission.

To Committee on Natural Resources and Environmental Affairs

MOTIONS

Mr. Hastings moved that all the bills, memorials and resolutions listed on today's agenda under the fourth order of business be considered first reading and be referred to the committees designated.

On motion of Mr. Tupper, the motion was amended to refer HOUSE BILL NO. 738 from Committee on State Government to Committee on Ethics, Law and Justice.

The motion by Mr. Hastings, as amended, was carried.

On motion of Mr. Hastings, the House advanced to the eighth order of business.

RESOLUTIONS

HOUSE RESOLUTION NO. 81-31, by Representative O'Brien:

WHEREAS, Robert J. McGrath is widely recognized in the State of Washington as a singer of exceptional talent with a beautiful resonant voice that thrills thousands of people annually; and

WHEREAS, Robert J. McGrath's talent as a singer has been a source of Christian inspiration to the religious of the Bellevue First Presbyterian Church, where he has directed the choir for the past seventeen years; and

WHEREAS, Robert J. McGrath is much in demand to sing at funerals, governmental functions, weddings, and has sung with the Seattle Opera Association and the Seattle Symphony Orchestra, because of his exceptional voice and personality; and

WHEREAS, Robert J. McGrath is particularly renowned for singing the National Anthem in the Washington State House of Representatives and at the University of Washington football games, Seattle Supersonics basketball games, the Seahawks football games and was chosen to sing at the 1978 Rose Bowl football game; and

WHEREAS, Robert J. McGrath has been given the high honor of being selected to sing at the 100th anniversary of the Presbyterian Churches in the Republic of Singapore, and will be accompanied by Nancy Strand and Thelma Strand;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives of the State of Washington extend to Robert J. McGrath its heartiest congratulations on his selection to sing on this historic occasion of the 100th anniversary of the Presbyterian Churches in the Republic of Singapore, and its best wishes for continued success in his professional singing career; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives present a copy of this resolution to Robert J. McGrath.

Mr. O'Brien moved adoption of the resolution. Representatives O'Brien and Tilly spoke in favor of the resolution and it was adopted.

The Speaker (Mr. Amen presiding) presented the original resolution to Mr. McGrath.

HOUSE RESOLUTION NO. 81-35, by Representatives Rosbach and Vander Stoep:

WHEREAS, The ultimate goal of high school athletes and coaches in the state of Washington is to obtain the coveted title of state champion in their particular fields of athletic endeavor; and

WHEREAS, Long hours of dedicated, disciplined effort are a necessary part of the creation of a state championship team; and

WHEREAS, Given the highly competitive nature of Washington State high school athletics in all four classifications, it is a considerable accomplishment for one school to earn the title of state champion in the most competitive and widely contested high school sports, football and basketball; and

WHEREAS, During the course of the 1980-81 school year, the Centralia High School "Tigers" have earned the title of Washington State class AA champion in the sports of football and basketball;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the members of the Centralia High School football team and their coach, George Potter, the members of the Centralia High School basketball team and their coach, Ron Brown, as well as all assistant coaches, administrators, parents, and students who contributed to these successes be recognized and congratulated for their extraordinary accomplishments; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives transmit suitable copies of this resolution to Principal Bill Brumsickle, Coaches George Potter and Ron Brown and each of their assistants, members of the Centralia Board of Education, and to each member of the 1980-81 class AA state high school football and basketball championship teams.

Ms. Rosbach moved adoption of the resolution. Representatives Rosbach and Vander Stoep spoke in favor of the resolution and it was adopted.

MOTION

On motion of Mr. Hastings, the House reverted to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 290, by Committee on Institutions (originally sponsored by Representatives Galloway, Winsley, King (J), Williams, Heck, Houchen, Thompson, Mitchell, Struthers, Nelson (D) and Maxie):

Increasing the responsibilities for personnel of the board of trustees for the state school for the deaf.

The bill was read the third time and placed on final passage.

Ms. Galloway spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 290, and the bill passed the House by the following vote: Yeas, 93; nays, 0; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Chandler, Lux, Nelson G. A., Wang, and Mr. Speaker.

Substitute House Bill No. 290, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 161, by Representative Erickson:

Revising laws relating to television improvement districts.

The bill was read the third time and placed on final passage.

Ms. Erickson spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 161, and the bill passed the House by the following vote: Yeas, 91; nays, 3; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm,

Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Fancher, Leonard, Tilly.

Not voting: Representatives Chandler, Nelson G. A., Stratton, and Mr. Speaker.

House Bill No. 161, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 242, by Committee on Revenue (originally sponsored by Committee on Revenue and Representatives James and Greengo):

Valuing classified open space land with no current use.

The bill was read the third time and placed on final passage.

Mr. James spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 242, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Chandler, Nelson G. A., Stratton, and Mr. Speaker.

Substitute House Bill No. 242, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 449, by Committee on Agriculture (originally sponsored by Representatives Flanagan, Struthers, Barr, Amen and Thompson):

Modifying the supervisor of water resources responsibilities in determining water rights.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 449, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Chandler, Nelson G. A., Stratton, and Mr. Speaker.

Substitute House Bill No. 449, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 576, by Representatives McCormick, Gallagher, Wilson, Barrett, Eberle, Schmidt, Prince, Walk and Cantu:

Qualifying state authority for the 55 speed limit.

The bill was read the third time and placed on final passage.

Ms. McCormick spoke in favor of passage of the bill, and Mr. Nelson (D) spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 576, and the bill passed the House by the following vote: Yeas, 61; nays, 33; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Clayton, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Monohon, Nickell, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Barnes, Becker, Bender, Berleen, Brekke, Brown, Burns, Dawson, Dickie, Ehlers, Eng, Erickson, Garrett, Greengo, Gruger, Hine, Kreidler, Lux, Mitchell, Nelson D., Nisbet, North, Owen, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Van Dyken, Wang.

Not voting: Representatives Chandler, Nelson G. A., Stratton, and Mr. Speaker.

House Bill No. 576, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 593, by Committee on State Government (originally sponsored by Committee on State Government and Representatives Addison, Berleen, Garson, Pruitt, Walk, Wang, Ellis, Patrick, Burns, Rust and Brown):

Protecting state employees who report improper governmental action.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 593, and the bill passed the House by the following vote: Yeas, 90; nays, 3; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Clayton, Kreidler, Nickell.

Not voting: Representatives Chandler, Nelson G. A., Stratton, Teutsch, and Mr. Speaker.

Substitute House Bill No. 593, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 57, by Representatives Erickson, Houchen, Salatino, North, Wang and Johnson:

Revising laws on elections of port commissioners.

The bill was read the third time and placed on final passage.

Ms. Erickson spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 57, and the bill passed the House by the following vote: Yeas, 92; nays, 2; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Lundquist, Padden.

Not voting: Representatives Chandler, Nelson G. A., Stratton, and Mr. Speaker.

House Bill No. 57, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 399, by Committee on Institutions (originally sponsored by Committee on Institutions and Representatives Houchen, Becker, Struthers, Heck and Nelson (G) – by Governor Spellman request):

Giving the secretary of social and health services the power to manage the McNeil Island penal facility.

The bill was read the third time and placed on final passage.

Ms. Houchen spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 399, and the bill passed the House by the following vote: Yeas, 90; nays, 4; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson.

Voting nay: Representatives Gallagher, Granlund, Johnson, Winsley.

Not voting: Representatives Chandler, Nelson G. A., Stratton, and Mr. Speaker.

Substitute House Bill No. 399, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker (Mr. Amen presiding) declared the House to be at ease until 1:30 p.m.

The Speaker called the House to order at 1:30 p.m.

MOTION

On motion of Mr. Hastings, the House reverted to the sixth order of business.

Representatives Chandler, Nelson (G) and Stratton appeared at the bar of the House.

SECOND READING

HOUSE BILL NO. 127, by Committee on Natural Resources and Environmental Affairs and Representative Rosbach:

Revising provisions relating to the interagency committee for outdoor recreation.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass as amended. (For amendments, see Journal, 33rd Day, February 13, 1981.)

On motion of Mr. Nickell, the committee amendments were adopted.

House Bill No. 127 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 571, by Representatives Hankins, Owen, Isaacson, Grimm, Bickham, Erak, Smith, Hastings, King (R), Scott, Struthers and Heck:

Implementing law relating to control of alcoholic beverages.

The bill was read the second time. On motion of Ms. Hankins, Substitute House Bill No. 571 was substituted for House Bill No. 571, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 571 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 664, by Representatives Leonard, Berleen and McGinnis:

Modifying requirements for annexation petitions.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 293, by Representatives Patrick, Brown, Barr and Stratton:

Making prostitution involving a minor a class C felony.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 293 was substituted for House Bill No. 293, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 293 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 457, by Committee on Transportation and Representative Garson:

Revising common carrier requirements.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendments, see Journal, 69th Day, March 21, 1981.)

On motion of Mr. Garson, the committee amendments were adopted.

House Bill No. 457 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 40, by Representatives Barr, Prince, Amen, Hastings and Berleen:

Exempting small local governments from the Public Disclosure Act.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 40 was substituted for House Bill No. 40, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 40 was read the second time.

On motion of Mr. Hastings, further consideration of Substitute House Bill No. 40 was deferred and the bill was ordered placed at the bottom of today's second reading calendar.

The Speaker called on Mr. Amen to preside.

HOUSE BILL NO. 374, by Committee on Local Government and Representatives Isaacson, Garrett, Erickson and McGinnis:

Modifying procedures governing annexation.

The bill was read the second time. On motion of Mr. Isaacson, Substitute House Bill No. 374 was substituted for House Bill No. 374 and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 374 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 561, by Committee on Ways and Means and Representatives Williams and Chandler (by Office of of Financial Management request):

Providing for the allotment of local funds of state agencies.

The bill was read the second time. On motion of Mr. Chandler, Substitute House Bill No. 561 was substituted for House Bill No. 561, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 561 was read the second time.

On motion of Mr. Williams, the following amendment was adopted:

On page 12, beginning on line 14, after "system" strike "in accordance with generally accepted accounting principles (GAAP)."

Substitute House Bill No. 561 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 329, by Committee on Local Government and Representatives Isaacson, Sanders and Hankins:

Prohibiting liens against a landlord's property for delinquent public service charges owed by the tenant.

The bill was read the second time. On motion of Mr. Lundquist, Substitute House Bill No. 329 was substituted for House Bill No. 329, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 329 was read the second time and passed to Committee on Rules for third reading.

MOTIONS

On motion of Ms. Teutsch, The House advanced to the seventh order of business.

THIRD READING

Ms. Teutsch moved that the rules be suspended to allow the House to immediately consider ENGROSSED HOUSE BILL NO. 286 on third reading instead of referring the bill to Committee on Ways and Means.

The Speaker resumed the Chair.

Ms. Teutsch spoke in favor of the motion, and Mr. Hastings spoke against the motion.

A division was called.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and immediately consider Engrossed House Bill No. 286 on third reading, and the motion failed to receive two-thirds majority by the following vote: Yeas, 60; nays, 37; not voting, 1.

Voting yea: Representatives Barnes, Barrett, Bender, Berleen, Brekke, Brown, Burns, Cantu, Chamberlain, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Gruger, Hankins, Hine, Houchen, Johnson, King J., King R., Kreidler, Lane, Leonard, Lux, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Scott, Sherman, Sommers, Stratton, Teutsch, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Addison, Amen, Barr, Becker, Bickham, Bond, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greengo, Grimm, Hastings, Heck, Isaacson, James, Lewis, Lundquist, Martinis, McDonald, Nelson G. A., Nickell, Padden, Salatino, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Thompson, Tilly, Van Dyken, and Mr. Speaker.

Not voting: Representative Chandler.

MOTION

On motion of Ms. Teutsch, Engrossed House Bill No. 286 was rereferred to Committee on Appropriations - General Government.

On motion of Mr. Hastings, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 243, by Representatives Sommers, Eng, McDonald, Galloway, Martinis, Taylor, Nelson (G), Grimm, Chandler, Ehlers, Bender, Becker and Hastings:

Modifying the transitional bilingual instruction act.

The bill was read the second time. On motion of Mr. Taylor, Substitute House Bill No. 243 was substituted for House Bill No. 243, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 243 was read the second time.

Mr. Ehlers moved adoption of the following amendment by Representatives Ehlers, Lewis, Eng, Valle and Wang:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 1, chapter 95, Laws of 1979 and RCW 28A.58.800 are each amended to read as follows:

RCW 28A.58.800 through 28A.58.810 shall be known and cited as 'The Transitional Bilingual Instruction Act of 1979'. ~~((The legislature finds that there are large numbers of children who come from homes where the primary language is other than English. Experience has shown that classes which are taught in English are inadequate to meet the needs of these children. The legislature finds that a bilingual~~

education program can meet the needs of these children:)) Pursuant to the policy of this state to insure equal educational opportunity to every child ((in this state)), it is the purpose of RCW 28A.58.800 through 28A.58.810 to provide for the implementation of transitional bilingual education or alternative instructional programs in the public schools, and to provide supplemental financial assistance to help local school districts to meet the extra costs of these programs.

Sec. 2. Section 2, chapter 95, Laws of 1979 and RCW 28A.58.802 are each amended to read as follows: As used in RCW 28A.58.800 through 28A.58.810, unless the context thereof indicates to the contrary:

(1) 'Transitional bilingual instruction' means a system of instruction which uses two languages, one of which is English, as a means of instruction to build upon and expand language skills to enable the pupil to achieve competency in English. Concepts and information are introduced in the primary language and reinforced in the second language: PROVIDED, That the program shall include testing in the subject matter in English.

(2) 'Primary language' means the language most often used by the student for communication in his/her home.

(3) 'Eligible pupil' means any enrollee of the school district whose primary language is other than English and whose English language skills are sufficiently deficient or absent to impair learning when taught only in English, but shall not include pupils who are equally or almost equally competent in English and other languages.

(4) 'Alternative instructional program' means a program of language instruction which includes English as a second language.

Sec. 3. Section 3, chapter 95, Laws of 1979 and RCW 28A.58.804 are each amended to read as follows: Every school district board of directors shall:

(1) Make available to each eligible pupil transitional bilingual instruction or an alternative instructional program in accord with rules of the superintendent of public instruction(~~(-PROVIDED, That such rules shall provide that any school district with a limited number of pupils of the same non-English dominant language shall not be required to activate a new bilingual program but may carry on an alternative instructional program utilizing resources available to the district)).~~)

(2) ~~((Wherever feasible, ensure that communications to parents emanating from the schools shall be appropriately bilingual for those parents of pupils in the bilingual instruction program)) To the extent feasible, communicate with the parents of pupils enrolled in transitional bilingual instruction or alternative instructional programs in English and their non-English primary language.~~

(3) Annually determine by administration of a test approved by the superintendent of public instruction the number of eligible pupils enrolled in the school district.

(4) ~~((Provide in-service training for all teachers, counselors, and other staff, who are involved in bilingual education within the district. Such training shall include appropriate instructional strategies for children of culturally different backgrounds, use of curriculum materials, and bilingual program models)) Provide a program on in-service training which includes instructional strategies for children of culturally different backgrounds, the use of special curriculum materials, and bilingual program models for teachers, counselors and other school district staff members whose duties involve them in the bilingual instruction or alternative instructional programs of the school district.~~

Sec. 4. Section 4, chapter 95, Laws of 1979 and RCW 28A.58.806 are each amended to read as follows:

Every school district board of directors may appoint, maintain, and receive recommendations from an advisory committee of persons including parents whose children are in the transitional bilingual ((instruction) or alternative instructional programs and ((bilingual) program teachers and other staff members.

Sec. 5. Section 5, chapter 95, Laws of 1979 and RCW 28A.58.808 are each amended to read as follows:

The superintendent of public instruction (~~shall~~) may prepare and issue (~~(prior to September, 1979,))~~ program development guidelines to assist school districts in preparing their programs. Rules for implementation of (~~this~~) transitional bilingual instruction ((act)) or an alternative instructional program shall be promulgated by the superintendent of public instruction in accordance with chapter 34.04 RCW (~~no later than May 15, 1980~~). Such guidelines and rules shall maximize the role of school districts in selecting programs appropriate to meet needs of eligible pupils.

Sec. 6. Section 6, chapter 95, Laws of 1979 and RCW 28A.58.810 are each amended to read as follows:

The superintendent of public instruction shall prepare and submit biennially to the governor and the legislature a budget request for bilingual instruction programs. Moneys appropriated by the legislature for the purposes of RCW 28A.58.800 through 28A.58.810 shall be allocated by the superintendent of public instruction to school districts for the sole purpose of operating an approved transitional bilingual ((instruction)) or alternative instructional program; priorities for funding shall exist for the early elementary grades. No moneys shall be allocated pursuant to this section to fund more than ~~((three))~~ two school years of transitional bilingual instruction or alternative instructional programs for each eligible pupil within a district: PROVIDED, That such moneys may be allocated to fund ~~((more than three))~~ up to an additional school year(s) of transitional bilingual instruction or alternative instructional programs for any pupil who fails to demonstrate improvement in English language skills adequate to remove impairment of learning when taught only in English: PROVIDED FURTHER, That any request for funds for instruction beyond this additional one school year period shall be provided only after receipt of approval from the office of the superintendent of public instruction. The superintendent of public instruction shall set standards and approve a test for the measurement of such English language skills. School districts are hereby empowered to accept grants, gifts, donations, devices and other gratuities from private and public sources to aid in accomplishing the purposes of RCW 28A.58.800 through 28A.58.810.

NEW SECTION. Sec. 7. This amendatory act shall take effect September 1, 1981.

NEW SECTION. Sec. 8. If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Representatives Ehlers, Lewis, Wang and Maxie spoke in favor of the amendment, and Representatives Sommers, Taylor, McDonald, Dawson and Nisbet spoke against it.

Mr. Ehlers spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Ehlers and others to Substitute House Bill No. 243, and the amendment was not adopted by the following vote: Yeas, 41; nays, 56; not voting, 1.

Voting yea: Representatives Becker, Bender, Bickham, Brekke, Brown, Burns, Dickie, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Grimm, Gruger, Hankins, Heck, Hine, King R., Kridler, Lewis, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., O'Brien, Padden, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Grengo, Hastings, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Tupper.

Substitute House Bill No. 243 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 285, by Committee on Education and Representatives Cantu, Schmidt, Patrick, James, Barrett, Ellis, Johnson, Eberle, Dickie, McDonald, Lane, Taylor, Hastings, Sanders and Addison:

Mandating flag exercises in each classroom at beginning of school day.

The bill was read the second time. On motion of Mr. Taylor, Substitute House Bill No. 285 was substituted for House Bill No. 285, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 285 was read the second time.

Ms. Galloway moved adoption of the following amendment by Representatives Galloway and Valle:

On page 1, line 12 after "held" strike all material down to and including "school" on line 13 and insert "each student attendance" and on line 13 after "in" strike "every" and insert "((every)) each"

Ms. Galloway spoke in favor of the amendment and Mr. Cantu spoke against it.

The amendment was not adopted.

Substitute House Bill No. 285 was passed to Committee on Rules for third reading.

SUBSTITUTE HOUSE BILL NO. 40:

The House resumed consideration of Substitute House Bill No. 40 on second reading.

Mr. Bond moved adoption of the following amendment:

On page 3, line 29 after "Washington" insert "an election for an office for which the office holder is not paid a salary"

Mr. Bond spoke in favor of the amendment, and Representatives Gruger, Martinis, Prince and Patrick spoke against it.

Mr. King (R) demanded an electric roll call vote and the demand was sustained.

Mr. Barr spoke against the amendment, and Mr. Bond closed debate, speaking again in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Bond to Substitute House Bill No. 40, and the amendment was not adopted by the following vote: Yeas, 9; nays, 87; not voting, 2.

Voting yea: Representatives Berleen, Bond, Flanagan, Hastings, Johnson, Leonard, McGinnis, Sanders, Tilly.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, James, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Chandler, and Mr. Speaker.

Substitute House Bill No. 40 was passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Hastings, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 235, by Committee on Appropriations - Human Services (originally sponsored by Select Committee on Corrections and Representatives Struthers, Becker, Houchen, Nelson (D), Mitchell, Owen, Barr, Granlund, Winsley, Walk, Leonard, Galloway, Fiske, Warnke, Van Dyken, Erickson, Berleen, Stratton, Clayton, Johnson, Wilson, Rinehart, O'Brien and Wang):

Providing for correctional reform.

The bill was read the third time and placed on final passage.

Representatives Struthers, Becker and Houchen spoke in favor of passage of the bill, and Mr. Nelson (D) spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 235, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Mr. Speaker.

Engrossed Second Substitute House Bill No. 235, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 83, by Representatives Lewis, Williams, King (J), Wang, Pruitt, Leonard, Erickson, Smith, Hankins and McGinnis:

Modifying the regulation of optometry.

The bill was read the third time and placed on final passage.

Representatives Lewis, Maxie and Fiske spoke in favor of passage of the bill, and Mr. Bond spoke against it.

POINT OF INQUIRY

Mr. Kreidler yielded to question by Mr. Heck.

Mr. Heck: "Representative Kreidler, as a practicing optometrist at Group Health, would you, in any way, be either professionally or personally affected by passage or defeat of this measure?"

Mr. Kreidler: "No, Representative Heck, due to the type of practice that I have in conjunction with physicians, it would make no difference to me. I've used these drugs since I've been in the employment of Group Health and it would make no difference to me, but it raises a question—and could I make a point of parliamentary inquiry, Mr. Speaker?"

POINT OF PARLIAMENTARY INQUIRY

Mr. Kreidler: "Mr. Speaker, given the constitutional prohibition against conflict of interest, would there be any prohibition against me voting on this particular measure?"

The Speaker (Mr. Amen presiding): "Representative Kreidler, because of the number of optometrists that are included in this, you would not be any more than any other optometrist. I would say no, there's no conflict of interest."

Mr. Lewis spoke again in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 83, and the bill passed the House by the following vote: Yeas, 76; nays, 15; not voting, 7.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ehlers, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McDonald, McGinnis, Monohon, Nelson D., Nisbet, Owen, Patrick, Prince, Pruitt, Rosbach, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Barnes, Bond, Dawson, Ellis, Eng, Granlund, Mitchell, Nickell, North, Padden, Rinehart, Rust, Salatino, Teutsch, Tupper.

Not voting: Representatives Chandler, Maxie, Nelson G. A., O'Brien, Schmidt, Wilson, and Mr. Speaker.

Engrossed House Bill No. 83, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 532, by Committee on Human Services (originally sponsored by Committee on Human Services and Representative Mitchell - by Department of Social and Health Services request):

Modifying the reporting requirements of the child protective services.

The bill was read the third time and placed on final passage.

Mr. Nickell spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 532, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Mr. Speaker.

Substitute House Bill No. 532, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 167, by Committee on Education and Representatives Taylor and Johnson:

Implementing law relating to program hour offerings under the basic education act.

The bill was read the third time and placed on final passage.

Mr. Taylor spoke in favor of the bill, and Representatives Heck and Ehlers spoke against it.

Mr. Taylor spoke again in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 167, and the bill passed the House by the following vote: Yeas, 80; nays, 16; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, Winsley.

Voting nay: Representatives Burns, Ehlers, Eng, Erak, Galloway, Garrett, Lux, North, Rinehart, Rust, Salatino, Sommers, Teutsch, Valle, Wang, Warnke.

Not voting: Representatives Maxie, and Mr. Speaker.

House Bill No. 167, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT MEMORIAL NO. 2, by Representatives Hastings, Taylor, Padden, Bond, Wilson, Isaacson and Lewis:

Requesting the administration and Congress to abolish the department of education.

The memorial was read the third time and placed on final passage.

Mr. Hastings spoke in favor of the memorial, and Ms. Valle spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 2, and the memorial passed the House by the following vote: Yeas, 51; nays, 45; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson.

Voting nay: Representatives Barrett, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Hankins, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Teutsch, and Mr. Speaker.

House Joint Memorial No. 2, having received the constitutional majority, was declared passed.

The Speaker resumed the Chair.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 185, by Committee on Local Government and Representatives Berleen, Isaacson and Sanders:

Deleting exemptions of first class cities from certain requirements regarding public works contracts.

The bill was read the second time. On motion of Ms. Berleen, Substitute House Bill No. 185 was substituted for House Bill No. 185, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 185 was read the second time.

Mr. Brown moved adoption of the following amendments by Representatives Brown, Dawson, Granlund, Salatino, Grimm, Gallagher, Ehlers, Johnson, Winsley, Wang, Erickson and Walk:

On page 1, line 18 after "improvement" insert "in a first class city with a population of less than one hundred thousand or more than four hundred thousand"

On page 2, line 20 beginning with "((Cities" strike all the matter down to and including "That))" on line 24 and insert "Cities of the first class, with a population of one hundred thousand or more but less than

four hundred thousand and one, are relieved from complying with the provisions of RCW 35.22.620 with respect to any public work or improvement relating solely to electrical distribution and generating systems on public rights of way or on municipally owned property: PROVIDED, That'

Mr. Pruitt moved adoption of the following amendments by Representatives Pruitt, Nelson (D), Eng, Valle, Brekke, Maxie, Rust, Rinehart, Burns, Lux and Sommers to the amendments by Representative Brown and others:

On line 3 of the amendment to page 1, line 18 after "thousand" strike "or more than four hundred thousand"

On line 4 of the amendment to page 2, line 20 after "more" strike all material down to and including "one" on line 5 of the amendment.

Representatives Pruitt, Burns, Hine, Nelson (D), Greengo and Scott spoke in favor of the amendments to the Brown amendments, and Mr. Isaacson spoke against them.

Mr. Pruitt spoke again in favor of the amendments to the amendments.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Pruitt and others to the amendments by Representative Brown and others to Substitute House Bill No. 185, and the amendments to the amendments were not adopted by the following vote: Yeas, 45; nays, 53; not voting, 0.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Ellis, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Mitchell, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

The amendments by Representative Brown and others were adopted.

Substitute House Bill No. 185 was ordered engrossed and passed to Committee on Rules for third reading.

MOTION

Mr. Nelson (G) moved that the House resolve itself into Committee of the Whole for the purpose of considering Second Substitute House Bill No. 624.

POINT OF ORDER

Mr. Wang: "Mr. Speaker, I believe that it is not timely to move into the Committee of the whole. We have already started considering the amendments to Substitute House Bill No. 624 and it would be inappropriate to move into Committee of the Whole at this time. The precedent has already been set in considering such bills and dealing with amendments on the floor."

SPEAKER'S RULING

The Speaker: "Representative Wang, Rule 16 (B) states, 'The house may at any time, by the vote of the majority of the members present, suspend the rules and orders of the house for the purpose of going into the committee of the whole for the consideration of any bill, memorial or resolution before the house.' Therefore, I would say that your point is not well taken."

The Speaker declared the question before the House to be the motion that the House resolve itself into Committee of the Whole for the purpose of considering Second Substitute House Bill No. 624 on second reading.

A division was called.

ROLL CALL

The Clerk called the roll on the motion that the House resolve itself into Committee of the Whole for the purpose of consideration of Second Substitute House Bill No. 624, and the motion was carried by the following vote: Yeas, 56; nays, 42; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt,

Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

COMMITTEE OF THE WHOLE

SECOND SUBSTITUTE HOUSE BILL NO. 624, by Committee on Ways and Means (originally sponsored by Committee on Appropriations - Human Services and Representatives Chandler, Granlund and Wang - by Governor Spellman request):

Adopting a supplemental budget.

Second Substitute House Bill No. 624 was considered in the Committee of the Whole, Representative Amen presiding, and reported back to the House with the recommendation that the bill do pass with the following amendments:

On page 2, after line 19 insert the following:

*NEW SECTION. Sec. 5. The adoption of this supplemental budget shall not be construed as a ratification by the legislature of any illegal expenditures made by any person and shall not excuse any person from liability that may exist as a result of such illegal expenditures.

Sec. 6. Section 13, chapter 245, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

There is appropriated from the general fund to the department of social and health services for the 1979-1981 biennium the sum of one million dollars (~~(; or so much as may be necessary;)~~ to carry out the purposes of this act. ~~((Seven hundred thousand dollars of the amount appropriated shall be used for grants to shelters under section 9 of this act. The remaining three hundred thousand dollars shall be used to fund sections 3, 5, and 6 of this act.))~~ Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

Sec. 7. Section 6, chapter 248, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

There is appropriated to the department of social and health services from the general fund, the sum of two hundred fifty thousand dollars (~~(; or so much thereof as may be necessary;)~~ to carry out the purposes of this act. Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

Sec. 8. Section 59, chapter 270, Laws of 1979 ex. sess. as last amended by section 20, chapter 5, Laws of 1981 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—INCOME MAINTENANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	362,698,000
General Fund Appropriation—Federal	\$	266,072,000
Total Appropriation	\$	628,770,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,496,000 from state funds shall be expended to increase the personal needs allowance of clients in nursing homes and congregate care facilities to \$32.50 per month.

(2) \$5,036,000 (of which \$448,000 shall be from federal funds) shall be expended solely for vendor rate increases of 7.0% per year.

(3) \$746,000 from state general funds (~~(shall))~~ may be expended to provide forty-eight hours of shelter care for victims of domestic violence.

(4) \$360,000 from state general funds may be expended to provide a variable one-time allowance for persons without resources who are discharged from a skilled nursing facility.

(5) \$900,000 of state funds and \$600,000 of federal funds shall be expended to place Kitsap county residents into Area I grant standards eligibility and pay such grants accordingly.

(6) Not more than \$1,869,000 shall be expended exclusively to increase compensation for employees of congregate care facilities, excluding administrative staff.

(7) From the appropriation contained in this section, the department shall implement a 1.0% grant standard increase for all public assistance recipients effective July 1, 1980, in addition to the grant increase provided in subsection (1) of this section; except that, up to an additional 2.0% grant standard increase for all public assistance recipients may be implemented from the savings generated by the supplemental security income cost-of-living increase provided for fiscal year 1981.

(8) \$1,834,000 (of which \$917,000 shall be from state funds) is provided for the federal emergency assistance program at the food only level.

Sec. 9. Section 4, chapter 137, Laws of 1980 (uncodified) is amended to read as follows:

There is appropriated to the department of social and health services from the general fund for the biennium ending June 30, 1981, the sum of two hundred seventy thousand dollars(~~(; or so much thereof as may be necessary);~~) to carry out the purposes of this act(~~(; except that, if federal funds become available to carry out the purposes of this act, then state general fund moneys shall be conserved with federal funds).~~ Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

Sec. 10. Section 8, chapter 219, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

To carry out the provisions of this act there is appropriated from the general fund to the department of social and health services for the biennium ending June 30, 1981, the sum of three hundred fifty thousand dollars(~~(; or so much thereof as may be necessary)~~) to carry out the purposes of this act. Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

NEW SECTION. Sec. 11. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Renumber the remaining sections consecutively.

On page 1, line 3 of the title after "expenditures;" insert "amending section 13, chapter 245, Laws of 1979 ex. sess. (uncodified); amending section 6, chapter 248, Laws of 1979 ex. sess. (uncodified); amending section 59, chapter 270, Laws of 1979 ex. sess. as last amended by section 20, chapter 5, Laws of 1981 (uncodified); amending section 4, chapter 137, Laws of 1980 (uncodified); amending section 8, chapter 219, Laws of 1979 ex. sess. (uncodified);"

MOTIONS

On motion of Mr. Nelson (G), the report of the Committee of the Whole was adopted.

On motion of Mr. Nelson (G), consideration in the Committee of the Whole was considered to be the second reading of the bill.

The bill was ordered engrossed.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Engrossed Second Substitute House Bill No. 624 was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 624, and the bill passed the House by the following vote: Yeas, 85; nays, 13; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kridler, Lane, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bond, Brown, Ehlers, Eng, Leonard, Lux, McGinnis, Owen, Padden, Schmidt, Stratton, Teutsch, Warnke.

Engrossed Second Substitute House Bill No. 624, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 739, by Representatives Chandler, O'Brien, Tilly, Maxie, Fancher, Warnke, Nelson (G) and Greengo:

AN ACT Relating to a state convention and trade center; creating a state convention and trade center commission and describing the powers and duties thereof; providing for the issuance of general obligation bonds and the imposition of a tax; providing for the operation of the convention and trade center; adding a new chapter to Title 67 RCW; making appropriations; and declaring an emergency.

To Committee on Ways and Means

MOTION

On motion of Mr. Nelson (G), HOUSE JOINT MEMORIAL NO. 17 was referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES

March 26, 1981

HOUSE BILL NO. 9, Prime Sponsor: Representative Sanders, removing the prohibition against controlled directional oil drilling under Puget Sound. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 16 after "mark" insert ": PROVIDED, HOWEVER, That nothing in this section shall prohibit state or local government from regulating or restricting controlled directional drilling through substantial development permits and master programs adopted and approved pursuant to this chapter"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; Barr, Dawson, Erak, Garson, Lundquist, McDonald, Mitchell, Nickell, Stratton, Wilson.

Voting nay: Representatives North, Ranking Minority Member; Brekke, Rinehart, Thompson, Valle.

Not attending: Representatives Addison, Martinis, Owen, Williams.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 22, Prime Sponsor: Representative Sprague, making it unlawful to sell, give, dispose or deliver explosives to persons under eighteen. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 24 strike "small arms ammunition," and insert "(~~small arms ammunition~~) and"

On page 2, lines 25-26 strike "and handloader components," and insert "(~~and handloader components~~;)")"

On page 2, line 27 after "That" insert "small arms ammunition shall not be considered explosives for the purposes of this act: PROVIDED FURTHER, That"

Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Monohon, Smith.

Not attending: Representative Lux.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 25, Prime Sponsor: Representative Bond, providing for contracts for maintenance and operation of educational institutions. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 7 strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 46, Laws of 1979 ex. sess. and RCW 28B.16.240 are each amended to read as follows:

Nothing contained in this chapter shall prohibit any institution of higher education, as defined in RCW 28B.10.016, or related board from purchasing services by contract with individuals or business entities ((f

such services were regularly purchased by valid contract at such institution prior to April 23, 1979)): PROVIDED, That ((no such contract may be executed or renewed if it would have the effect of terminating classified employees or classified employee positions existing at the time of the execution or renewal of the contract)) such contracts, except personal service contracts as defined in RCW 39.29.006, shall be awarded through public bids to the lowest responsible bidder if in accordance with bid specifications: PROVIDED FURTHER, That such contracts shall not be entered into unless the institution determines that the contracting results in a financial savings."

On page 1, line 2 of the title after "institutions;" strike the remainder of the title and insert the following: "and amending section 1, chapter 46, Laws of 1979 ex. sess. and RCW 28B.16.240."

Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Barnes, Greengo, Isaacson, Tupper.

Not attending: Representatives Burns, Ranking Minority Member; Gruger, Rust, Sherman.

To Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 28, Prime Sponsor: Representative North, revising time limits for budget actions of hospital districts. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 84, Prime Sponsor: Representative Chandler, authorizing means for the disclosure of natural parent identities to adopted persons. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Houchen, Kreidler, Mitchell, Pruitt, Tilly, Valle.

Voting nay: Representative Johnson.

Not attending: Representative Dawson.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 87, Prime Sponsor: Representative Berleen, abolishing the state hospital commission. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Leonard, Nickell, North, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Voting nay: Representatives Lane, Padden.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 91, Prime Sponsor: Representative Ehlers, modifying provisions relating to juveniles. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representatives Leonard, Vice Chairwoman; Berleen.

To Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 95, Prime Sponsor: Representative Garson, removing 30-day limit on the amount of vacation leave state employees may accrue. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: The substitute bill by Committee on State Government be substituted therefor and the substitute bill do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, Maxie, McGinnis.

Not attending: Representatives King (J) and Rosbach.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 137, Prime Sponsor: Committee on Financial Institutions and Insurance, modifying laws on usury. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 14 after "or" strike "six" and insert "four"

On page 1, line 25 after "sum of" strike "twenty-

On page 1, line 29 after "or" strike "(fifteen) fifty" and insert "fifteen"

On page 4, following section 8 add a new section as follows:

"NEW SECTION. Sec. 9. There is added to chapter 19.52 RCW a new section to read as follows:

No person may plead the defense of usury or maintain any action thereon or therefor for the interest charged on the unpaid balance of a contract for the sale and purchase of personal property which was not purchased primarily for personal, family or household use or real property if the purchase was made after May 1, 1980 and prior to March 1, 1981."

On page 4, following section 9, add a new section as follows:

"NEW SECTION. Sec. 10. Sections 1 through 8 of this act shall apply only to loans or forbearances or transactions which are entered into after the effective date of this act or to existing loans or forbearances, contracts or agreements to which there is an addition to the principal amount of the credit outstanding after the effective date of this act: PROVIDED, HOWEVER, That nothing in this act shall be construed as implying that agricultural or investment purposes are not already included within the meaning of 'commercial or business purposes' as used in section 1, chapter 142, Laws of 1969 ex. sess. and RCW 19.52.080 as in effect prior to the effective date of this act."

Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Bond, Dickie, McGinnis, Nisbet, Rosbach, Sanders.

Voting nay: Representatives Lux, Ranking Minority Member; Eng, King (R), Salatino, Scott.

Not attending: Representative Monohon.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 138, Prime Sponsor: Representative Williams, modifying the teachers' retirement system. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, Maxie, McGinnis.

Not attending: Representatives King (J), Rosbach.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 149, Prime Sponsor: Representative Padden, requiring immediate medical treatment for an infant born alive in an abortion procedure. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 151, Prime Sponsor: Representative Galloway, modifying the laws affecting assault victims under sixteen. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 6, following section 3 add a new section as follows:

NEW SECTION. Sec. 4. There is appropriated from the general fund crime victims compensation account to the department of labor and industries the sum of forty-nine thousand five hundred dollars, or so much as may be necessary, for the biennium ending June 30, 1983, for the purpose of the medical examination required by this act."

On page 1, line 7 of the title after "7.68.070;" strike "and" and on line 8 after "7.68.170" insert "; and making an appropriation"

Signed by Representatives Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Not attending: Representative Mitchell, Chairman.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 160, Prime Sponsor: Representative Struthers, revising provisions relating to retail installment sales. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 6, line 16 after "and" strike "three-quarters" and insert "one-half"

On page 8, following section 10 add a new section as follows:

NEW SECTION. Sec. 11. This act applies only to loans, forbearances, or transactions which are entered into after the effective date of this act or to existing loans, forbearances, contracts, or agreements which were not primarily for personal, family, or household use in which there is an addition to the principal amount of the credit outstanding after the effective date of this act."

Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Bond, Dickie, McGinnis, Monohon, Nisbet, Rosbach, Sanders,

Voting nay: Representatives Lux, Ranking Minority Member; Eng, King (R), Salatino, Scott.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 203, Prime Sponsor: Committee on Appropriations - General Government, providing for fire protection for state-owned buildings. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, Maxie, McGinnis.

Not attending: Representatives King (J), Rosbach.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 216, Prime Sponsor: Representative Wilson, placing ferry employees under the state civil service system. Reported by Committee on Transportation.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Chamberlain, Eberle, Garson, Hankins, Lundquist, Prince, Schmidt, Smith, Sprague.

MINORITY recommendation: Do not pass. Signed by Representatives Bender, Burns, Gallagher, McCormick, Patrick, Sherman, Walk.

Voting nay: Representative Garrett.

Not attending: Representatives Erak, Martinis, Owen.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 221, Prime Sponsor: Representative Thompson, authorizing county solid waste disposal districts. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Brown, Burns, Chamberlain, Garrett, Lane, Monohon, North, Stratton, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representatives Berleen, James, Leonard.

Voting nay: Representative Isaacson, Chairman.

Not attending: Representatives Hine, Stratton.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 225, Prime Sponsor: Committee on Human Services, changing educational requirements and conditions for revocation of nursing home administrators' licenses. Reported by Committee on Human Services.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Nickell, North, Pruitt, Teutsch, Vander Stoep, Wang, Winsley.

MINORITY recommendation: Do not pass. Signed by Representatives Leonard, Padden, Stratton.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 226, Prime Sponsor: Committee on Ethics, Law and Justice, insuring the informed consent of a woman having an abortion. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Pruitt, Schmidt, Tilly, Winsley.

Voting nay: Representatives Ellis, Chairman; Patrick, Tupper, Wang.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 230, Prime Sponsor: Representative McGinnis, regulating insurance rates. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, line 35 after "a" strike "competitive" and insert "noncompetitive"

On page 6, line 24 after "may," insert "after hearing,"

On page 6, line 29 after "insurer," insert "The insurer shall refund the entire amount of premium which the commissioner has deemed to be excessive within forty-five days and shall pay interest at a rate to be established by the commissioner."

On page 7, line 5 after "rates" insert "in violation of an order of the commissioner where no appeal is pending"

On page 7, after line 5 insert the following new subsection:

"(4) If a refund is not paid within forty-five days, there shall be a penalty assessed against the insurer which shall not exceed twice the amount of the refund plus accumulated interest."

Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Bond, Dickie, King (R), McGinnis, Monohon, Nisbet, Rosbach, Salatino, Sanders.

Voting nay: Representatives Lux, Ranking Minority Member; Eng, Scott.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 232, Prime Sponsor: Representative Bickham, expanding the usury exemption on business loans. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, following section 1 add a new section as follows:

***NEW SECTION, Sec. 2.** This act shall apply only to loans or forbearances which are entered into after the effective date of this act or to existing loans or forbearances to which there is an addition to the amount of the principal after the effective date of this act: **PROVIDED, HOWEVER,** That nothing in this act shall be construed as implying that agricultural or investment purposes are not already included within the meaning of 'commercial or business purposes' as used in section 1, chapter 142, Laws of 1969 ex. sess. and RCW 19.52.080 as in effect prior to the effective date of this act.*

Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Bond, Dickie, King (R), McGinnis, Monohon, Nisbet, Rosbach, Salatino, Sanders, Scott.

Not attending: Representatives Lux, Ranking Minority Member; Eng.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 257, Prime Sponsor: Representative Van Dyken, providing for supplemental police protection in border areas. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, Maxie, McGinnis.

Not attending: Representatives King (J), Rosbach.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 259, Prime Sponsor: Representative Brekke, providing plans for conserving paper resources by governmental agencies. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Hankins, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representatives Addison, Chairman; Ehlers, Greengo, Johnson, Lewis, O'Brien.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 261, Prime Sponsor: Representative Sanders, creating an action for damages for loss of value as a result of land use regulation. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, after line 24 insert:

Existing constitutional law contains the requirement that private property be paid for which is taken or damaged by actions of government that constitute acts of eminent domain or inverse condemnation. Provisions are made in statutory law for measuring the value of property so taken or damaged. This chapter creates an additional cause of action for private property owners to sue, obtain, and measure compensation resulting from government acts which do not constitute a constitutionally compensable taking or damaging of their property, but which nevertheless cause economic burdens.

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Barrett, Berleen, Chamberlain, James, Lane, Leonard, Monohon, Van Dyken.

Voting Nay: Representatives Erickson, Ranking Minority Member; Barr, Brown, Burns, Garrett, Hine, North, Stratton, Van Dyken.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 289, Prime Sponsor: Representative Walk, granting civil immunity to officers using police dogs and making it a felony to harm a police dog. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 12 and 13 strike "a one hundred eighty hour course approved" and insert "training as prescribed"

On page 1, line 22 strike "beats, kicks, strikes,"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Voting yea and not signing report: Representative Schmidt.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 291, Prime Sponsor: Representative Patrick, providing for collective bargaining for the Washington state patrol. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barrett, Brekke, Brown, Garrett, Hankins, King (J), Monohon.

Voting nay: Representatives Barr, Clayton, Flanagan, Smith.

Not attending: Representatives Eberle, Lux.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 302, Prime Sponsor: Representative Garson, creating a state personnel appeals board. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: The substitute bill by Committee on State Government be substituted therefor and the substitute bill do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, Maxie, McGinnis.

Not attending: Representatives King (J), Rosbach.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 342, Prime Sponsor: Representative Patrick, authorizing a class L liquor license for nonprofit arts organizations. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 9 after "nature" insert "in a specific theater or other appropriate designated indoor premises approved by the board"

Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Barrett, Brekke, Brown, Eberle, Garrett, King (J), Monohon.

Voting nay: Representatives Scott, Ranking Minority Member; Barr, Clayton, Flanagan, Hankins, Smith.

Not attending: Representative Lux.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 349, Prime Sponsor: Representative Nelson (G), authorizing a regional cultural arts and convention facility. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barrett, Brown, Eberle, Garrett, Hankins, Lux, Monohon, Smith.

Voting nay: Representatives Barr, Brekke, Clayton, Eberle, Flanagan, King (J).

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 371 Prime Sponsor: Committee on Natural Resources and Environmental Affairs, restricting application of the shoreline management act to forest practices. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, after line 11 insert "This section shall cease to exist on June 30, 1983, unless extended by law for an additional period of time."

On page 1, line 4 of the title after "RCW 76.09.240;" strike "and" and on line 6 after "90.58 RCW" insert "; and providing an expiration date"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; Addison, Barr, Dawson, Garson, Lundquist, Mitchell, Nickell, Stratton, Wilson.

Voting nay: Representatives North, Ranking Minority Member; Brekke, Erak, McDonald, Rinehart, Thompson, Valle.

Not attending: Representatives Martinis, Owen, Williams.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 372, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, modifying the state environmental policy act. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, after line 12 insert "This section shall cease to exist on June 30, 1983, unless extended by law for an additional period of time."

On page 1, line 2 of the title after "practices;" strike "and" and on line 3 after "43.21C RCW" insert "; and providing an expiration date"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; Addison, Barr, Dawson, Garson, Lundquist, Mitchell, Nickell, Stratton, Wilson.

Voting nay: Representatives North, Ranking Minority Member; Brekke, McDonald, Rinehart, Thompson, Valle.

Not attending: Representatives Martinis, Owen, Williams.

Voting yea and not signing report: Representative Erak.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 397, Prime sponsor: Representative Tilly, revising laws relating to mobile homes. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Bickham, Patrick, Schmidt, Tilly, Tupper, Winsley.

Voting nay: Representative Pruitt.

Not attending: Representatives Salatino, Ranking Minority Member; Becker, Granlund, Gruger, Wang.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 402, Prime Sponsor: Representative Barnes, modifying powers and duties of the energy office. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: The substitute bill by Committee on Energy and Utilities be substituted therefor and the substitute bill do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, Maxie, McGinnis.

Not attending: Representatives King (J), Rosbach.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 423, Prime Sponsor: Committee on Transportation, equalizing the authority of municipalities to impose local sales tax. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Bender, Burns, Cantu, Chamberlain, Eberle, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Martinis, Ranking Minority Member; Erak, Owen.

Passed to Committee on Rules for second reading.

March 27, 1981

HOUSE BILL NO. 426, Prime Sponsor: Committee on Education, implementing the law relating to the joint purchase of services and supplies by public agencies and private schools. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, after line 10 strike everything through page 2, line 10

Renumber the remaining sections consecutively.

On page 1, line 1 after "education;" strike everything through "28A.21.086;" on line 3

On page 3, line 6 after "pay" insert "in advance"

On page 3, beginning on line 4 insert "consider the request of any one or more private schools requesting the agency to jointly buy supplies, equipment, and services, and, after considering such request, may"

On page 3, line 8 after "(4)" strike everything through "services" on line 9 and insert "Consider the request of any one or more private schools requesting the board to jointly buy supplies, equipment and services, and, after considering such request, may provide such joint purchasing services"

On page 3, line 10 after "pay" insert "in advance"

On page 3, line 33 after "RCW" strike "28A.21.086 and"

On page 3, beginning on line 34 strike "each"

Signed by Representatives Taylor, Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Ellis, Hine, Lewis, McDonald.

Voting nay: Representatives Eng, Galloway, James, Lane, Vander Stoep.

Not signing report: Representative Johnson, Vice Chairman.

Not attending: Representatives Maxie, Warnke.

Passed to Committee on Rules for second reading.

March 27, 1981

HOUSE BILL NO. 427, Prime Sponsor: Representative Lewis, implementing law relating to sale or lease of school district surplus property. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, after line 12 strike everything through page 6, line 21 and insert:

"Section 1. Section 1, chapter 303, Laws of 1977 ex. sess. and RCW 28A.02.110 are each amended to read as follows:

Notwithstanding any other provision of law, school districts, educational service districts, or any other state or local governmental agency concerned with education, when declaring texts and other books, equipment, ((instructional)) materials or relocatable facilities as surplus, shall, prior to other disposal thereof, serve notice in writing to the office of the state superintendent of public instruction which shall then notify any public school district or private school in Washington state annually requesting such a notice, that the same is available for sale, rent, or lease to public school districts or private schools, at depreciated cost or fair market value, whichever is greater: PROVIDED, That students wishing to purchase texts pursuant to RCW 28A.58.103(2) shall have priority as to such texts. Such districts or agencies shall not otherwise sell, rent or lease such surplus property to any person, firm, organization, or nongovernmental agency for at least forty-five (45) days following the date notification is mailed to the state superintendent of public instruction. The state superintendent shall forward the notices within fifteen days of their receipt.

Sec. 2. Section 2, chapter 115, Laws of 1980 and RCW 28A.58.033 are each amended to read as follows:

(1) Every school district board of directors is authorized to permit the rental, lease, or occasional use of all or any portion of any surplus real property owned or lawfully held by the district to any person, corporation, or government entity for profit or nonprofit, commercial or noncommercial purposes: PROVIDED, That the leasing or renting or use of such property is for a lawful purpose, is in the best interest of the district, and does not interfere with conduct of the district's educational program and related activities: PROVIDED FURTHER, That the lease or rental agreement entered into shall include provisions which permit

the recapture of the leased or rented surplus property of the district should such property be needed for school purposes in the future.

(2) Authorization to rent, lease or permit the occasional use of surplus school property under this section, RCW 28A.58.034 and 28A.58.040, each as now or hereafter amended, is conditioned on the establishment by each school district board of directors of a policy governing the use of surplus school property.

(3) The board of directors of any school district desiring to rent or lease any surplus real property owned by the school district shall send written notice to the office of the state superintendent of public instruction which shall then notify any public school district or private school annually requesting such notice that the property is available for rent or lease. School districts shall not rent or lease the property for at least forty-five (45) days following the date notification is sent to the state superintendent of public instruction. The state superintendent shall forward the notices within fifteen days of their receipt.

(4) Private schools shall have the same rights as any other person or entity to submit bids for the rental or lease of surplus real property and to have such bids considered along with all other bids.

Sec. 3. Section 28A.58.040, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 115, Laws of 1980 and RCW 28A.58.040 are each amended to read as follows:

The board of directors of each school district shall have exclusive control of all school property, real or personal, belonging to the district; said board shall have power, subject to RCW 28A.58.045, as now or hereafter amended, in the name of the district, to convey by deed all the interest of their district in or to any real property of the district which is no longer required for school purposes. Except as otherwise specially provided by law, and RCW 28A.58.045, as now or hereafter amended, the board of directors of each school district may purchase, lease, receive and hold real and personal property in the name of the district, and rent, lease or sell the same, and all conveyances of real estate made to the district shall vest title in the district.

Sec. 4. Section 28A.58.045, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 16, Laws of 1979 ex. sess. and RCW 28A.58.045 are each amended to read as follows:

(1) The board of directors of any school district of this state may:

(a) Sell for cash, at public or private sale, and convey by deed all interest of the district in or to any of the real property of the district which is no longer required for school purposes; and

(b) Purchase real property for the purpose of locating thereon and affixing thereto any house or houses and appurtenant buildings removed from school sites owned by the district and sell for cash, at public or private sale, and convey by deed all interest of the district in or to such acquired and improved real property.

(2) When the board of directors of any school district proposes a sale of school district real property pursuant to this section and the value of the property exceeds seventy thousand dollars, the board shall publish a notice of its intention to sell the property. The notice shall be published at least once each week during two consecutive weeks in a legal newspaper with a general circulation in the area in which the school district is located. The notice shall describe the property to be sold and designate the place where and the day and hour when a hearing will be held. The board shall hold a public hearing upon the proposal to dispose of the school district property at the place and the day and hour fixed in the notice and admit evidence offered for and against the propriety and advisability of the proposed sale.

(3) The board of directors of any school district desiring to sell surplus real property shall send written notice of that intent to the office of the state superintendent of public instruction which shall then notify any private school annually requesting such notice that the property is available for sale. School districts shall not sell the property for at least forty-five (45) days following the date notification is sent to the state superintendent of public instruction. The state superintendent shall forward the notices within fifteen days of their receipt.

(4) Private schools shall have the same rights as any other person or entity to submit bids for the purchase of surplus real property and to have such bids considered along with all other bids.

(5) Any sale of school district real property authorized pursuant to this section shall be preceded by a market value appraisal by three licensed real estate brokers selected by the board of directors and no sale shall take place if the sale price would be less than ninety percent of ~~((such appraised market value))~~ the average of the three appraisals made by the brokers: PROVIDED, That if the property has been on the market for three years or more the property may be sold for not less than seventy-five percent of the average appraised value with the unanimous consent of the board.

~~((4))~~ (6) If in the judgment of the board of directors of any district the sale of real property of the district not needed for school purposes would be facilitated and greater value realized through use of the services of licensed real estate brokers, a contract for such services may be negotiated and concluded: PROVIDED, That the use of a licensed real estate broker will not eliminate the obligation of the board of directors to provide the notice described in this section: PROVIDED FURTHER, That the fee or commissions charged for any broker services shall not exceed seven percent of the resulting sale value for a single parcel: PROVIDED FURTHER, That any licensed real estate broker selected by the board to appraise the market value of a parcel of property to be sold may not be a party to any contract with the school district to sell such parcel of property for a period of three years after the appraisal.

~~((5))~~ (7) If in the judgment of the board of directors of any district the sale of real property of the district not needed for school purposes would be facilitated and greater value realized through sale on contract terms, a real estate sales contract may be executed between the district and buyer: PROVIDED, That the terms and conditions of any such sales contract must comply with rules and regulations of the state board of education, herein authorized, governing school district real property contract sales.

NEW SECTION. Sec. 5. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, line 9 after "28A.58.045;" strike everything through "28A.58 RCW" on line 11 and insert "and creating a new section"

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Ellis, Eng, Galloway, Hine, James, Lane, Lewis, McDonald, Vander Stoep.

Not attending: Representatives Maxie, Warnke.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 429, Prime Sponsor: Committee on Local Government, modifying environmental assessment of actions concerning real property. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Barr, Barrett, Berleen, Chamberlain, James, Lane, Leonard, Van Dyken.

Not attending: Representatives Erickson, Ranking Minority Member; Brown, Burns, Garrett, Hine, Monohon, North, Stratton.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 441, Prime Sponsor: Select Committee on Corrections, providing for the siting of state correctional facilities. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 11 after "stare" strike "correctional" and insert "and federal institutional"

On page 1, line 12, after "sited" insert "and those communities which may have developed or may be developing correctional facilities designed to accommodate state prisoners from within that community"

On page 1, line 23 strike "twenty" and insert "eighty"

On page 1, line 25 strike "may" and insert "shall"

On page 1, line 26 strike "or areas"

On page 1, beginning on line 28 strike "one hundred eighty" and insert "two hundred ten"

On page 2, line 2 beginning with "consider" strike all the matter down to and including "RCW" on line 5 and insert "select that site. If the local government does not designate a site within two hundred ten days of the initial date of contact, the local government shall be considered to have waived its interests in the selection of a site by the state pursuant to this act"

On page 2, line 6 after "3." insert "The state shall estimate its corrections facility requirements for the next five years no later than July 31 of each year. No later than August 31 of each year, contacts shall be made with selected local governments to initiate site selection for those corrections facility requirements for which sites have not been previously designated.

NEW SECTION. Sec. 4."

On page 2, line 15 strike "3" and insert "4"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, Lane, Leonard, Monohon, North, Van Dyken.

Voting nay: Representatives Barrett, James, Stratton.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 444, Prime Sponsor: Committee on Energy and Utilities, requiring donations made by public service companies to be considered operating expenses. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Nelson (D), Ranking Minority Member; Bender, Bond, Hine, Isaacson, McCormick, Schmidt, Scott, Sherman, Sprague, Tupper, Vander Stoep.

Voting nay: Representatives Barnes, Chairman; Dickie, Wang.

Not attending: Representatives Cantu, Vice Chairman; Eberle.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 454, Prime Sponsor: Representative Clayton, enacting the Workers' Compensation Vocational Rehabilitation Reform Act of 1981. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Bond, Dickie, King (R), McGinnis, Monohon, Nisbet, Rosbach, Salatino, Sanders, Scott.

Not attending: Representatives Lux, Ranking Minority Member; Eng, Monohon.

Rereferred to Committee on Ways and Means.

March 26, 1981

HOUSE BILL NO. 472, Prime Sponsor: Representative Pruitt, modifying the penalty for unlawful political advertising. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Hankins, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representatives Addison, Chairman; Ehlers, Greengo, Johnson, Lewis, O'Brien.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 490, Prime Sponsor: Committee on Labor and Economic Development, relating to Energy Fair '83 and making an appropriation. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representative Brekke.

March 26, 1981

Committee on Revenue recommendation: The substitute bill by Committee on Labor and Economic Development be substituted therefor and the substitute bill do pass. Signed by Representatives Bickham, Bond, Brown, Galloway, Granlund, Hastings, Sanders.

Voting nay: Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Rust.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 494, Prime Sponsor: Committee on Ethics, Law and Justice, modifying procedures governing a defendant acquitted by reason of insanity. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang.

Not attending: Representative Winsley.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 500, Prime Sponsor: Committee on Ethics, Law and Justice, adopting a rule of statutory construction that a reference includes any amendments to the referenced statute. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang.

Not attending: Representatives Tupper, Winsley.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 519, Prime Sponsor: Committee on Local Government, modifying procedures for forming and financing local improvement districts. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 6, line 13 strike "shall" and insert "may"

On page 7, line 3 beginning with "~~(two)~~" strike all the matter down to and including "days" on line 5 and insert "two installments of any local improvement assessment are delinquent"

On page 7, line 14 strike "mail to" and insert "~~((mailed-to))~~ notified by registered mail"

On page 8, line 3 strike "in the fund" and insert "on the delinquent assessments"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Barr, Barrett, Brown, Burns, Chamberlain, Garrett, Lane, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Erickson, Ranking Minority Member; Berleen, Brown, Hine, Leonard, Monohon.

Not signing report: Representative James.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 530, Prime Sponsor: Representative O'Brien, modifying amounts payable for certain death benefits. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Bickham, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not signing report: Representatives Becker, Granlund, Gruger.

Not attending: Representative Tupper.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 538, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, providing for surveillance of and plans to protect against radiation hazards. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, after line 7 insert the following:

"(9) 'Occurring naturally' means radioactive material which normally appears in nature but which has been technologically enhanced or shown to be a demonstrative hazard to the public health and safety."

On page 4, line 27 after "chapter" strike all material down to and including "regulations" on line 28

On page 5, line 5 after "registration" strike "; and insert "or" and after "inspection" strike all material down to and including "procedures" on line 6

On page 5, after line 11 insert the following:

"(1) Report annually to the legislature on the type, quantity and place of origin of waste disposed of and the status of operations and facilities at any radioactive waste disposal site licensed in the state."

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Barr, Brekke, Dawson, Erak, Garson, Lundquist, Mitchell, Nickell, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Voting nay: Representative McDonald.

Not signing: Representative Addison.

Not attending: Representatives Martinis, Owen.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 555, Prime Sponsor: Committee on Labor and Economic Development, modifying the regulation of escrow agents and officers. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barrett, Brekke, Brown, Clayton, Eberle, King (J).

Voting nay: Representatives Barr, Flanagan, Garrett, Hankins, Monohon, Smith.

Not attending: Representative Lux.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 570, Prime Sponsor: Representative Bickham, revising laws on interest on life insurance loans. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Bond, Dickie, McGinnis, Monohon, Nisbet, Rosbach, Salatino, Scott.

Voting nay: Representatives King (R), Sanders.

Not attending: Representatives Lux, Ranking Minority Member; Eng.

Passed to Committee on Rules for second reading.

March 19, 1981

HOUSE BILL NO. 577, Prime Sponsor: Representative Ellis, abolishing mandatory public retirement ages. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nickell, Rinehart, Rust, Sprague.

Not signing report: Representative Nelson (D).

Not attending: Representatives Ehlers, O'Brien.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 578, Prime Sponsor: Committee on Agriculture, regulating construction of water wells. Reported by Committee on Agriculture.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Amen, Fancher, Fiske, Gallagher, Granlund, Hastings, Kriedler, Lux, Padden, Prince, Sommers.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 594, Prime Sponsor: Committee on Transportation, permitting brief road closures by posting only. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Bender, Burns, Cantu, Chamberlain, Eberle, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Martinis, Ranking Minority Member; Erak, Owen.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 595, Prime Sponsor: Committee on Transportation, modifying the allocation of motor vehicle fund distributions to counties. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Burns, Cantu, Eberle, Gallagher, Garrett, Garson, Hankins, Lundquist, Patrick, Schmidt, Sherman, Smith, Sprague, Walk.

MINORITY recommendation: Do not pass. Signed by Representatives McCormick, Prince.

Not signing report: Representatives Bender, Chamberlain, Owen.

Not attending: Representatives Martinis, Ranking Minority Member; Erak.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 596, Prime Sponsor: Committee on Ways and Means, creating the natural resources account. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Thompson, Williams.

Not attending: Representatives McDonald, Warnke.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 608, Prime Sponsor: Committee on Energy and Utilities, requiring energy-efficient standards for buildings. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 5 after "Standards" strike "1976" and insert "~~((1976))~~ 1979"

On page 2, line 8 after "Code" strike "1976" and insert "~~((1976))~~ 1979"

On page 2, line 12 after "thereto" strike "1976" and insert "~~((1976))~~ 1979"

On page 2, line 18 after "Code" strike "1976" and insert "~~((1976))~~ 1979"

Signed by Representatives Barnes, Chairman; Nelson (D), Ranking Minority Member; Bender, Hine, McCormick, Schmidt, Scott, Sherman, Tupper, Wang.

MINORITY recommendation: Do not pass. Signed by Representatives Cantu, Vice Chairman; Bond, Dickie, Eberle, Isaacson, Sprague.

Voting nay: Representative Vander Stoep.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 621, Prime Sponsor: Representative Winsley, modifying provisions relating to cruelty to animals. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass with the following amendments:

On page 2 at the beginning of line 5 strike "first" and insert "second"

On page 2, line 5 after "class" strike "B" and insert "C"

On page 3, at the beginning of line 6 strike "(1)"

On page 3, line 33 after "any" strike "~~((domestic))~~" and insert "domestic"

On page 6, line 32 after "natural" strike "spar" and insert "spur"

Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Amen, Fancher, Fiske, Gallagher, Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 625, Prime Sponsor: Representative Barr, modifying provisions relating to superior court judges. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, Maxie, McGinnis.

Not attending: Representatives King (J), Rosbach.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 628, Prime Sponsor: Committee on Institutions, requiring parental consent for the release of youth from residential schools. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Valle.

Not signing report: Representative Dawson.

Not attending: Representative Tilly.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 634, Prime Sponsor: Representative Van Dyken, modifying environmental coordination procedures. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representatives Erak, O'Brien.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 636, Prime Sponsor: Committee on Local Government, permitting reimbursement at monthly rates for municipal officers and employees using personal automobiles for official travel. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Voting nay: Representative Erickson, Ranking Minority Member.

Not attending: Representatives Hine, North, Stratton.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 641, Prime Sponsor: Representative Nickell, requiring that county auditors record plats of public land surveys. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 6 strike "without charge"

On page 2, line 20 strike "sixty thousand dollars" and insert "forty-nine thousand five hundred dollars"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 652, Prime Sponsor: Representative Isaacson, enacting the Northwest Interstate Compact on Low-Level Radioactive Waste Management. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Dawson, Erak, Garson, Lundquist, McDonald, Mitchell, Nickell, Stratton, Thompson, Valle, Williams, Wilson.

Voting Nay: Representatives Brekke, Rinehart.

Not attending: Representatives Martinis, Owen.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 653, Prime Sponsor: Committee on Local Government, prohibiting political subdivisions from denying the use of rights of way on public property for siting certified energy facilities. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 20 strike all of subsection (3) and insert the following:

"(3) Any corporation having for one of their principal purposes the construction, maintenance, and operation of pipe lines and appurtenances for the conveyance and transportation as common carriers of oils,

gas, gasoline, and other petroleum products to which a certificate has been issued pursuant to RCW 80.50.100 shall be allowed the use of the public rights of way for common carrier pipe lines along or under any city, town, or county road or street if the right of way is specifically approved by the energy facility site evaluation council. Any corporation constructing such a facility is liable to the city, town or county for all necessary expenses incurred in restoring the city, town, or county road or street to the same or a similar condition for travel and related uses in which the road or street existed before construction, or to an improved condition where reasonably feasible: PROVIDED, That the use of such public rights of way granted in this section shall not preclude the ability of a county to require a franchise fee for the use of county right of way as authorized in RCW 36.55.010. Upon restoration of the city, town, or county road or street, any corporation constructing such a facility shall be liable for a period of five years for maintaining such road or street, with respect to any damages reasonably attributable to the common carrier pipe line right of way. For purposes of insuring such restoration and maintenance, each city, town, or county may require a bond of an amount equal to anticipated costs: PROVIDED, That if the parties cannot agree to the amount of the bond the matter shall be submitted to the superior court of the county."

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Barr, Barrett, Chamberlain, Garrett, Lane, Leonard, Stratton, Van Dyken.

Voting nay: Representatives Burns, James, Monohon, North.

Not attending: Representatives Erickson, Ranking Minority Member; Berleen, Brown, Hine.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 657, Prime Sponsor: Committee on Labor and Economic Development, implementing the law relating to the control of gambling. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representatives Patrick, Vice Chairman; Garrett.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 663, Prime Sponsor: Representative Greengo, modernizing initiative and referendum petition requirements. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Lewis, Nelson (D), O'Brien, Rinehart, Rust, Sprague.

Not attending: Representatives Johnson, McGinnis, Nickell.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 677, Prime Sponsor: Committee on Transportation, granting emergency powers to the governor to operate the Puget Sound ferry and toll bridge system. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 9 after "system." insert "Administrative costs to the office of the governor incurred in the exercise of this authority shall be reimbursed by the department."

On page 1, following line 13 insert:

"NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Chamberlain, Eberle, Garson, Hankins, Lundquist, Owen, Patrick, Prince, Schmidt, Smith, Sprague.

Not signing report: Representative McCormick.

MINORITY recommendation: Do not pass. Signed by Representatives Bender, Burns, Gallagher, Sherman, Walk.

Voting nay: Representative Garrett.

Not attending: Representatives Martinis, Ranking Minority Member; Erak, Owen.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 678, Prime Sponsor: Committee on State Government, removing requirement for office of financial management to perform audits of agricultural cooperatives. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nickell, O'Brien, Rinehart, Rust, Sprague.

Voting nay: Representatives Ehlers, Nelson (D).

Not attending: Representative Lewis.

Not signing report: Representative Walk, Ranking Minority Member.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 680, Prime Sponsor: Committee on Labor and Economic Development, modifying requirements for business license application by revising the business master license system. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 686, Prime Sponsor: Committee on Labor and Economic Development, requiring mailed notice of mechanics' liens. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Monohon, Smith.

Not attending: Representative Lux.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 687, Prime Sponsor: Representative Fiske, enacting the private enterprise act. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Barr, Barrett, Clayton, Eberle, Flanagan, Hankins, Smith.

MINORITY recommendation: Do not pass. Signed by Representatives Scott, Ranking Minority Member; Brekke, Brown, Garrett, King (J), Monohon.

Not attending: Representative Lux.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 690, Prime Sponsor: Committee on State Government, revising the powers and duties of the state capitol historical association. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representative O'Brien.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 696, Prime Sponsor: Committee on Local Government, modifying the investment authority of municipal employees' pension system boards. Reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Hine, North, Stratton.

Passed to Committee on Rules for second reading.

March 24, 1981

HOUSE BILL NO. 699, Prime Sponsor: Committee on Financial Institutions and Insurance, providing limited protection for insurance companies in their reliance on arson reports. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Dickie, Eng, King (R), McGinnis, Monohon, Rosbach, Sanders, Scott.

Not attending: Representatives Dawson, Chairman; Nisbet, Salatino.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 701, Prime Sponsor: Representative Dawson, modifying provisions relating to accounts offered by financial institutions. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 4 after "Section 1." insert "The legislature finds that current rates of interest paid for deposits is significantly less than rates paid for other types of monetary instruments."

On page 4, line 6 after "Sec. 7." strike all material down to and including "creditors." on line 24 and insert "(1) The depositor in any account subject to the provisions of this chapter must be advised in writing by the bank in a manner approved by the regulator as to the following matters:

(a) That the interest received by the depositor on an account subject to this section may vary;

(b) That the bank reserves the right to repay less than the full amount deposited under certain circumstances as set out in section 5(2) of this act;

(c) If it is the fact, that deposits made to an account subject to this chapter are not insured by an agency of the federal government or other private insurance, or, if it is the fact, that the amount being insured is the amount of the deposit less any reduction provided in section 5(2) of this act; and

(d) That the deposit is a general obligation of the bank subject only to reduction as provided in section 5(2) of this act and is unsecured and has no prior claim on any assets, but the depositor's claim is not subordinate to claims of other depositors or general creditors.

(2) The disclosure required under subsection (1)(b) of this section shall be more conspicuous than all other disclosure required under this section and shall be in at least ten-point type or its equivalent.

(3) Each depositor must sign the notice of disclosure and must be given a signed copy of such notice."

On page 5, strike all of section 10 and renumber the remaining sections consecutively.

Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Bond, Dickie, King (R), McGinnis, Monohon, Nisbet, Rosbach, Salatino, Sanders.

MINORITY recommendation: Do not pass. Signed by Representative Scott.

Not attending: Representatives Lux, Ranking Minority Member; Eng.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 702, Prime Sponsor: Committee on State Government, modifying provisions relating to the state committee on salaries. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman;

Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representative Lewis.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 705, Prime Sponsor: Committee on Local Government, prohibiting code city-owned cable systems if a private system is available. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 8 strike "available" and insert "providing franchised service in the area and is meeting federal communications commission standards for transmission"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Barr, Barrett, Burns, Chamberlain, Garrett, James, Lane, Monohon.

Voting nay: Representatives North, Stratton, Van Dyken.

Not attending: Representatives Erickson, Ranking Minority Member; Berleen, Brown, Hine, Leonard.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 711, Prime Sponsor: Representative Addison, providing reimbursement for school district transportation costs only to school geographically nearest or next-nearest to student's place of residence. Reported by Committee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Cantu, Dickie, Ellis, James, Lane, Lewis, McDonald, Vander Stoep.

Voting nay: Representatives Ehlers, Eng, Maxie, Warnke.

Not attending: Representatives Valle, Ranking Minority Member; Bender, Galloway, Hine.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 718, Prime Sponsor: Committee on Appropriations - General Government, authorizing public employers the option to pay employee retirement contributions. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, Maxie, McGinnis.

Not attending: Representatives King (J), Rosbach.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 719, Prime Sponsor: Committee on Education, providing for a citizens study commission on school finance. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 34 after "reflect a" insert "racial and"

On page 3, beginning on line 31 strike everything through page 4, line 2.

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Eng, Galloway, Maxie, McDonald, Vander Stoep, Warnke.

Voting nay: Representatives Cantu, Dickie, Ehlers, James, Lane, Lewis.

Not attending: Representatives Ellis, Hine.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 720, Prime Sponsor: Committee on Ethics, Law and Justice, modifying persons authorized to become donees of gifts of human remains. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang.

Not attending: Representatives Tupper, Winsley.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 721, Prime Sponsor: Representative Chandler, requiring the termination of the medical care only program. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 22 after "individuals" insert "in compliance with chapter 8, Laws of 1981"

Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Dawson, Houchen, Johnson, Mitchell, Tilly.

MINORITY recommendation: Do not pass. Signed by Representatives Becker, Ranking Minority Member; Brekke, Kreidler, Pruitt, Valle.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 722, Prime Sponsor: Committee on Labor and Economic Development, providing for special license plates for members of the state military forces. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 12 after "general" insert "and with the chief of the state patrol"

Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barrett, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Monohon, Smith.

Voting nay: Representative Barr.

Not attending: Representatives Brekke, Lux.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 723, Prime Sponsor: Committee on Local Government, modifying provisions relating to governing bodies of metropolitan municipal corporations. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Monohon, North, Stratton.

Voting nay: Representatives James, Lane, Leonard, Van Dyken.

Not voting: Representative Stratton.

Not attending: Representative Hine.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 724, Prime Sponsor: Committee on State Government, providing for improvement in the productivity of state government. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Greengo, Hankins, Johnson, Lewis, McGinnis, Nickell, Sprague.

MINORITY recommendation: Do not pass. Signed by Representatives Walk, Ranking Minority Member; Ehlers, Erak, Nelson (D), Rinehart, Rust.

Not attending: Representative O'Brien.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE BILL NO. 727, Prime Sponsor: Committee on Appropriations – General Government, modifying provisions relating to assessments of forest lands for fire protection and suppression purposes. Reported by Committee on Appropriations – General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ellis, Gruger, Maxie, McGinnis.

Voting nay: Representative Ehlers.

Not attending: Representatives King (J), Rosbach.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 730, Prime Sponsor: Committee on Labor and Economic Development, permitting registration of and issuance of certificates of title for mobile equipment. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 2 after "RCW" strike "and providing penalties"

On page 2, line 2 after "mobile equipment" insert "registered under section 3 of this act"

Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Brekke, Brown, Flanagan, Garrett, Hankins, Monohon, Smith.

Voting nay: Representatives Barr, Barrett, Clayton, Eberle, King (J).

Not attending: Representative Lux.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 731, Prime Sponsor: Committee on Labor and Economic Development, providing for the regulation of certain persons buying precious metals. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, Monohon, Smith.

Voting nay: Representative King (J).

Not attending: Representatives Brekke, Lux.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 732, Prime Sponsor: Committee on Human Services, transferring lands owned at Rainier School to Washington State University for use as a dairy/forage research facility. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Teutsch, Vander Stoep, Wang, Winsley.

Not attending: Representative Mitchell, Chairman.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 733, Prime Sponsor: Committee on State Government, extending provisions permitting deductions from state retirement benefits. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Hankins, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not signing report: Representative Greengo.

Not attending: Representatives Ehlers, Johnson, O'Brien, Rust.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 734, Prime Sponsor: Committee on Labor and Economic Development, relating to the sale, purchase or exchange of used mobile homes in conjunction with real estate. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Monohon, Smith.

Not attending: Representatives Brekke, Lux.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 735, Prime Sponsor: Committee on Energy and Utilities, establishing ownership of solid wastes. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 10 after "collection" insert ": PROVIDED, That ownership of recyclable paper, metal and glass wastes, separated for recycling at the point of collection, is not so vested"

Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Bender, Bond, Dickie, Hine, Isaacson, McCormick, Schmidt, Scott, Sherman, Sprague, Tupper, Vander Stoep, Wang.

Not attending: Representative Eberle.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 736, Prime Sponsor: Committee on State Government, allowing the state employees' insurance board to contract with multiple carriers providing similar coverage and changing the frequency of insurance surveys performed for the board. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Erak, Greengo, Hankins, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representative Walk, Ranking Minority Member; Ehlers, Johnson, O'Brien, Rust.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE BILL NO. 737, Prime Sponsor: Committee on State Government, providing for self-funding of insurance by the state employees' insurance board. Reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Erak, Greengo, Hankins, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representatives Walk, Ranking Minority Member; Ehlers, Johnson, O'Brien, Rust.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE JOINT MEMORIAL NO. 10, Prime Sponsor: Representative Lane, requesting passage of the Urban Jobs and Enterprise Zone Act. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 25 strike "passing" and insert "the Ninety-seventh Congress to introduce and pass legislation substantially similar to"

Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barrett, Brekke, Brown, Eberle, Flanagan, Garrett, Hankins, King (J), Monohon, Smith.

Voting nay: Representative Clayton.

Not voting: Representative Barr.

Not attending: Representative Lux.

Passed to Committee on Rules for second reading.

March 25, 1981

HOUSE JOINT MEMORIAL NO. 14, Prime Sponsor: Representative Flanagan, requesting mutually beneficial foreign trade agreements. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, strike all of line 8 and insert "the President, the Cabinet, the Administration and the Congress take action to"

Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE JOINT MEMORIAL NO. 15, Prime Sponsor: Committee on State Government, requesting that the U.S. postal service issue a stamp commemorating the eruption of Mount St. Helens. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Erak, Greengo, Hankins, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representatives Walk, Ranking Minority member; Ehlers, Erak, Johnson, O'Brien.

Passed to Committee on Rules for second reading.

March 26, 1981

HOUSE CONCURRENT RESOLUTION NO. 18, Prime Sponsor: Committee on Labor and Economic Development, recommending the continuation of the office of small business. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Monohon, Smith.

Not attending: Representative Lux.

Passed to Committee on Rules for second reading.

March 26, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3388, Prime Sponsor: Committee on Local Government, authorizing county transportation authorities to provide public ambulance services upon voter approval. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 21 after "services." insert "Fares or charges may be adjusted or eliminated for any distinguishable class of users including, but not limited to senior citizens, handicapped persons, and students."

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Chamberlain, Eberle, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Voting nay: Representative Bender.

Not signing report: Representatives Burns, Patrick.

Not attending: Representatives Martinis, Ranking Minority Member; Erak.

Passed to Committee on Rules for second reading.

MOTIONS

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fifth order of business were referred to Committee on Rules for second reading with the exception of House Bill No. 25 and House Bill No. 711.

Mr. Nelson (G) moved that HOUSE BILL NO. 25 be referred to Committee on Rules.

POINT OF ORDER

Mr. Burns: "Mr. Speaker, I believe that House Bill No. 25 is not properly before this body at this time, according to Rule 29 which states that a majority of the entire membership of a committee in a regularly called meeting must vote on a bill before it can be passed out. This has not been done, I believe."

The Speaker: "Representative Burns, I find your point is well taken."

MOTION

Mr. Nelson (G) moved that HOUSE BILL NO. 711 be passed to Committee on Rules for second reading.

POINT OF ORDER

Mr. Bender: "Mr. Speaker, my point of order is that House Bill NO. 711 was signed out of committee in violation of Rule 29, D(2)."

The Speaker: "Representative Bender, I find your point of order to be well taken, also."

The Speaker announced that there would be an immediate meeting of the House Higher Education Committee and the Education Committee.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MOTION

Mr. Nelson (G) moved that House Bill NO. 25 be referred to Committee on Rules for second reading.

POINT OF ORDER

Mr. Heck: "There was not a quorum at the committee meeting just held in the majority caucus room. I was there and observed. There were only five members of the committee and that does not constitute a quorum; therefore, no business can be transacted according to our rules."

SPEAKER'S RULING

The Speaker: "Representative Heck, I understand the committee meeting was held. There was no challenge of the quorum; therefore, your point of order is not well taken."

The motion was carried.

MOTION

Mr. Nelson (G) moved that HOUSE BILL NO. 711 be referred to Committee on Rules.

Mr. King (R) demanded an electric roll call vote on the motion, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion that House Bill No. 711 be referred to Committee on Rules, and the motion was carried by the following vote: Yeas, 54; nays, 42; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.
 Not voting: Representatives Dawson, Prince.

MOTIONS

On motion of Mr. Nelson (G), SECOND SUBSTITUTE HOUSE BILL NO. 179 was rereferred to Committee on Appropriations - Human Services.

On motion of Mr. Nelson (G), SUBSTITUTE HOUSE BILL NO. 503 was rereferred to Committee on Appropriations - General Government.

On motion of Mr. Nelson (G), SUBSTITUTE HOUSE BILL NO. 571 was rereferred to Committee on Revenue.

On motion of Mr. Nelson (G), HOUSE BILL NO. 606 was rereferred to Committee on Appropriations - General Government.

On motion of Mr. Nelson (G), SUBSTITUTE SENATE BILL NO. 3237 was rereferred to Committee on Appropriations - Education.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

March 27, 1981

HOUSE BILL NO. 101, Prime Sponsor: Committee on Ethics, Law and Justice, creating a state office of administrative hearings. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill by Committee on Ethics, Law and Justice be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, Nisbet.

Voting nay: Representatives McDonald, Warnke, Williams.

Not attending: Representative Thompson.

Passed to Committee on Rules for second reading.

March 27, 1981

HOUSE BILL NO. 228, Prime Sponsor: Representative Dawson, modifying provisions on financial responsibility for motor vehicles. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

On page 4, after line 33 insert:

"NEW SECTION. Sec. 6. There is appropriated from the highway safety fund to the department of licensing for the biennium ending June 30, 1983, the sum of one hundred and four thousand dollars to carry out this act."

On page 1, line 7 of the title after "46.29 RCW;" insert "making an appropriation;"

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Williams.

Voting nay: Representative Warnke.

Not attending: Representative Thompson.

Passed to Committee on Rules for second reading.

March 27, 1981

HOUSE BILL NO. 454, Prime Sponsor: Representative Clayton, enacting the Workers' Compensation Vocational Rehabilitation Reform Act of 1981. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

On page 13, line 21 after "of" insert "\$2,610,698"

On page 13, line 27 after "of" insert "\$50,000"

On page 13, after line 29 insert:

"There is also appropriated from the medical aid fund to the board of industrial insurance appeals for the biennium ending June 30, 1983, the sum of 226,995 dollars, or so much thereof as may be necessary, for the processing and completion of expedited appeals conducted under this act."

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, Nisbet, Williams.

Voting nay: Representative Warnke.

Not attending: Representatives McDonald, Thompson.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:00 a.m., Monday, March 30, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SEVENTY-EIGHTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Monday, March 30, 1981

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Cantu, Clayton, North and Thompson, who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Karen Tulloch and Denise Rodriguez. Prayer was offered by The Reverend David Steen, Lutheran Church of the Good Shepherd of Olympia.

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

MESSAGE FROM THE SENATE

March 27, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3375,
SENATE BILL NO. 3555,
SUBSTITUTE SENATE BILL NO. 3630,
SENATE BILL NO. 3893,
SENATE BILL NO. 4199,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE CONCURRENT RESOLUTION NO. 19.

INTRODUCTIONS AND FIRST READING

SENATE BILL NO. 3375, by Senators Patterson, Peterson, Sellar, Gallagher and Bauer (by Executive request):

Doubling the life of drivers' licenses and adjusting fees and the apportionment thereof accordingly.

To Committee on Transportation

SENATE BILL NO. 3555, by Senators Bluechel and Charnley:

Mandating certain information from institutions of higher education relating to remunerated professional leaves.

To Committee on Higher Education

SUBSTITUTE SENATE BILL NO. 3630, by Committee on Agriculture (originally sponsored by Senators Benitz, Hayner and Jones):

Expanding the authority of the department of ecology for land reclamation.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3893, by Senators Clarke and Wojahn (by Department of General Administration Division of Banking request):

Revising laws relating to banking.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 4199, by Senators Craswell, Gallagher, Gould and Moore:

Establishing the Frances Haddon Morgan Children's Center as a state residential school.

To Committee on Institutions

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORT OF STANDING COMMITTEE

March 27, 1981

HOUSE CONCURRENT RESOLUTION NO. 20, Prime Sponsor: Representative Houchen, requesting the appointment of a prison siting task force. Reported by Committee on Institutions.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representative Struthers.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 126, by Representatives Wilson, Houchen, Greengo, Flanagan, Nelson (D), Bond, Granlund, Lewis, Dawson, Barnes, Hastings, Mitchell, Hankins, Isaacson, Clayton, Taylor, Smith, McGinnis, Ellis, Heck, Erickson, Grimm, Ehlers, Walk, Maxie and Garrett:

Exempting from property taxation property owned by a nonprofit entity and used as a public assembly hall or meeting place.

The bill was read the second time. On motion of Mr. Wilson, Substitute House Bill No. 126 was substituted for House Bill No. 126, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 126 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 126, and the bill passed the House by the following vote: Yeas, 83; nays, 4; not voting, 11.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, James, King J., Lux.

Not voting: Representatives Bender, Cantu, Clayton, Grimm, Hastings, McDonald, North, O'Brien, Owen, Rust, Thompson.

Substitute House Bill No. 126, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

I would like to change my vote on House Bill No. 126 from yea to nay. I tried to switch the button when the Speaker was about to lock the machine but it was too late.

JEANETTE BERLEEN, 31st District.

HOUSE BILL NO. 135, by Committee on Natural Resources and Environmental Affairs and Representatives Rosbach and Sanders:

Increasing the penalty for destroying trees.

The bill was read the second time. On motion of Ms. Rosbach, Substitute House Bill No. 135 was substituted for House Bill No. 135 and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 135 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 135, and the bill passed the House by the following vote: Yeas, 86; nays, 0; not voting, 12.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Cantu, Clayton, Hastings, Isaacson, McDonald, North, O'Brien, Owen, Rust, Thompson, Walk.

Substitute House Bill No. 135, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 136, by Representatives Lewis, Heck and Flanagan:

Increasing interest rates on certain loans.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 136, and the bill passed the House by the following vote: Yeas, 87; nays, 3; not voting, 8.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Gallagher, Garrett.

Not voting: Representatives Bender, Cantu, Clayton, McDonald, North, O'Brien, Owen, Thompson.

House Bill No. 136, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 144, by Representatives Dawson, Monohon, Bickham, Lux, Scott and Garrett (by Insurance Commissioner request):

Revising laws relating to insurance.

The bill was read the second time. On motion of Mr. Dawson, Substitute House Bill No. 144 was substituted for House Bill No. 144, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 144 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 144, and the bill passed the House by the following vote: Yeas, 91; nays, 0; not voting, 7.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Cantu, Clayton, McDonald, North, Owen, Thompson.

Substitute House Bill No. 144, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 183, by Committee on State Government and Representatives Garson and Kreidler:

Establishing the 1989 Washington state centennial commission.

The bill was read the second time.

Committee on State Government recommendation: Do pass with the following amendment:

On page 2, line 18 strike "fifty" and insert "twenty-five"

On motion of Mr. Garson, the committee amendment was adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 183 was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 183, and the bill passed the House by the following vote: Yeas, 87; nays, 5; not voting, 6.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bickham, Bond, Brekke, Brown, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Burns, King J., Rinehart, Sherman.

Not voting: Representatives Bender, Cantu, Clayton, McDonald, North, Thompson.

Engrossed House Bill No. 183, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 187, by Committee on Natural Resources and Environmental Affairs and Representative Garson:

Providing for the preservation of access to public lands.

The bill was read the second time. On motion of Mr. Garson, Substitute House Bill No. 187 was substituted for House Bill No. 187, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 187 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 187, and the bill passed the House by the following vote: Yeas, 92; nays, 0; not voting, 6.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Cantu, Clayton, McDonald, North, Thompson.

Substitute House Bill No. 187, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 223, by Committee on Natural Resources and Environmental Affairs and Representative Rosbach:

Modifying provisions on forest protection.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass as amended. (For amendments, see Journal, 66th Day, March 18, 1981.)

On motion of Ms. Rosbach, the committee amendment was adopted. The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 223 was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 223, and the bill passed the House by the following vote: Yeas, 93; nays, 0; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Cantu, Clayton, McDonald, North, Thompson.

Engrossed House Bill No. 223, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 249, by Committee on Financial Institutions and Insurance and Representatives Dawson and Brown:

Increasing the time period for reporting auto accidents under the financial responsibility laws.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 249, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Cantu, Clayton, North, Thompson.

House Bill No. 249, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 276, by Committee on Transportation and Representative Wilson (by Department of Licensing request):

Updating motor vehicle dealer laws.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass with the following amendment:

On page 5, line 33 strike "~~(the vehicle dealer)~~" and insert "the vehicle dealer or manufacturer"

On motion of Mr. Wilson, the committee amendment was adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 276 was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 276, and the bill passed the House by the following vote: Yeas, 93; nays, 1; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Ehlers.

Not voting: Representatives Cantu, Clayton, North, Thompson.

Engrossed House Bill No. 276, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker called on Mr. Amen to preside.

HOUSE BILL NO. 322, by Committee on Transportation and Representative Martinis (by Legislative Transportation Committee request):

Requiring driver's license to be permanently marked as a condition for retention when applying for occupational license.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 322, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Cantu, Clayton, North, Thompson.

House Bill No. 322, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 347, by Representatives Stratton, King (J), North and Brekke (by Department of Social and Health Services request):

Regulating therapeutic homes.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Stratton spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 347, and the bill passed the House by the following vote: Yeas, 93; nays, 0; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Cantu, Clayton, McDonald, North, Thompson.

House Bill No. 347, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 357, by Committee on State Government and Representatives Addison and Walk:

Modifying provisions on the preservation and destruction of public records.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Addison spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 357, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R.,

Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Cantu, Clayton, North, Thompson.

House Bill No. 357, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 400, by Representatives Sprague and Walk (by Department of Licensing request):

Disallowing reimbursement for inspection of motor vehicle identification numbers by out-of-state inspectors.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 400, and the bill passed the House by the following vote: Yeas, 90; nays, 4; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Ehlers, Sherman, Warnke, Winsley.

Not voting: Representatives Cantu, Clayton, North, Thompson.

House Bill No. 400, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 419, by Committee on Natural Resources and Environmental Affairs and Representatives Wilson and North:

Notifying the buyer of land when reforestation is required.

The bill was read the second time. On motion of Ms. Rosbach, Substitute House Bill No. 419 was substituted for House Bill No. 419, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 419 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 419 was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 419, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Cantu, Clayton, North, Thompson.

Substitute House Bill No. 419, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 421, by Committee on Institutions and Representatives Berleen, Walk and Nelson (D):

Authorizing transfer of convicts between the state and foreign countries pursuant to treaty.

The bill was read the second time. On motion of Ms. Houchen, Substitute House Bill No. 421 was substituted for House Bill No. 421, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 421 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 421 was placed on final passage.

Ms. Berleen spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 421, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Cantu, Clayton, North, Thompson.

Substitute House Bill No. 421, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 424, by Committee on Transportation and Representative Wilson:

Modifying procedures for public transportation benefit areas.

The bill was read the second time. On motion of Mr. Wilson, Substitute House Bill No. 424 was substituted for House Bill No. 424, and the substitute bill was placed on the calendar for second reading.

Mr. Thompson appeared at the bar of the House.

Substitute House Bill No. 424 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 424, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Cantu, Clayton, North.

Substitute House Bill No. 424, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 430, by Committee on Institutions and Representatives Van Dyken, Nelson (D) and Erickson:

Authorizing leaves of absence for inmates to receive medical care or participate in volunteer community service work.

The bill was read the second time. On motion of Ms. Houchen, Substitute House Bill No. 430 was substituted for House Bill No. 430, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 430 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Nelson (D) spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 430, and the bill passed the House by the following vote: Yeas, 89; nays, 6; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, James, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Hastings, Johnson, Lundquist, Stratton, Tilly.

Not voting: Representatives Cantu, Clayton, North.

Substitute House Bill No. 430, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Cantu appeared at the bar of the House.

HOUSE BILL NO. 435, by Committee on Institutions and Representatives Owen, Walk and Houchen (by Department of Social and Health Services request):

Authorizing state participating in interstate corrections compacts.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Houchen spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 435, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

House Bill No. 435, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 438, by Committee on Labor and Economic Development and Representatives Eberle and Patrick:

Requiring contractors to post prevailing wage information at public works job sites.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 438, and the bill passed the House by the following vote: Yeas, 86; nays, 10; not voting, 2.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chandler, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kroidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Berleen, Chamberlain, Dawson, Dickie, Flanagan, James, Lane, Vander Stoep.

Not voting: Representatives Clayton, North.

House Bill No. 438, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 452, by Committee on Transportation and Representatives Martinis, North and Garrett:

Providing for city council members as members of the urban arterial board.

The bill was read the second time. On motion of Mr. Wilson, Substitute House Bill No. 452 was substituted for House Bill No. 452, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 452 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Martinis spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 452, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kroidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

Substitute House Bill No. 452, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 462, by Representatives Erickson, Taylor, Winsley, Ellis, Van Dyken, Tupper, Walk, Hine and Brown:

Implementing law relating to the injury or defacement of school property and liability therefor.

The bill was read the second time. On motion of Ms. Erickson, Substitute House Bill No. 462 was substituted for House Bill No. 462, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 462 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Erickson spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 462, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

Substitute House Bill No. 462, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 464, by Committee on Higher Education and Representative Teutsch (by Council for Postsecondary Education request):

Creating state educational grant fund.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Teutsch spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 464, and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Berleen.

Not voting: Representatives Clayton, North.

House Bill No. 464, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 481, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, Dawson, Scott, Nisbet, Brown, Pruitt, Winsley, Johnson, Lux and Patrick (by Department of Veterans Affairs request):

Revising certain benefits and privileges for veterans.

The bill was read the second time. On motion of Mr. Tupper, Substitute House Bill No. 481 was substituted for House Bill No. 481, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 481 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Patrick spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 481, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

Substitute House Bill No. 481, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 491, by Committee on Ethics, Law and Justice and Representatives Bickham, Dickie, Clayton, Barr, Lewis and Patrick:

Including Indian tribal agency employees under criminal justice training commission.

The bill was read the second time. On motion of Ms. Houchen, Substitute House Bill No. 491 was substituted for House Bill No. 491, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 491 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Houchen spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 491, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

Substitute House Bill No. 491, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 518, by Committee on State Government and Representative Addison (by Secretary of State request):

Revising laws relating to filing and recording documents.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 518, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

House Bill No. 518, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 533, by Committee on Ethics, Law and Justice and Representative Ellis:

Modifying provisions relating to the election of judges of the court of appeals.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 533, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

House Bill No. 533, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 539, by Committee on Transportation and Representative Wilson (by Department of Transportation request):

Providing for notice to the department of transportation when short plats are made of areas adjacent to highway right-of-way.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 539, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

House Bill No. 539, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 600, by Committee on Ethics, Law and Justice and Representatives Ellis, Patrick, Schmidt, Becker, Tilly, Winsley, Bickham, Pruitt and Granlund:

Making various changes in criminal laws.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 600, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J.,

King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

House Bill No. 600, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 614, by Committee on State Government and Representatives Addison, Walk and North (by Washington State Patrol request):

Increasing frequency of WSP promotion exams.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 614, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

House Bill No. 614, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 615, by Committee on Education and Representative Taylor:

Abolishing certain accounts for high school districts used for moneys from nonhigh districts.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 615, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

House Bill No. 615, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 616, by Committee on Education and Representative Taylor:

Implementing law relating to publication of school code.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass with the following amendment:

On page 2, line 3 after "provided" insert "in such numbers as determined by the superintendent of public instruction"

On motion of Mr. Taylor, the committee amendment was adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 616, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon; Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

Engrossed House Bill No. 616, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 618, by Committee on Education and Representative Taylor:

Allowing superintendent of public instruction to have designee to carry out certain duties.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass with the following amendment:

On page 1, line 19, after "evidence" insert "including, upon request, any new evidence presented by the party"

On motion of Mr. Taylor the committee amendment was adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 618, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

Engrossed House Bill No. 618, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 619, by Committee on Education and Representative Taylor:

Repealing obsolete law requiring report on school districts' maintenance of resource services.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 619, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

House Bill No. 619, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 658, by Committee on Energy and Utilities and Representatives Cantu, Nelson (D) and Wang:

Providing energy conservation procedures for state buildings.

The bill was read the second time. On motion of Mr. Cantu, Substitute House Bill No. 658 was substituted for House Bill No. 658, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 658 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 658, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, North.

Substitute House Bill No. 658, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE CONCURRENT RESOLUTION NO. 10, by Committee on Institutions and Representatives Houchen, Leonard, Owen, Nelson (D), Van Dyken, Fiske and Walk:

Adopting the juvenile disposition standards of the department of social and health services.

The resolution was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Ms. Houchen spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on adoption of House Concurrent Resolution No. 10, and the resolution was adopted by the following vote: Yeas, 93; nays, 3; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart,

Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Padden, Van Dyken.

Not voting: Representatives Clayton, North.

House Concurrent Resolution No. 10, having received the constitutional majority, was declared adopted.

Representative Clayton appeared at the bar of the House.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 67, by Committee on Natural Resources and Environmental Affairs (originally sponsored by Representatives Thompson, Rosbach, Williams, Chamberlain and Vander Stoep):

Permitting department of natural resources to preserve access to Toutle and Cowlitz rivers.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 67, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative North.

Substitute House Bill No. 67, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 252, by Committee on Agriculture (originally sponsored by Representative Smith - by Department of Agriculture request):

Modifying provisions relating to agriculture.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 252, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Walk.

Not voting: Representative North.

Engrossed Substitute House Bill No. 252, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 319, by Committee on Human Services and Representative Mitchell:

Revising laws relating to life sustaining procedures.

The bill was read the third time and placed on final passage.

Mr. Vander Stoep spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 319, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative North.

House Bill No. 319, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5, by Representatives Prince, Smith and Galloway:

Creating a joint agricultural study committee.

The resolution was read the third time and placed on final passage.

Mr. Prince spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 5, and the resolution was adopted by the House by the following vote: Yeas, 85; nays, 12; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bond, Clayton, Ehlers, Fancher, Flanagan, Greengo, Houchen, King J., Lewis, McGinnis, Schmidt, Sherman.

Not voting: Representative North.

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

HOUSE CONCURRENT RESOLUTION NO. 6, by Committee on Ethics, Law and Justice and Representative Ellis:

Creating a joint committee to study the proposed establishment of a law reform commission.

The resolution was read the third time and placed on final passage.

Mr. Ellis spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 6, and the resolution was adopted by the House by the following vote: Yeas, 87; nays, 10; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King R., Kreidler, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bond, Ehlers, Fancher, King J., Lane, Lewis, McGinnis, Rinehart, Sherman, Struthers.

Not voting: Representative North.

House Concurrent Resolution No. 6, having received the constitutional majority, was declared adopted.

HOUSE BILL NO. 244, by Representatives Valle, Sanders, Brekke, Berleen, Fancher, McCormick, Addison and Lux:

Establishing liability for leaving a restaurant without paying.

The bill was read the third time and placed on final passage.

Ms. Valle spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 244, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative North.

House Bill No. 244, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 461, by Representatives Prince, Burns, Isaacson, Amen and Stratton:

Authorizing educational reciprocity as to institutions of higher education with state of Idaho.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 461, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative North.

House Bill No. 461, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 316, by Committee on Human Services (originally sponsored by Committee on Human Services and Representatives Teutsch and Wang):

Revising licensing requirements for the practice of midwifery.

The bill was read the third time and placed on final passage.

Representatives Teutsch and Brekke spoke in favor of passage of the bill, and Representative Padden spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 316, and the bill passed the House by the following vote: Yeas, 75; nays, 22; not voting, 1.

Voting yea: Representatives Addison, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Dawson, Ellis, Eng, Erak, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Barr, Brown, Clayton, Dickie, Eberle, Ehlers, Erickson, Flanagan, Hastings, Isaacson, James, McDonald, Padden, Rosbach, Sanders, Schmidt, Smith, Tilly, Vander Stoep, Wilson.

Not voting: Representative North.

Substitute House Bill No. 316, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 631, by Committee on Appropriations – General Government and Representatives Williams and Amen:

Authorizing certain race track fees to be set by the state racing commission.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 631, and the bill passed the House by the following vote: Yeas, 89; nays, 8; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brown, Ehlers, Erak, Gallagher, Salatino, Scott, Stratton, Walk.

Not voting: Representative North.

House Bill No. 631, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 370, by Committee on Revenue and Representatives Amen and Patrick:

Authorizing excess levies for road districts.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 370, and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, James, Lundquist, Schmidt.

Not voting: Representative North.

House Bill No. 370, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker resumed the Chair.

SUBSTITUTE HOUSE BILL NO. 266, by Committee on State Government (originally sponsored by Representatives Lane, Johnson, Dawson, Patrick, Fiske, Sommers, Chamberlain, Dickie, Mitchell, Padden, McGinnis, Nickell, Vander Stoep, Warnke, Bickham, Van Dyken, Leonard, Taylor, Nelson (G), Erickson, Williams, Smith, Ellis, Lundquist, Barrett, Monohon, Winsley, Tupper, Hankins, Kreidler, Garson, Bond, Teutsch, Cantu, Galloway, Lewis, Heck, Lux, Granlund and Nelson (D) – by Governor Spellman request):

Creating the state council on aging.

The bill was read the third time and placed on final passage.

Ms. Lane spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 266, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Berleen, North.

Substitute House Bill No. 266, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Representative North appeared at the bar of the House.

SUBSTITUTE HOUSE BILL NO. 311, by Committee on Human Services (originally sponsored by Committee on Human Services and Representatives Mitchell and Wang):

Continuing the laws providing for registered sanitarians.

The bill was read the third time and placed on final passage.

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

POINT OF INQUIRY

Mr. Nickell yielded to question by Mr. Bond.

Mr. Bond: "Representative Nickell, does this bill grandfather practicing sanitarians or will it eliminate them to say that they all have to be licensed?"

Mr. Nickell: "I think they are all licensed at this time, Representative Bond. These are public sanitarians that we're talking about, city and county sanitarians."

Representatives Bond and Ehlers spoke against passage of the bill.

POINT OF INQUIRY

Mr. Nickell yielded to question by Mr. Addison.

Mr. Addison: "Representative Nickell, why shouldn't we use the national body which gives the same test as Representative Ehlers was talking about, rather than having tax money be used for this purpose?"

Mr. Nickell: "I don't know that the state has the authority to mandate that they pass federal tests. They certainly can mandate that they pass state tests."

Representatives Addison and Williams spoke against passage of the bill, and Representatives Pruitt and Wang spoke in favor of it.

Mr. Nickell spoke again in favor of passage of the bill, and Mr. Addison again opposed it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 311, and the bill failed to pass the House by the following vote: Yeas, 37; nays, 61; not voting, 0.

Voting yea: Representatives Barnes, Becker, Bender, Brekke, Burns, Ellis, Erickson, Galloway, Garrett, Granlund, Greengo, Gruger, Houchen, Johnson, King J., King R., Kreidler, Leonard, Lewis, Maxie, McGinnis, Mitchell, Nelson D., Nickell, North, O'Brien, Padden, Pruitt, Rosbach, Rust, Stratton, Struthers, Taylor, Tilly, Tupper, Valle, Wang.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Garson, Grimm, Hankins, Hastings, Heck, Hine, Isaacson, James, Lane, Lundquist, Lux, Martinis, McCormick, McDonald, Monohon, Nelson G. A., Nisbet, Owen, Patrick, Prince, Rinehart, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Teutsch, Thompson, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 311, having failed to receive the constitutional majority, was declared lost.

SENATE BILL NO. 3213, by Senators von Reichbauer, Jones, Moore, Williams, Clarke and Charnley:

Authorizing local improvement district assessments for electrified public streetcar lines.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3213, and the bill passed the House by the following vote: Yeas, 92; nays, 6; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, Grimm, Kreidler, Owen, Stratton, Walk.

Senate Bill No. 3213, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker declared the House to be at ease until 2:30 p.m.

The Speaker called the House to order at 2:30 p.m.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 320, by Committee on Local Government and Representatives Isaacson, Sanders, Sprague, Ellis, Clayton, Eberle, Patrick, Johnson, Lane, Bickham, Bond, Nickell, Tilly and Hastings:

Modifying provisions concerning plats and subdivisions.

The bill was read the second time. On motion of Mr. Isaacson, Substitute House Bill No. 320 was substituted for House Bill No. 320, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 320 was read the second time.

Ms. Hine moved adoption of the following amendment:

On page 3, beginning on line 18 after "ownership" strike all material down to and including "nine" on line 21

Ms. Hine spoke in favor of the amendment, and Mr. Isaacson spoke against it.

Ms. Hine spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Hine to Substitute House Bill No. 320, and the amendment was not adopted by the following vote: Yeas, 38; nays, 57; not voting, 3.

Voting yea: Representatives Barnes, Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Maxie, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Eng, Lux, Martinis.

MOTION

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and Substitute House Bill No. 320 be placed on final passage.

A division was called on the motion.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advance Substitute House Bill No. 320 to third reading, and the motion failed to receive the two-thirds required majority, by the following vote: Yeas, 45; nays, 51; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Berleen, Bickham, Bond, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Isaacson, James, Lane, Leonard, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Cantu, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Johnson, King J., King R., Kreidler, Lewis, Lux, Maxie, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Walk, Wang, Warnke.

Not voting: Representatives Barrett, Teutsch.

Substitute House Bill No. 320 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 169, by Committee on Human Services and Representative Mitchell (by Board of Pharmacy request):

Revising laws relating to pharmacy.

The bill was read the second time. On motion of Mr. Mitchell, Second Substitute House Bill No. 169 was substituted for House Bill No. 169, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 169 was read the second time.

Mr. Lewis moved adoption of the following amendment by Representatives Lewis, O'Brien and Mitchell:

On page 10, after line 4 add a new section as follows:

***NEW SECTION.** Sec. 6. There is added to chapter 70.115 RCW a new section to read as follows:

On the sale at retail of any hypodermic syringe, hypodermic needle, or any device adapted for the use of drugs by injection, the retailer shall satisfy himself or herself that the device will be used for the legal use intended."

Renumber the remaining section consecutively.

Representatives Lewis and O'Brien spoke in favor of the amendment, and it was adopted.

On motion of Mr. Lewis, the following amendment to the title was adopted:

On page 1, line 10 of the title after "RCW;" insert "adding a new section to chapter 70.115 RCW;"

Second Substitute House Bill No. 169 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 467, by Representatives Bond, Scott, Barr, Stratton, Fancher, McCormick, Hastings, Clayton, Nickell, Isaacson, Erak, Bender, McGinnis, Leonard, Williams, Eberle, Padden and Ellis:

Providing for expedited review of energy facility siting decisions.

The bill was read the second time. On motion of Mr. Barnes, Substitute House Bill No. 467 was substituted for House Bill No. 467, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 467 was read the second time.

Mr. Owen moved adoption of the following amendment by Representatives Nisbet and Owen:

On page 3, after line 33 strike all of section 4.

Mr. Owen spoke in favor of the amendment and Mr. Bond spoke against it.

Mr. Owen spoke again in favor of the amendment, and the amendment was not adopted.

Mr. Owen moved adoption of the following amendment by Representatives Nisbet and Owen:

On page 1, line 9 strike all of section 1 and insert the following: "The legislature finds that expedited review of decisions about siting of energy projects will provide more timely decisions about the possible construction and operation of such projects. The legislature finds that it is in the public interest of the citizens of the state of Washington to provide an exclusive and expedited method for review of decisions of either the governor or the energy facility site evaluation council at the conclusion of the siting process."

Mr. Owen spoke in favor of the amendment, and Mr. Bond spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Nisbet and Owen to page 1, line 9 of Substitute House Bill No. 467, and the amendment was not adopted by the following vote: Yeas, 41; nays, 54; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Chandler, Ehlers, Eng, Erak, Erickson, Garson, Granlund, Grimm, Gruger, Heck, Hine, Houchen, King J., Kreidler, Lux, Maxie, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Patrick, Rinehart, Rosbach, Rust, Salatino, Sherman, Sommers, Valle, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Greengo, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Prince, Pruitt, Sanders,

Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, and Mr. Speaker.

Not voting: Representatives Addison, Dawson, King R.

Mr. Owen moved adoption of the following amendment by Representatives Nisbet and Owen:

On page 1, line 10 after "for" insert "increasing" and after "energy" insert "availability" and strike everything down to and including "facilities" on line 12.

Representatives Owen and Nisbet spoke in favor of the amendment, and Representatives Bond and Barr spoke against it.

Mr. Owen spoke again in favor of the amendment.

The amendment was not adopted.

Mr. Nisbet moved adoption of the following amendment by Representatives Nisbet, Owen and Wilson:

On page 2, line 27 after "recommendation" strike "to reject an application"

Mr. Nisbet spoke in favor of the amendment, and Mr. Bond spoke against it.

Mr. Nisbet spoke again in favor of the amendment, and Mr. Bond again opposed it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nisbet and others to page 2, line 27 of Substitute House Bill No. 467, and the amendment was not adopted by the following vote: Yeas, 43; nays, 54; not voting, 1.

Voting yea: Representatives Becker, Berleen, Brekke, Burns, Ehlers, Eng, Erickson, Galloway, Garson, Granlund, Grimm, Gruger, Heck, Hine, Houchen, King J., Kreidler, Lane, Lux, Maxie, Nelson D., Nisbet, North, O'Brien, Owen, Patrick, Rinehart, Rosbach, Rust, Salatino, Schmidt, Sherman, Sommers, Teutsch, Thompson, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Bender, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Garrett, Greengo, Hankins, Hastings, Isaacson, James, Johnson, King R., Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Padden, Prince, Pruitt, Sanders, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, Williams, and Mr. Speaker.

Not voting: Representative Barrett.

Mr. Nisbet moved adoption of the following amendment by Representatives Nisbet, Owen and Houchen:

On page 3, line 10 after "court," strike all material down to and including "possible," on line 22 and insert "If the decision of the superior court on the appeal of an EFSEC decision is itself appealed, the appeal shall be made directly to the supreme court. The supreme court shall assign the appeal of a decision of the superior court on an appeal of an EFSEC decision for hearing at the earliest possible date, giving it precedence over all other civil matters pending before the supreme court."

Mr. Nisbet spoke in favor of the amendment, and Mr. Padden spoke against it.

The amendment was not adopted.

Mr. Nisbet moved adoption of the following amendment by Representatives Nisbet and Owen:

On page 3, line 33 add a new section as follows:

***NEW SECTION. Sec. 4.** The provisions of section 3 shall not apply to applications for certification of energy facilities filed prior to July 15, 1977. Applications for certification of energy facilities filed prior to July 15, 1977, shall continue to be governed by the applicable provisions of law, including RCW 34.04, in effect the day preceding July 15, 1977.*

Representatives Nisbet and Houchen spoke in favor of the amendment, and Mr. Bond spoke against it.

Mr. Nisbet spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Nisbet and Owen to page 3, line 33 of Substitute House Bill No. 467, and the amendment was adopted by the following vote: Yeas, 52; nays, 46; not voting, 0.

Voting yea: Representatives Becker, Berleen, Brekke, Brown, Burns, Chamberlain, Dawson, Ehlers, Eng, Erak, Fiske, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, Houchen, King R., Kreidler, Lux, Martinis, Maxie, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Patrick,

Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Sherman, Sommers, Teutsch, Thompson, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Bickham, Bond, Cantu, Chandler, Clayton, Dickie, Eberle, Ellis, Erickson, Fancher, Flanagan, Gallagher, Greengo, Hankins, Hastings, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Nelson G. A., Nickell, Padden, Prince, Sanders, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, and Mr. Speaker.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Mr. Martinis moved that the House immediately reconsider the vote by which the amendment by Representatives Nisbet and Owen to page 3, line 33 of Substitute House Bill No. 467 was adopted.

A division was called on the motion.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which the Nisbet/Owen amendment was adopted, and the motion was carried by the following vote: Yeas, 49; nays, 48; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Bender, Bickham, Bond, Brown, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Flanagan, Gallagher, Greengo, Grimm, Hankins, Hastings, Heck, Isaacson, James, Johnson, King J., King R., Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Nelson G. A., Nickell, O'Brien, Padden, Prince, Sanders, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, and Mr. Speaker.

Voting nay: Representatives Becker, Berleen, Brekke, Burns, Cantu, Chamberlain, Ehlers, Eng, Erak, Erickson, Fiske, Galloway, Garrett, Garson, Granlund, Gruger, Hine, Houchen, Kreidler, Lane, Lux, Maxie, Mitchell, Monohon, Nelson D., Nisbet, North, Owen, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Sherman, Sommers, Teutsch, Thompson, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representative Barrett.

The Speaker stated the question before the House to be reconsideration of the amendment by Representatives Nisbet and Owen to page 3, line 33.

Mr. Nisbet spoke in favor of the amendment, and Mr. Bond spoke against it.

Mr. Nisbet demanded an electric roll call vote on the amendment, and the demand was sustained.

Mr. Scott spoke against the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Nisbet and Owen to page 3, line 33 of Substitute House Bill No. 467, and the amendment was not adopted by the following vote: Yeas, 48; nays, 50; not voting, 0.

Voting yea: Representatives Becker, Berleen, Brekke, Brown, Burns, Chandler, Ehlers, Eng, Erickson, Fiske, Galloway, Garrett, Garson, Granlund, Gruger, Hine, Houchen, Johnson, Kreidler, Lux, Maxie, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Sherman, Sommers, Teutsch, Thompson, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Flanagan, Gallagher, Greengo, Grimm, Hankins, Hastings, Heck, Isaacson, James, King J., King R., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Nelson G. A., Nickell, Padden, Prince, Sanders, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, and Mr. Speaker.

Substitute House Bill No. 467 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 413, by Committee on Human Services and Representatives Mitchell and Williams (by Department of Social and Health Services request):

Defining the milling of uranium and thorium.

The bill was read the second time. On motion of Ms. Rosbach, Substitute House Bill No. 413 was substituted for House Bill No. 413 and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 413 was read the second time.

On motion of Mr. Isaacson, the following amendments by Representatives Rosbach and Isaacson were adopted:

On page 5, line 29 after "all" insert "tailings, disposal sites,"

On page 5, line 34 after "therein" strike "and" and insert "((and))₁" and on line 35 after "state" insert ", and the rights reserved to the federal government"

Substitute House Bill No. 413 was ordered engrossed.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 413, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Substitute House Bill No. 413, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 502, by Committee on Ways and Means and Representative Chandler (by Code Reviser request):

Appropriating moneys to print the 1981 and 1982 session laws.

The bill was read the second time.

On motion of Mr. Williams, the following amendments were adopted:

On line 5, insert the following additional sections:

"Section 1. Section 4, chapter 150, Laws of 1941 as last amended by section 94, chapter 169, Laws of 1977 ex. sess. and RCW 40.04.040 are each amended to read as follows:

Session laws shall be distributed, sold, and/or exchanged by the state law librarian as follows:

(1) Copies shall be given as follows: One to each United States senator and representative in congress from this state; six to the Library of Congress; one to each United States executive department as defined by section 1, title 5, of the United States Code; three to the United States supreme court library; three to the library of the circuit court of appeals of the ninth circuit; one to each United States district court room within this state; one to each office and branch office of the United States district attorneys in this state; one to each state official whose office is created by the Constitution; one to the judge advocate's office at Fort Lewis; one to each member of the legislature, session law indexer, secretary and assistant secretary of the senate, chief clerk and the assistant chief clerk of the house of representatives, the minute clerk and sergeant-at-arms of the two branches of the legislature of the sessions of which they occupied the offices and positions mentioned; one copy each to the Olympia representatives of the Associated Press and the United Press; two copies to the law library of the University of Puget Sound law school; two copies to the law library of Gonzaga University law school; and two copies to the law libraries of any accredited law schools as are hereafter established in this state.

(2) Copies, for official use only, shall be distributed as follows: One to each state department and to each division thereof; one to each state official whose office is created by the Constitution, except the governor who shall receive three copies; one each to the adjutant general, the state historical society, the state bar association, and to each state institution; one copy for each assistant attorney general who maintains his office in the attorney general's suite, and one additional copy for his stenographer's room; one copy to each prosecuting attorney and one for each of his deputies.

Sufficient copies shall be furnished for the use of the supreme court and the state law library as from time to time are needed. Eight copies shall be distributed to the University of Washington law library; one copy each to the offices of the president and the board of regents of the University of Washington, the dean of the University of Washington school of law, and to the University of Washington library; one copy to the library of each of the regional universities and to The Evergreen State College; one copy each to the president of the Washington State University and to the Washington State University library. Six copies shall be sent to the King county law library, and one copy to each of the county law libraries organized pursuant to law in the counties of the first, second, and third class; one copy to each public library in cities of the first class, and one copy to the municipal reference branch of the Seattle public library.

At the convening of each session of the legislature the state law librarian shall deliver to the chief clerk of the house of representatives twenty copies, and to the secretary of the senate, ten copies, of the laws of the

preceding general session and of any intervening session for the use of the legislators during the ensuing session but which shall be returned to the state law library at the expiration of the legislative session.

It shall be the duty of each county auditor biennially to submit to the state law librarian a list of county officers, including the prosecuting attorney and his regular full-time deputies and the justices of the peace and superior court rooms regularly used by a justice of the peace or superior court judge, and the correct number of bound copies of the session laws necessary for the official use only of such officers and court rooms will be sent, transportation collect, to said county auditor who shall be responsible for the distribution thereof to the county officials entitled to receive them.

(3) Surplus copies of the session laws shall be sold and delivered by the state law librarian, in which case the price of the bound volumes shall be ~~((four))~~ twenty dollars each. All moneys received from the sale of such bound volumes of session laws shall be paid into the state treasury for the general fund.

(4) The state law librarian is authorized to exchange bound copies of the session laws for similar laws or legal materials of other states, territories, and governments, and to make such other and further distribution of the bound volumes as in his judgment seems proper.

Sec. 2. Section 4, chapter 136, Laws of 1907 as last amended by section 3, chapter 6, Laws of 1969 and RCW 44.20.040 are each amended to read as follows:

The statute law committee, after each and every legislative session, whether regular or extraordinary, shall furnish one copy of each act as published to each member of the legislature at which such law was enacted, to each state officer, and to each state institution; five copies to each of the state educational institutions; and to each county auditor for the use of his county; twenty-five copies to the state law library; and such further distribution as may be necessary: PROVIDED, That there shall be a charge of ~~((one))~~ five dollars for each of the complete sets of such temporary publications when delivered to any person, firm, corporation, or institution excepting the persons and institutions named in this section, and all moneys received from the sale of such temporary sets shall be transmitted to the state treasurer who shall deposit the same in the state treasury to the credit of the general fund."

Renumber the following sections consecutively.

In line 1 of the title after "Relating to" strike "the publication of"

In line 2 of the title after "Washington;" insert "amending section 4, chapter 150, Laws of 1941 as last amended by section 94, chapter 169, Laws of 1977 ex. sess. and RCW 40.04.040; amending section 4, chapter 136, Laws of 1907 as last amended by section 3, chapter 6, Laws of 1969 and RCW 44.20.040;"

House Bill No. 502 was ordered engrossed.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Williams yielded to question by Mr. Ehlers.

Mr. Ehlers: "In your amendment, you've increased the bound volumes from four dollars to twenty dollars each, paperbacks from one dollar to five dollars each. I'm not sure what the fiscal impact on this is, but can you tell the body whether or not this is a revenue generator, revenue augmentation, revenue enhancement or a reversal of a tax decrease?"

Mr. Williams: "All of the above."

Mr. Ehlers spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 502, and the bill passed the House by the following vote: Yeas, 78; nays, 20; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Brown, Burns, Ehlers, Eng, Erickson, Gallagher, Garrett, Grimm, King J., Lux, Maxie, Nelson D., Pruitt, Rinehart, Rust, Salatino, Sherman, Stratton, Walk.

Engrossed House Bill No. 502, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 597, by Committee on Natural Resources and Environmental Affairs and Representative Rosbach:

Modifying the moratorium on salmon charter boat licenses.

The bill was read the second time.

On motion of Mr. Martinis, the following amendments by Representatives Martinis, Rosbach and McDonald were adopted:

On page 1, line 10 before "For" insert "(1)"

On page 1, line 19 before "Such" insert "(2)"

On page 1, after line 24 insert the following:

"(3) After January 1, 1982, a charter boat license shall not be renewed if the charter boat, during the prior license year, did not carry the total number of anglers authorized for the length of the boat under RCW 75.30.080. The department shall adopt rules to insure that no charter boat license is renewed unless the applicant is able to establish compliance with this subsection.

(4)"

House Bill No. 597 was ordered engrossed.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 597, and the bill passed the House by the following vote: Yeas, 91; nays, 6; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bond, Eberle, Flanagan, Isaacson, Sanders, Warnke.

Not voting: Representative Clayton.

Engrossed House Bill No. 597, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT MEMORIAL NO. 7, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, McDonald, Scott, Van Dyken, Brown, Dawson, Pruitt, Winsley, Lux, Patrick and Sanders:

Requesting relief for Vietnam veterans exposed to "agent orange."

The bill was read the second time. On motion of Mr. Nelson (G), Substitute House Joint Memorial No. 7 was substituted for House Joint Memorial No. 7, and the substitute joint memorial was placed on the calendar for second reading.

Substitute House Joint Memorial No. 7 was read the second time.

On motion of Mr. Prince, the following amendments were adopted:

On page 1, line 11 after "is" strike "substantial"

On page 2, line 27 after "That" insert "if such objective studies determine that 'agent orange' is responsible for the significant health problems among Vietnam veterans,"

The memorial was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the memorial was placed on final passage.

Representatives Van Dyken and Brown spoke in favor of passage of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Joint Memorial No. 7, and the memorial passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle,

Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Substitute House Joint Memorial No. 7, having received the constitutional majority, was declared passed.

The Speaker declared the House recessed until 7:15 p.m.

EVENING SESSION

The House was called to order at 7:15 p.m. by the Speaker. The Clerk called the roll and all members were present except Representative Berleen, who was excused.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 425, by Committee on Education (originally sponsored by Committee on Education and Representatives Lewis, Johnson, O'Brien, Patrick and North):

Permitting students of private schools to ride public school buses.

The bill was read the third time and placed on final passage.

Representatives Lewis, Ehlers and Eberle spoke in favor of passage of the bill, and Representatives Hastings and Dickie spoke against it.

POINT OF INQUIRY

Mr. Lewis yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Lewis, if the state pays for the transportation costs, either in whole or in part, is a district obligated to repay the state if it collects those costs from the private schools or the children of the private schools?"

Mr. Lewis: "As I understand the bill, the district will figure out the cost to the district of transporting the students to and from school, and it is my understanding that this money would go into the local school district budget. How the SPI figures the per pupil transportation cost, whether it's per pupil or mileage rate, I don't think would impact it."

Representatives Nelson (D) and Schmidt spoke against passage of the bill, and Mr. Van Dyken spoke in favor of it.

Mr. Dickie again opposed the bill, and Mr. Lewis spoke again in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 425, and the bill passed the House by the following vote: Yeas, 72; nays, 25; not voting, 1.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Greengo, Grimm, Heck, Hine, Houchen, James, Johnson, King J., King R., Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Brekke, Clayton, Dickie, Eng, Erak, Garrett, Garson, Granlund, Gruger, Hankins, Hastings, Isaacson, Kreidler, Lane, Lux, Monohon, Nelson D., Prince, Sanders, Schmidt, Thompson, Tupper, Williams, Wilson.

Not voting: Representative Berleen.

Substitute House Bill No. 425, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 374, by Committee on Local Government (originally sponsored by Committee on Local Government and Representatives Isaacson, Garrett, Erickson and McGinnis):

Modifying procedures governing annexation.

The bill was read the third time and placed on final passage.

Representatives Isaacson, Martinis, McGinnis and Wang spoke in favor of passage of the bill, and Representatives Brekke and Nelson (D) spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 374, and the bill passed the House by the following vote: Yeas, 75; nays, 22; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barret, Bender, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Becker, Brekke, Burns, Chandler, Ehlers, Eng, Garrett, Hine, Maxie, McDonald, Monohon, Nelson D., O'Brien, Pruitt, Rinehart, Rust, Sommers, Thompson, Valle, Van Dyken, Vander Stoep.

Not voting: Representative Berleen.

Substitute House Bill No. 374, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 401, by Representatives Galloway, Vander Stoep, Bender and Heck:

Authorizing educational service districts to establish direct student service programs.

The bill was read the third time and placed on final passage.

Representatives Galloway and Taylor spoke in favor of passage of the bill, and Mr. Dickie spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 401, and the bill passed the House by the following vote: Yeas, 87; nays, 10; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barret, Becker, Bender, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, North, O'Brien, Owen, Padden, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bond, Clayton, Dickie, Hastings, Isaacson, James, Lane, Nickell, Patrick, Sanders.

Not voting: Representative Berleen.

House Bill No. 401, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 330, by Representatives Kreidler, Sanders, Dawson, Bond, Houchen and Sprague:

Requiring notification to the secretary of transportation about plats of subdivisions near public airports.

The bill was read the third time and placed on final passage.

Representatives Kreidler and Sanders spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 330, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Berleen.

House Bill No. 330, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 185, by Committee on Local Government (originally sponsored by Committee on Local Government and Representatives Berleen, Isaacson and Sanders):

Revising requirements of first class cities regarding public works contracts.

The bill was read the third time and placed on final passage.

Representatives Isaacson and Burns spoke in favor of passage of the bill, and Representatives Rust, Hine, Greengo, Pruitt and Sommers spoke against it.

Mr. Isaacson spoke again in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 185, and the bill failed to pass the House by the following vote: Yeas, 45; nays, 52; not voting, 1.

Voting yea: Representatives Addison, Barnes, Barrett, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Fiske, Garrett, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Nelson G. A., Nisbet, Owen, Padden, Patrick, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Van Dyken, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Becker, Bender, Brekke, Brown, Burns, Chandler, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Mitchell, Monohon, Nelson D., Nickell, North, O'Brien, Prince, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Teutsch, Thompson, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley.

Not voting: Representative Berleen.

Engrossed Substitute House Bill No. 185, having failed to receive the constitutional majority, was declared lost.

SUBSTITUTE HOUSE BILL NO. 264, by Committee on Labor and Economic Development (originally sponsored by Representatives Struthers, King (J), Warnke, Barrett, Dawson, King (R), Bickham, Isaacson, Eberle, Winsley, Martinis, Lane, McCormick, Hastings, Ellis, Sanders, Grimm and Bond):

Restricting imposition of rent control by counties, cities, and towns.

The bill was read the third time and placed on final passage.

Representatives Struthers and McGinnis spoke in favor of passage of the bill, and Representatives Rust, Lane, Rinehart, Gruger and Kreidler spoke against it.

Mr. Nelson (G), demanded the previous question, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 264, and the bill passed the House by the following vote: Yeas, 67; nays, 30; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bickham, Bond, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Grimm, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers,

Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bender, Brekke, Brown, Burns, Chandler, Dawson, Eng, Galloway, Granlund, Greengo, Gruger, Heck, Hine, King R., Kreidler, Lane, Lux, Maxie, Monohon, Nelson D., North, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Wang.

Not voting: Representative Berleen.

Substitute House Bill No. 264, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 375, by Committee on Labor and Economic Development and Representatives Patrick, Sanders, Smith, Salatino, Garrett and Wang:

Modifying the regulation of automotive repairs.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 375, and the bill passed the House by the following vote: Yeas, 92; nays, 5; not voting, 1.

Voting yea: Representatives Addison, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Flanagan, McDonald, Tilly, Williams.

Not voting: Representative Berleen.

House Bill No. 375, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Ms. Fancher, served notice that she would, on the next working day, move for reconsideration of the vote by which ENGROSSED SUBSTITUTE HOUSE BILL NO. 185 failed to pass the House.

POINT OF ORDER

Mr. Burns: "Mr. Speaker, hasn't the House had business that occurred since we considered this bill?"

SPEAKER'S RULING

The Speaker: "The business that would have had to transpire, Representative Burns, to cutoff that notice for reconsideration, would have had to have been business that would have directly affected this issue. I would refer you to House Rule 25 D."

SUBSTITUTE HOUSE BILL NO. 40, by Committee on Ethics, Law and Justice (originally sponsored by Representatives Barr, Prince, Amen, Hastings and Berleen):

Exempting small local governments from the Public Disclosure Act.

The bill was read the third time and placed on final passage.

Representatives Barr and Prince spoke in favor of the bill, and Representatives Ehlers, Rust and Nisbet spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 40, and the bill passed the House by the following vote: Yeas, 55; nays, 41; not voting, 2.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greengo, Grimm, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McGinnis, Mitchell, Nelson G. A., Nickell, North, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt,

Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Warnke, Winsley, and Mr. Speaker.

Voting yea: Representatives Addison, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lux, Martinis, McDonald, Monohon, Nelson D., Nisbet, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Thompson, Tupper, Valle, Walk, Wang, Williams, Wilson.

Not voting: Representatives Berleen, Maxie.

Substitute House Bill No. 40, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 439, by Representatives North, Sherman and Garrett:

Providing that candidates for municipal office may file with the city clerk.

The bill was read the third time and placed on final passage.

Ms. North spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 439, and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives James, Lewis, Schmidt.

Not voting: Representative Berleen.

Engrossed House Bill No. 439, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 386, by Representatives Nickell, Rinehart, Tilly, Rust, Barrett, Fancher and Wang:

Modifying the administration of winter recreation activities.

The bill was read the third time and placed on final passage.

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

MOTION

Mr. Chandler moved that the rules be suspended to permit Engrossed House Bill No. 386 to remain on the calendar in spite of \$75,000 impact.

Mr. Martinis spoke in favor of the motion, and it was carried.

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 386.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 386, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Houchen, Nisbet.

Not voting: Representative Berleen.

Engrossed House Bill No. 386, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 285, by Committee on Education (originally sponsored by Committee on Education and Representatives Cantu, Schmidt, Patrick, James, Barrett, Ellis, Johnson, Eberle, Dickie, McDonald, Lane, Taylor, Hastings, Sanders and Addison):

Mandating flag exercises in each classroom at beginning of school day.

The bill was read the third time and placed on final passage.

Mr. Cantu spoke in favor of the bill, and Ms. Valle spoke against it.

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Lux.

Mr. Lux: "Representative Ellis, would this allow anyone with a twinge of conscience about saying the pledge of allegiance or saluting the flag to be able to get the necessary certificates and start a school?"

Mr. Ellis: "Representative Lux, all they'd have to do is look at a United States Supreme Court opinion, and not have to do the flag salute on a matter of conscience. It's very clear in the law. They wouldn't have to start a new school."

POINT OF INQUIRY

Mr. Lux yielded to question by Mr. O'Brien.

Mr. O'Brien: "Representative Lux, would you feel differently about this bill if it required that the classroom would open with prayer?"

Mr. Lux: "Representative O'Brien, I have no problem with this bill. I think this is a great bill. I don't know where you get prayer, I don't see anything about prayer in here. I think this is a great bill and I'm going to vote for it. I just wanted to find out if this had anything to do with that little hummer we passed the other day."

Ms. Galloway spoke against passage of the bill, and Mr. Taylor spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 285, and the bill passed the House by the following vote: Yeas, 84; nays, 12; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Chandler, Eng, Galloway, King J., Lewis, Nisbet, Rinehart, Rust, Thompson, Valle, Vander Stoep.

Not voting: Representatives Berleen, Gruger.

Substitute House Bill No. 285, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 339, by Committee on Energy and Utilities (originally sponsored by Representatives Isaacson and Hankins):

Permitting certain provisions and revenue bonds and warrants issued by operating agencies.

The bill was read the third time and placed on final passage.

Representatives Barnes and James spoke in favor of the bill, and Representatives Wang and Nelson (D) spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 339, and the bill passed the House by the following vote: Yeas, 83; nays, 13; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Burns, Eng, Erak, Gruger, King J., Lux, Maxie, Nelson D., Pruitt, Rinehart, Rust, Valle, Wang.

Not voting: Representatives Berleen, Sprague.

Substitute House Bill No. 339, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 353, by Committee on Appropriations - Human Services (originally sponsored by Representatives Williams, Mitchell, Houchen, Becker, Valle and Wang):

Revising laws relating to mental health services.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 353, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Berleen, Lewis, Smith.

Engrossed Second Substitute House Bill No. 353, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 88, by Committee on Human Services (originally sponsored by Representatives Owen, Amen, Scott, Berleen, Granlund, Nelson (G), Salatino, Patrick, Lux, Chamberlain and McGinnis):

Legalizing DMSO for therapeutic use.

The bill was read the third time and placed on final passage.

Mr. Owen spoke in favor of the bill, and Mr. Mitchell spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 88, and the bill passed the House by the following vote: Yeas, 90; nays, 6; not voting, 2.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barnes, Eng, Gruger, Rinehart, Rust, Valle.

Not voting: Representatives Berleen, Hine.

Substitute House Bill No. 88, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND SUBSTITUTE HOUSE BILL NO. 338, by Committee on Energy and Utilities (originally sponsored by Representatives Isaacson and Hankins):

Permitting operating agencies to contract with nationally recognized firms without letting bids.

The bill was read the third time and placed on final passage.

Representatives Barnes and James spoke in favor of the bill, and Mr. Nelson (D) spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 338, and the bill passed the House by the following vote: Yeas, 84; nays, 12; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Burns, Eng, Erak, Gruger, Lux, Maxie, Nelson D., Pruitt, Rinehart, Valle.

Not voting: Representatives Berleen, Thompson.

Second Substitute House Bill No. 338, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 37, by Committee on Appropriations - General Government (originally sponsored by Representatives Taller, Sommers and Struthers):

Modifying retirement provisions for law enforcement officers and fire fighters.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 37, and the bill passed the House by the following vote: Yeas, 68; nays, 27; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rinehart, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brown, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Kreidler, Lux, Martinis, McCormick, North, O'Brien, Pruitt, Rust, Salatino, Sherman, Stratton, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Berleen, Maxie, Scott.

Substitute House Bill No. 37, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:00 a.m., Tuesday, March 31, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

SEVENTY-NINTH DAY

MORNING SESSION

—————

House Chamber, Olympia, Wash., Tuesday, March 31, 1981

The House was called to order at 9:00 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Lisa Presting and Becky Gallagher. Prayer was offered by Pastor William B. Rice of Lopez Island Community Church.

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

MESSAGES FROM THE SENATE

March 30, 1981

Mr. Speaker:

The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 19,
SENATE BILL NO. 3213,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

March 30, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE BILL NO. 3018,
SENATE BILL NO. 3019,
ENGROSSED SENATE BILL NO. 3020,
SUBSTITUTE SENATE BILL NO. 3024,
SENATE BILL NO. 3055,
SUBSTITUTE SENATE BILL NO. 3063,
ENGROSSED SENATE BILL NO. 3156,
SUBSTITUTE SENATE BILL NO. 3187,
ENGROSSED SENATE BILL NO. 3244,
ENGROSSED SENATE BILL NO. 3293,
SENATE BILL NO. 3295,
ENGROSSED SENATE BILL NO. 3297,
SUBSTITUTE SENATE BILL NO. 3299,
SUBSTITUTE SENATE BILL NO. 3309,
SUBSTITUTE SENATE BILL NO. 3320,
SENATE BILL NO. 3351,
ENGROSSED SENATE BILL NO. 3358,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3386,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3408,
SENATE BILL NO. 3424,
SUBSTITUTE SENATE BILL NO. 3453,
SUBSTITUTE SENATE BILL NO. 3456,
SUBSTITUTE SENATE BILL NO. 3464,
SENATE BILL NO. 3530,
SUBSTITUTE SENATE BILL NO. 3582,
SENATE BILL NO. 3589,
ENGROSSED SENATE BILL NO. 3595,
SENATE BILL NO. 3626,
SENATE BILL NO. 3639,
SENATE BILL NO. 3641,
ENGROSSED SENATE BILL NO. 3646,
ENGROSSED SENATE BILL NO. 3737,

SUBSTITUTE SENATE BILL NO. 3743,
 SENATE BILL NO. 3745,
 ENGROSSED SENATE BILL NO. 3752,
 SUBSTITUTE SENATE BILL NO. 3780,
 SENATE BILL NO. 3784,
 ENGROSSED SENATE BILL NO. 3834,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3867,
 SENATE BILL NO. 3872,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3895,
 SENATE BILL NO. 3925,
 ENGROSSED SENATE BILL NO. 3926,
 SUBSTITUTE SENATE BILL NO. 3965,
 SENATE BILL NO. 4027,
 ENGROSSED SENATE BILL NO. 4033,
 SENATE BILL NO. 4080,
 SUBSTITUTE SENATE BILL NO. 4209,
 SUBSTITUTE SENATE BILL NO. 4309,
 SUBSTITUTE SENATE BILL NO. 4319,
 SUBSTITUTE SENATE JOINT MEMORIAL NO. 106,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 740, by Representative Salatino:

AN ACT Relating to voluntary action; adding new sections to chapter 43.63A RCW; creating a new section; and making an appropriation.

To Committee on State Government

HOUSE CONCURRENT RESOLUTION NO. 21, by Representatives Barr, Garrett, Owen, Hine, Isaacson and Van Dyken:

Authorizing review of auditing of local governments.

To Committee on Local Government

MOTION

On motion of Mr. Nelson (G), the bill and the resolution listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORT OF STANDING COMMITTEE

March 26, 1981

HOUSE BILL NO. 78, Prime Sponsor: Representative Addison, modifying the senior citizens property tax exemption. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Brown, Galloway, Granlund, Hastings, Rust.

Voting nay: Representatives Flanagan, Vice Chairman; Bond, Sanders,

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 367, by Committee on Labor and Economic Development and Representatives Sanders, Flanagan, Smith, Garrett, Lux, Clayton, Barr, Barrett, Brown, Scott and King (J):

Clarifying registration requirements for contractors.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 367, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Berleen, Salatino, Wang, and Mr. Speaker.

House Bill No. 367, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 531, by Committee on State Government and Representative Addison:

Modifying provisions relating to the cemetery board.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 531, and the bill passed the House by the following vote: Yeas, 90; nays, 5; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Warnke, Wilson, Winsley.

Voting nay: Representatives Nelson G. A., Prince, Rosbach, Vander Stoep, Williams.

Not voting: Representatives Berleen, Wang, and Mr. Speaker.

Engrossed House Bill No. 531, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 333, by Committee on Agriculture (originally sponsored by Representatives Padden, Galloway, Barr, Prince, Amen, Nickell and Clayton):

Repealing wheat commission statutes.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 333, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Wang, and Mr. Speaker.

Substitute House Bill No. 333, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 520, by Committee on Higher Education (originally sponsored by Committee on Higher Education and Representative Teutsch):

Implementing the law relating to community colleges.

The bill was read the third time and placed on final passage.

Ms. Teutsch spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 520, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Wang, and Mr. Speaker.

Substitute House Bill No. 520, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 293, by Committee on Ethics, Law and Justice (originally sponsored by Representatives Patrick, Brown, Barr and Stratton):

Making prostitution involving a minor a class C felony.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 293, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Wang, and Mr. Speaker.

Substitute House Bill No. 293, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 664, by Representatives Leonard, Berleen and McGinnis:

Modifying requirements for annexation petitions.

The bill was read the third time and placed on final passage.

Ms. Leonard spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 664, and the bill passed the House by the following vote: Yeas, 81; nays, 14; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith,

Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Williams, Wilson.

Voting nay: Representatives Brekke, Burns, Chamberlain, Erak, Garrett, Gruger, Hine, King J., Monohon, Nelson D., Rinehart, Rust, Sherman, Warnke.

Not voting: Representatives Wang, Winsley, and Mr. Speaker.

House Bill No. 664, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 599, by Committee on Ethics, Law and Justice and Representatives Ellis, Rinehart, Patrick, Padden, Pruitt, Schmidt, Granlund, Becker, Bickham, Wang, Tupper, Salatino, Winsley, Tilly, Gruger, Nelson (D), Valle, Maxie, Lux, Eng, Burns, Galloway, Grimm, Rust and Brown:

Modifying provisions relating to enforcement of judgments.

The bill was read the third time and placed on final passage.

Representatives Ellis and Rinehart spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 599, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Wang, and Mr. Speaker.

Engrossed House Bill No. 599, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 442, by Committee on Labor and Economic Development and Representatives Sanders, Scott, Eberle, Garrett, Nelson (G), and Clayton:

Revising laws pertaining to discipline of engineers.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 442, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson.

Not voting: Representatives Winsley, and Mr. Speaker.

House Bill No. 442, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 243, by Committee on Education (originally sponsored by Representatives Sommers, Eng, McDonald, Galloway, Martinis, Taylor, Nelson (G), Grimm, Chandler, Ehlers, Bender, Becker and Hastings):

Modifying the transitional bilingual instruction act.

The bill was read the third time and placed on final passage.

Representatives Sommers, McDonald, Taylor and Lane spoke in favor of passage of the bill, and Representatives Lewis, Ehlers, Wang and Erak spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 243, and the bill passed the House by the following vote: Yeas, 65; nays, 32; not voting, 1.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Becker, Berleen, Bond, Brekke, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Grimm, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, Winsley.

Voting nay: Representatives Barnes, Bender, Bickham, Burns, Dickie, Ehlers, Erak, Gallagher, Garrett, Gruger, Hankins, Heck, King R., Kroidler, Lewis, Lux, Maxie, Nelson D., O'Brien, Owen, Padden, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Stratton, Thompson, Valle, Wang, Warnke.

Not voting: Mr. Speaker.

Substitute House Bill No. 243, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker (Mr. Amen presiding) declared the House to be at ease.

The Speaker called the House to order.

The Speaker declared the House to be recessed until 1:30 p.m.

AFTERNOON SESSION

The Speaker called the House to order at 1:30 p.m. The Clerk called the roll and all members were present.

MOTION

On motion of Mr. Hastings, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 100, by Representatives Wang, Mitchell, Winsley, Eng, Salatino, Ellis, Maxie, Brown, Johnson, Pruitt, Tupper, Lux, Burns and Nelson (D):

Authorizing first class cities to enact ordinances against discrimination.

The bill was read the second time.

Mr. Isaacson moved adoption of the following amendment:

On page 1, line 9 after "chapter" insert ": PROVIDED, That the imposition of such administrative remedies may be appealed by a de novo judicial review"

Representatives Isaacson and Wang spoke in favor of the amendment, and it was adopted.

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Wang yielded to question by Mr. Padden.

Mr. Padden: "Representative Wang, I'm interested in the legislative intent behind this bill. Is it your intent that a first class city, such as Tacoma, would be preempted under this bill from enacting local variations of anti discrimination laws? For example, the Tacoma ordinance speaks specifically to advertising, a subject which is not addressed under state law?"

Mr. Wang: "No, Representative Padden, that is not the intent. House Bill No. 100 merely reauthorizes what has been existing law for a number of years. It is intended to be permissive rather than preemptive with local ordinances on discrimination. A Washington court of appeals cited that no real conflict can exist unless the ordinance declares something to be right which state law declares to be wrong, or visa versa; therefore, House Bill No. 100 does not preempt local ordinances."

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 100, and the bill passed the House by the following vote: Yeas, 93; nays, 0; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Bond, Clayton, Eberle, Erak, and Mr. Speaker.

Engrossed House Bill No. 100, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 307, by Committee on Labor and Economic Development and Representatives Fancher, Nelson (G) and Gallagher:

Implementing the law relating to unemployment compensation.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 307 was substituted for House Bill No. 307, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 307 was read the second time.

On motion of Mr. Nelson (D), the following amendments were adopted:

On page 8, following section 4, insert a new section as follows:

"Sec. 5. Section 79, chapter 35, Laws of 1945 and RCW 50.20.110 are each amended to read as follows:

Notwithstanding any other provisions of this title, no work shall be deemed to be suitable and benefits shall not be denied under this title to any otherwise eligible individual for refusing to accept new work under any of the following conditions:

- (1) If the position offered is vacant due directly to a strike, lockout, or other labor dispute; or
- (2) if the remuneration, hours, or other conditions of the work offered are substantially less favorable to the individual than those prevailing for similar work in the locality; (or)
- (3) if as a condition of being employed the individual would be required by the employing unit to join a company union or to resign from or refrain from joining any bona fide labor organization; or
- (4) if the work offered is full time and the individual's prior work experience includes substantial periods of part-time employment.

Renumber the remaining sections consecutively and correct internal references accordingly.

On page 1, line 9 of the title after "50.20.050;" insert "amending section 79, chapter 35, Laws of 1945 and RCW 50.20.110;"

The bill was ordered engrossed. Mr. Struthers moved that the rules be suspended, the second reading considered the third, and the bill be placed on final passage.

A division was called on the motion.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advanced Engrossed Substitute House Bill No. 307 to final passage, and the motion received the required two-thirds majority, by the following vote: Yeas, 76; nays, 21; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Clayton, Dickie, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Gallagher, Garrett, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Cantu, Dawson, Eng, Flanagan, Galloway, Garson, Houchen, Lane, Leonard, McGinnis, Nickell, Padden, Prince, Rosbach, Schmidt, Smith, Sommers, Sprague, Williams.

Not voting: Representatives Eberle, Patrick.

The Speaker declared the question before the House to be final passage of Engrossed Substitute House Bill No. 307.

Representatives Fancher and Gallagher spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 307, and the bill passed the House by the following vote: Yeas, 92; nays, 6; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker. 12:11

Voting nay: Representatives Berleen, Lane, Lewis, Nickell, Schmidt, Sommers. :21

Engrossed Substitute House Bill No. 307, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 221, by Representatives Thompson, Rosbach and Flanagan:

Authorizing county solid waste disposal districts.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Thompson and Flanagan spoke in favor of passage of the bill, and Ms. Berleen spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 221, and the bill passed the House by the following vote: Yeas, 83; nays, 14, not voting, 1.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Smith, Sommers, Stratton, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Berleen, Fiske, Hankins, Hastings, Isaacson, James, Lundquist, Nelson G. A., Sanders, Schmidt, Sprague, Struthers, Teutsch.

Not voting: Representative Eberle.

House Bill No. 221, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 25, by Representative Bond:

Providing for contracts for maintenance and operation of educational institutions.

The bill was read the second time.

Committee on Higher Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Ms. Teutsch, the committee amendments were adopted.

House Bill No. 25 was voted engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 216, by Representatives Wilson, Schmidt, Houchen, Nisbet, McCormick, Smith, Fiske, Clayton and Lundquist:

Placing ferry employees under the state civil service system.

The bill was read the second time. On motion of Mr. Wilson, Substitute House Bill No. 216 was substituted for House Bill No. 216, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 216 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 388, by Representatives Houchen, Becker, Leonard, Heck, Garrett, Patrick, Barr, Gruger, Rinehart, Burns, Lux, Maxie, Valle, Sommers, Nelson (D), Pruitt, Rust, Hine and Brekke (by Governor Spellman request):

Authorizing local jail improvement and construction bonds.

The bill was read the second time. On motion of Mr. Nisbet, Substitute House Bill No. 388 was substituted for House Bill No. 388, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 388 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 397, by Representatives Tilly, Sanders, Leonard, Nelson (G) and McGinnis:

Revising laws relating to mobile homes.

The bill was read the second time. On motion of Mr. Padden, Substitute House Bill No. 397 was substituted for House Bill No. 397, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 397 was read the second time.

On motion of Mr. Hastings, further consideration of Substitute House Bill No. 397 was deferred and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 721, by Representatives Chandler and Nisbet:

Requiring the termination of the medical care only program.

The bill was read the second time.

Committee on Appropriations – Human Services recommendation: Majority, do pass with the following amendment:

On page 1, line 22 after "individuals" insert "in compliance with chapter 8, Laws of 1981"

On motion of Mr. Nisbet, the committee amendment was adopted.

House Bill No. 721 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 84, by Representatives Chandler, Galloway, Salatino, Wang, Ellis, Teutsch, Nelson (D), Wilson and Brekke:

Authorizing means for the disclosure of natural parent identities to adopted persons.

The bill was read the second time. On motion of Mr. Nisbet, Second Substitute House Bill No. 84 was substituted for House Bill No. 84, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 84 was read the second time.

On motion of Mr. Chandler, the following amendments were adopted:

On page 3, after line 24 insert:

"(3) If the court entering a decree of adoption for a child born outside of the United States and its territories finds that there is reason for uncertainty as to the child's actual birth date and deems it proper to establish a birth date for the child other than the birth date shown on the birth certificate or other document essentially equivalent thereto, then a certificate of birth shall be issued upon request, bearing the date of birth of the child as established by the decree of adoption, even if such date may be different than that shown on the original birth certificate or other document essentially equivalent thereto issued by the country of the child's birth."

Renumber the remaining subsections consecutively.

On page 3, line 36 after "initial" strike everything through "parent" on page 4, line 2, and insert "request to examine the adoption registry pursuant to section 3 of this act, an adult adopted person"

On page 7, line 3 after "dated" strike ", written, and notarized" and insert "and written"

On page 7, line 22 after "discloses" insert "confidential"

Second Substitute House Bill No. 84 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 711, by Representatives Addison and Lane:

Providing reimbursement for school district transportation costs only to school geographically nearest or next-nearest to student's place of residence.

The bill was read the second time. On motion of Mr. Taylor, Substitute House Bill No. 711 was substituted for House Bill No. 711, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 711 was read the second time.

Mr. Ehlers moved adoption of the following amendment by Representatives Ehlers, Hine, Galloway, Bender and Valle:

On page 1, line 24 after "amended," insert "or to transport any student for the purposes of special programs, educational options, relieving overcrowding, overcoming physical barriers, or obstacles or unsafe conditions"

Mr. Eng moved adoption of the following amendment by Representatives Eng, Wang and Lux to the amendment by Representative Ehlers and others:

On line 3 of the amendment after "barriers," strike "or" and after "conditions" insert ", or voluntary desegregation or desegregation consistent with state board of education guidelines or in furtherance of a local board of directors' determination of a local duty to desegregate"

Mr. Eng spoke in favor of the amendment to the amendment, and Mr. Addison spoke against it.

A division was called.

ROLL CALL

The Clerk called the roll on the amendment by Representatives Eng, Wang and Lux to the amendment by Representative Ehlers and others to Substitute House Bill No. 711, and the amendment to the amendment was not adopted by the following vote: Yeas, 33; nays, 64; not voting, 1.

Voting yea: Representatives Becker, Brekke, Brown, Burns, Dawson, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Stratton, Valle, Wang, Winsley.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Garson, Greengo, Gruger, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Barnes.

The Speaker stated the question before the House to be the amendment by Representative Ehlers and others.

Representatives Ehlers, Heck and Kreidler spoke in favor of the amendment, and Mr. Addison spoke against it.

Mr. Ehlers spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Ehlers and others to Substitute House Bill No. 711, and the amendment was not adopted by the following vote: Yeas, 47; nays, 51; not voting, 0.

Voting yea: Representatives Barnes, Becker, Bender, Brekke, Brown, Burns, Chamberlain, Chandler, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

MOTION FOR RECONSIDERATION

Mr. Eng, having voted on the prevailing side, moved that the House now reconsider the vote by which the amendment by Representative Ehlers and others was not adopted.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which the amendment by Representative Ehlers and others to Substitute House Bill No. 711 was not adopted, and the motion was lost by the following vote: Yeas, 44; nays, 53; not voting, 1.

Voting yea: Representatives Barnes, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Pruitt.

Mr. Nelson (D) moved adoption of the following amendment:

On page 1, line 21 strike "commencing on September 1, 1982," and insert "once a valid desegregation plan has been adopted which does not require the busing of students to or from any school other than one which is geographically located nearest or next-nearest to the student's place of residence."

Mr. Nelson (D) spoke in favor of the amendment, and Mr. Addison spoke against it.

The amendment was not adopted.

Mr. Addison moved adoption of the following amendment by Representatives Addison and Vander Stoep:

On page 1, line 28 strike "program" and insert "course of study"

Representatives Addison and Taylor spoke in favor of the amendment, and Ms. Galloway spoke against it.

POINT OF INQUIRY

Mr. Taylor yielded to question by Mr. Eng.

Mr. Eng: "Representative Taylor, in Seattle schools we have a program, a Magnet Program, which brings students who have special studies to school and only some schools would have that program. Do you think using this 'course of study' amendment, you could send these children to that school for that study?"

Mr. Taylor: "I don't know, Representative Eng. I couldn't answer that because I think inherent here may be the possibility that what we're discussing today is a blank check out there. I really can't respond to that. I don't know."

POINT OF INQUIRY

Mr. Addison yielded to question by Mr. Eng.

Mr. Eng: "The same question, Representative Addison. I think you know the Seattle schools in the Magnet Program."

Mr. Addison: "Well, I have to go along with Representative Taylor. If it's a significant course offering, a significant course of study—bilingual, gifted—absolutely, that's the intent of what 'course of study' is trying to get at here."

POINT OF INQUIRY

Mr. Addison yielded to question by Mr. Vander Stoep.

Mr. Vander Stoep: "It's my understanding that the language and intent of this bill with this amendment would allow districts which do not offer a high school to bus their students across district lines so that they could attend high school in adjacent districts?"

Mr. Addison: "Representative Vander Stoep, that's correct and that's one of the intents of this amendment, to take care of that problem of districts that currently do not operate a high school within that district."

Ms. Brekke spoke against adoption of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Addison and Vander Stoep to Substitute House Bill No. 711, and the amendment was adopted by the following vote: Yeas, 51; nays, 47; not voting, 0.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Barnes, Becker, Bender, Brekke, Brown, Burns, Chandler, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Winsley.

The Clerk read the following amendment by Representative Nelson (D):

On page 2, following section 1, insert a new section as follows:

***NEW SECTION. Sec. 2.** Because busing is not recognized as the best method for the accomplishment of needed desegregation in this state, a program to insure the existence of a fully desegregated educational program, without busing, shall be developed and implemented in all school districts where necessary within the state of Washington.*

With the consent of the House, Mr. Nelson (D) withdrew the amendment.

Substitute House Bill No. 711 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 371, by Committee on Natural Resources and Environmental Affairs and Representatives Rosbach and Wilson:

Restricting application of the shoreline management act to forest practices.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

Ms. Rosbach moved adoption of the committee amendment to page 2, line 11, and a division was called.

ROLL CALL

The Clerk called the roll on adoption of the committee amendment to House Bill No. 371, and the amendment was adopted by the following vote: Yeas, 67; nays, 29; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Becker, Bender, Berleen, Brekke, Brown, Burns, Chandler, Dawson, Ehlers, Eng, Erickson, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lane, Leonard, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Sommers, Sprague, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Barr, Barrett, Bickham, Bond, Chamberlain, Clayton, Dickie, Eberle, Ellis, Erak, Fancher, Flanagan, Hankins, Hastings, Isaacson, James, Johnson, Lewis, Lundquist, McGinnis, Nelson G. A., Padden, Prince, Sanders, Smith, Stratton, Struthers, Taylor, and Mr. Speaker.

Not voting: Representatives Cantu, Teutsch.

On motion of Ms. Rosbach, the committee amendment to the title was adopted.

House Bill No. 371 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 372, by Committee on Natural Resources and Environmental Affairs and Representatives Rosbach and Wilson:

Modifying the state environmental policy act.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass as amended. (For amendment see Journal, 75th Day, March 27, 1981.)

Ms. Rosbach moved adoption of the committee amendment. Representatives Rosbach and Martinis spoke in favor of the amendment, and Mr. Barr spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the committee amendment to House Bill No. 372, and the amendment was adopted by the following vote: Yeas, 55; nays, 43; not voting, 0.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Burns, Cantu, Dawson, Ehlers, Eng, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, McDonald, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rosbach, Rust, Schmidt, Scott, Sherman, Sommers, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Brown, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Greengo, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McGinnis, Mitchell, Nelson G. A., Padden, Prince, Salatino, Sanders, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Wilson, and Mr. Speaker.

On motion of Mr. Tilly, the following amendment was adopted:

On page 1, line 13 after "(2)" strike "If" and insert "When"

The Clerk read the following amendment by Representative Martinis:

On page 1, line 24 after "environment" strike ", and thus to" and insert "shall" and on line 24 after "practices" strike the comma and insert "and shall"

With the consent of the House, Mr. Martinis withdrew the amendment.

On motion of Mr. Tilly, the following amendment was adopted:

On page 2, line 5 after "days" insert "from the date the department receives the application,"

Mr. Martinis moved adoption of the following amendment:

On page 2, after line 12 insert the following:

"(4) The forest practices board established pursuant to RCW 76.09.030 shall, within a period of one year from the effective date of this act, adopt rules and regulations pursuant to this section which require at least five percent of all forest practices to be designated as class IV forest practices which would require the department to make an evaluation as to whether a detailed statement must be prepared."

Mr. Martinis spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Martinis yielded to question by Mr. Chamberlain.

Mr. Chamberlain: "Representative Martinis, I just wanted to ask, what was the estimated number of permits at the time of this arrangement, and what is the current application number now?"

Mr. Martinis: "First, we have to establish for the record that there has been zero compliance with class IV special forest practices. Where they said that five percent of forest practices applications would be coming under the requirements for a detailed statement, during the period of time when this amendment had been in effect, there has probably been 50,000 forest practices applications. Over half of those applications are Class I and Class II, which do not even need a permit. All they need is simple filing with the Department of Natural Resources. That leaves about 4500 permits. Take five percent and that will give you the figure, but what you have to know is that there's been no compliance whatsoever. That's the point."

Representatives Lundquist and Barr spoke against the amendment, and Mr. McDonald spoke in favor of it.

Mr. Martinis spoke again in favor of the amendment.

The Clerk called the roll on adoption of the amendment by Representative Martinis to page 2, line 12 of House Bill No. 372, and the amendment was not adopted by the following vote: Yeas, 47; nays, 50; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Burns, Chandler, Dawson, Ehlers, Eng, Erickson, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lux, Martinis, Maxie, McDonald, Mitchell, Nelson D., Nisbet, North, O'Brien, Patrick, Pruitt, Rinehart, Rosbach, Rust, Sherman, Sommers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Garson, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McGinnis, Monohon, Nelson G. A., Nickell, Owen, Padden, Prince, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Teutsch, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Winsley.

Mr. Tilly moved adoption of the following amendment:

On page 2, after line 12 add the following new section:

"NEW SECTION. Sec. 2. There is added to chapter 76.09 RCW a new section to read as follows:

877 Any clearcut timber harvesting over __ acres which is visible from and within ___ of a scenic highway designated under RCW 47.39.020 shall be included among those forest practices determined by the board to have a potential for a substantial impact on the environment."

Representatives Tilly and Martinis spoke in favor of the amendment, and Representatives Nisbet and Lundquist spoke against it.

The amendment was not adopted.

On motion of Ms. Rosbach, the committee amendment to the title was adopted.

House Bill No. 372 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 701, by Representatives Dawson and Williams:

Modifying provisions relating to accounts offered by financial institutions.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Dawson, the committee amendments were adopted.

POINT OF INQUIRY

Mr. Dawson yielded to question by Ms. North.

Ms. North: "Pardon my ignorance, Representative Dawson, but what's the difference in the risk between a savings at 5-3/4% and a \$10,000 money market certificate?"

Mr. Dawson: "Both of those instruments are insured instruments. The money market fund is a slightly different instrument. FGIC insures your passbook savings and insures any deposits up to \$100,000. The money market certificate is also an insured instrument and so you have insurance on that particular type of deposit, but you are also guaranteed a certain guaranteed rate. You are guaranteed 5-3/4%. This disclosure would make you aware, if you were to deposit, that you do not have absolute certainty of a guaranteed rate of return. It would vary depending upon the success of that particular fund."

Ms. North: "I understand then that the present 5-3/4% interest could be a varying rate and not guaranteed?"

Mr. Dawson: "This would not affect the passbook savings, it would only affect another instrument that your bank or thrift institution could offer you as a depositor."

Ms. North: "The present money market certificates of \$10,000 are guaranteed a rate?"

Mr. Dawson: "Yes, that's correct."

House Bill No. 701 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 63, by Representatives Monohon and Garrett:

Updating provision allowing state credit unions to exercise powers conferred on federal credit unions doing business in state.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendment, see Journal, 74th Day, March 26, 1981.)

On motion of Mr. Dawson, the committee amendment was adopted.

House Bill No. 63 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 232, by Representatives Bickham, Eng, Winsley, King (R), McGinnis, Martinis, Sanders, Nisbet, Scott and King (J):

Expanding the usury exemption on business loans.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendment, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Dawson, the committee amendment was adopted.

House Bill No. 232 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 137, by Committee on Financial Institutions and Insurance and Representative Dawson:

Modifying laws on usury.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

Ms. Rosbach moved adoption of the committee amendment to page 1, line 14.

Representatives Rosbach and Struthers spoke in favor of the amendment, and it was adopted.

Ms. Rosbach moved adoption of the committee amendment to page 1, line 25.

Ms. Rosbach spoke in favor of the amendment, and Mr. McGinnis spoke against it.

The amendment was adopted.

Ms. Rosbach moved adoption of the committee amendment to page 1, line 29.

Representatives Rosbach and Scott spoke in favor of the amendment, and Mr. Struthers spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the committee amendment to page 1, line 29 of House Bill No. 137, and the amendment was adopted by the following vote: Yeas, 56; nays, 41; not voting, 1.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Chamberlain, Eberle, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lewis, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., O'Brien, Owen, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chandler, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Isaacson, James, Johnson, Lane, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, North, Padden, Prince, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Warnke, and Mr. Speaker.

Not voting: Representative Leonard.

On motion of Mr. Dawson, the committee amendment to page 4, adding section 9, was adopted.

Mr. Dawson moved adoption of the committee amendment to page 4, adding section 10.

Mr. Scott moved adoption of the following amendment by Representatives Scott and King to the committee amendment:

On page 1, line 5 of the committee amendment, after "agreements" insert "which were not primarily for personal, family or household use"

Mr. Scott spoke in favor of the amendment to the amendment, and Mr. Dawson spoke against it.

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

Representatives King (R) and Tupper spoke in favor of the amendment to the amendment, and Mr. Scott spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Scott and King (R) to the committee amendment to House Bill No. 137, and the amendment to the amendment was adopted by the following vote: Yeas, 73; nays, 24; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Brekke, Brown, Burns, Chamberlain, Chandler, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, Johnson, King J., King R., Kreidler, Lane, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Stratton, Taylor, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Barrett, Bickham, Bond, Cantu, Clayton, Dawson, Dickie, Ellis, Flanagan, Hankins, Hastings, Isaacson, James, Lundquist, McGinnis, Nelson G. A., Nickell, Nisbet, Schmidt, Sprague, Struthers, Teutsch, Tilly, and Mr. Speaker.

Not voting: Representative Leonard.

The committee amendment as amended was adopted.

Mr. Lux moved adoption of the following amendment:

On page 1, following line 9 insert new sections as follows:

***NEW SECTION.** Section 1. Pursuant to section 501, Public Law 96-221, the state of Washington hereby adopts law which states explicitly and by its terms that the state of Washington does not want the provisions of Public Law 96-221, section 501(a)(1) to apply with respect to loans, mortgages, credit sales, and advances made in the state of Washington.

***NEW SECTION.** Sec. 2. Pursuant to section 512, Public Law 96-221, the state of Washington hereby adopts law which states explicitly and by its terms that the state of Washington does not want the provisions of Public Law 96-221, section 511, to apply with respect to loans made in the state of Washington."

Renumber the remaining sections consecutively.

Representatives Lux and King (R) spoke in favor of the amendment, and Representatives Barrett and Struthers spoke against it.

Mr. Lux spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Lux to House Bill No. 137, and the amendment was not adopted by the following vote: Yeas, 35; nays, 61; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Pruitt, Rust, Salatino, Scott, Sherman, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Leonard, Rinehart.

The Clerk read the following amendment by Representative Nisbet:

On page 4, after line 14 insert a new section to read as follows:

***NEW SECTION.** Sec. 8. For the purpose of this section:

(1) 'Credit card' means any card, plate, coupon book, or other single credit device existing for the purpose of being used from time to time upon presentation to obtain money, property, labor or services on credit; and

(2) 'Card issuer' means any person who issues a credit card, or the agent of such person with respect to such card.

No card issuer may charge a credit card holder a fee for the acquisition or use of a credit card in excess of \$12.00 annually and any applicable service charge."

Renumber the remaining sections consecutively.

With the consent of the House, Mr. Nisbet withdrew the amendment.

Mr. Eng moved adoption of the following amendment by Representatives Eng and Williams:

On page 4, after line 14 insert a new section to read as follows:

***NEW SECTION.** Sec. 8. For the purpose of this section:

(1) 'Credit card' means any card, plate, coupon book, or other single credit device existing for the purpose of being used from time to time upon presentation to obtain money, property, labor, or services on credit; and

(2) 'Card issuer' means any lender which issues a credit card, or the agent of such person with respect to such card.

No card issuer may charge a credit card holder a fee for the acquisition or use of a credit card except that fee which is the interest charge on any outstanding credit balances."

Renumber the remaining sections consecutively.

Mr. Eng spoke in favor of the amendment, and Representatives Barnes and Dawson spoke in opposition to it.

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. O'Brien.

Mr. O'Brien: "Representative Dawson, I listened with a great amount of interest to your discussion and statement on City Bank. Could you tell me how many cards they issued to customers, prospective customers, in the state of Washington at this \$15 service charge and 19.8 % interest?"

Mr. Dawson: "I believe it was 220,000. Wait—I'm being corrected. I was told back here that it was 50,000, but I further understand that's a second offering, and the aggregate is in excess of 200,000 applications that were mailed out."

Mr. Williams spoke in favor of the amendment, and Mr. Struthers spoke against it.

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

Representatives Stratton and Scott spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Eng and Williams to House Bill NO. 137, and the amendment was not adopted by the following vote: Yeas, 44; nays, 53; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Chamberlain, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Lewis, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Owen, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Vander Stoep, Walk, Wang, Warnke, Williams.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Prince, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Leonard.

Mr. Brown moved adoption of the following amendment by Representatives Brown, Lux and Salatino:

On page 4, line 19 after "Sec. 8." strike all material down to and including "immediately." on line 22 and insert the following:

"This act shall be submitted to the people for their adoption and ratification, or rejection, at a special election hereby ordered by the legislature, which election shall be held in conjunction with the next succeeding general election to be held in this state, all in accordance with Article II, section 1 of the state Constitution, as amended, and the laws adopted to facilitate the operation thereof."

Representatives Brown, Ehlers, Nelson (D), Lux and Grimm spoke in favor of the amendment, and Representatives Patrick, Struthers, Lewis and Winsley spoke against it.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Brown, Lux and Salatino to House Bill No. 137, and the amendment was not adopted by the following vote: Yeas, 43; nays, 53; not voting, 2.

Voting yea: Representatives Addison, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Lane, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Kreidler, Lewis, Lundquist, McDonald, McGinnis, Mitchell,

Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Erickson, Leonard.

Mr. King (R) moved adoption of the following amendment:

On page 4, line 19 strike all of section 8.

Renumber the remaining sections consecutively.

Representatives King (R) and Lux spoke in favor of the amendment, and Mr. Nelson (G) spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative King (R) to House Bill No. 137, and the amendment was not adopted by the following vote: Yeas, 46; nays, 50; not voting, 2.

Voting yea: Representatives Addison, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Erickson, Leonard.

House Bill No. 137 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 160, by Representatives Struthers, Kreidler, Galloway and Nelson (G):

Revising provisions relating to retail installment sales.

The bill was read the second time.

Committee on Financial Institutions and Insurance Recommendation: Majority do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Ms. Rosbach, the committee amendment to page 6, line 16 was adopted.

On motion of Mr. Dawson, the committee amendment to page 8, adding a new section 11, was adopted.

On motion of Mr. Lux, the following amendment by Representatives Lux and Dawson was adopted:

On page 3, line 3 after "(d)" strike all material down to and including "(e)" on line 6 and insert "The service charge does not exceed% (must be filled in) per annum computed monthly ((and may not lawfully exceed twelve percent per annum computed monthly:))

(e)"

On page 3, line 17 strike "(((e))) (d)" and insert "(e)"

On motion of Mr. Dawson, the following amendment by Representatives Dawson and Lux was adopted:

On page 4, line 18 after "contain" strike all material down to and including "follows:" on page 5, line 2 and insert "the following notice in ten point bold face type or larger directly above the space reserved in the charge agreement for the signature of the buyer: NOTICE TO BUYER:

(a) Do not sign this retail charge agreement before you read it or if any spaces intended for the agreed terms are left blank.

(b) You are entitled to a copy of this charge agreement at the time you sign it.

(c) You may at any time pay off the full unpaid balance under this charge agreement.

(d) ((The monthly service charge may not lawfully exceed the greater of one percent of the outstanding balance (twelve percent per year computed monthly) or one dollar:))

(e)"

Mr. Van Dyken moved adoption of the following amendment by Representatives Van Dyken, Hastings, Schmidt, Eberle and Dawson:

On page 5, line 24 after "buyer." insert "A general discount for a cash purchase of a commodity or service other than services sold through an agent shall not be considered a service charge under this chapter.

Such a discount may not exceed 10% or the percentage allowed by Regulation Z, the Federal Truth in Lending Act, whichever is lesser."

Representatives Van Dyken, Hastings, Flanagan and Kreidler spoke in favor of the amendment, and Representatives Owen, McGinnis and Schmidt spoke against it.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Van Dyken and others to page 5, line 24 of House Bill No. 160, and the amendment was adopted by the following vote: Yeas, 67; nays, 29; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Becker, Bender, Berleen, Brekke, Brown, Burns, Cantu, Chandler, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Fiske, Flanagan, Gallagher, Garrett, Garson, Greengo, Grimm, Gruger, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Padden, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Sprague, Stratton, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Barrett, Bickham, Bond, Chamberlain, Clayton, Dickie, Fancher, Galloway, Granlund, Hankins, James, King J., Lewis, Lundquist, McGinnis, Nelson G. A., Nickell, Owen, Patrick, Prince, Rosbach, Schmidt, Smith, Struthers, Teutsch, Vander Stoep, Walk, Williams.

Not voting: Representatives Erickson, Leonard.

On motion of Mr. Eng, the following amendment by Representatives Eng, Rosbach and Brekke was adopted:

On page 5, line 27 after "One" insert "and one-half" and on line 29 after "dollars" strike all material down to and including "31.08 RCW" on page 6, line 13

Mr. Kreidler moved adoption of the following amendment:

Beginning on page 5, line 30 after "(c)" strike all material down to and including "31.08 RCW." on page 6, line 13 and insert "Four percentage points above the equivalent coupon issue yield (as published by the federal reserve bank of San Francisco) of the average bill rate for twenty-six weeks treasury bills as determined at the first bill market auction conducted during the preceding calendar month."

Mr. Kreidler spoke in favor of the amendment, and Mr. Dawson spoke against it.

POINT OF INQUIRY

Mr. Dawson yielded to question by Ms. Stratton.

Ms. Stratton: "Representative Dawson, what is the flat rate then?"

Mr. Dawson: "According to the amendment, it's 1.5% per month."

Ms. Stratton: "Or about 18%?"

Mr. Dawson: "Yes."

Ms. Stratton: "Is this not a case of putting us back to where we were before the voters passed the initiative to put a ceiling on credit? Weren't we at 18% before?"

Mr. Dawson: "I couldn't say with all certainty, Representative Stratton, but I think you are correct. Let me add, however, that the prime rate was less than six percent then."

The amendment was not adopted.

Mr. Martinis moved adoption of the following amendment by Representatives Martinis, Warnke, King (J) and Grimm:

On page 6, line 16 strike "and three quarters"

Mr. Martinis spoke in favor of the amendment.

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker, we've already addressed this particular section, by virtue of the House committee amendment to this particular area of the bill, and I would rise to a point of order that we've already dealt with this section."

SPEAKER'S RULING

The Speaker: "Representative Nelson, I would say that your point or order is well taken. This is no longer part of the bill, having been amended by the committee amendment that has already been dealt with."

MOTION

Mr. King (R) moved that the House recess for ten minutes.

The motion was lost.

MOTION FOR RECONSIDERATION

Mr. Martinis, having voted on the prevailing side, moved that the House now reconsider the vote by which the committee amendment to page 6, line 16 was adopted.

Representatives Martinis and King (R) spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which the committee amendment to page 6 of House Bill No. 160 was adopted, and the motion was lost by the following vote: Yeas, 41; nays, 55; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Mitchell, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Schmidt, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Monohon, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Erickson, Leonard.

Mr. Van Dyken moved adoption of the following amendments:

On page 7, line 30 after "6" insert "(1)"

On page 8, after line 6 insert a new subsection as follows:

"(2) No agreement between a credit card issuing bank and retailer shall prohibit the retailer from granting general discounts for the payment of cash, not in excess of the percentage allowed by Regulation Z, the Federal Truth in Lending Act."

Mr. Van Dyken spoke in favor of the amendments, and Mr. Dawson spoke against them.

The amendments were adopted.

Mr. Salatino moved adoption of the following amendment by Representatives Salatino and Lux:

On page 8, following line 27 insert a new section to read as follows:

"NEW SECTION. Sec. 10. This act shall be submitted to the people for their adoption and ratification, or rejection, at a special election to be held in conjunction with the next succeeding general election to be held in this state, all in accordance with Article II, section 1 of the state Constitution, as amended, and the laws adopted to facilitate the operations thereof."

Renumber the remaining sections consecutively.

Representatives Salatino and Stratton spoke in favor of the amendment, and Mr. Struthers spoke against it.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Salatino and Lux to page 8 of House Bill No. 160, and the amendment was not adopted by the following vote: Yeas, 43; nays, 50; not voting, 5.

Voting yea: Representatives Addison, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Lane, Lux, Martinis, Maxie, McCormick, Nelson D., Nisbet, North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Kreidler, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Erickson, Leonard, Monohon, Smith, Thompson.

Mr. Struthers moved adoption of the following amendment:

On page 8, after line 31 add the following new section"

***NEW SECTION.** Sec. 11. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.*

Mr. Struthers spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Struthers to page 8 of House Bill No. 160, and the amendment was adopted by the following vote: Yeas, 48; nays, 47; not voting, 3.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Prince, Rosbach, Sanders, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Schmidt, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Erickson, Leonard, Thompson.

Mr. Martinis moved adoption of the following amendment:

On page 6, line 17 after "balances" insert ": PROVIDED, That after June 1, 1981, the service charge in a retail charge agreement, revolving charge agreement or charge agreement shall not exceed one percent per month on the outstanding unpaid balance"

Mr. Martinis spoke in favor of the amendment, and Mr. Dawson spoke against it.

POINT OF INQUIRY

Ms. Winsley asked Mr. Martinis to yield to question, and he refused to yield.

Mr. Martinis spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Martinis to page 6 of House Bill No. 160, and the amendment was not adopted by the following vote: Yeas, 43; nays, 53; not voting, 2.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Garrett, Granlund, Grimm, Heck, Hine, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Schmidt, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Gruger, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Erickson, Leonard.

On motion of Mr. Struthers, the following amendments to the title were adopted:

On page 1, line 9 after "19.52 RCW;" strike "and"

On page 1, line 9 after "63.14 RCW" insert "; and declaring an emergency"

House Bill No. 160 was ordered engrossed and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTIONS AND FIRST READING

ENGROSSED SENATE BILL NO. 3018, by Senators Talley, Lee and Quigg:

Updating provision allowing state credit unions to exercise powers conferred on federal credit unions doing business in state.

To Committee on Financial Institutions and Insurance.

SENATE BILL NO. 3019, by Senators Rasmussen and Deccio (by Legislative Budget Committee request):

Repealing obsolete provisions relating to probation counselors.

To Committee on Institutions

ENGROSSED SENATE BILL NO. 3020, by Senators Rasmussen and Deccio (by Legislative Budget Committee request based on Performance Audit):

Revising procedures for forms management.

To Committee on State Government

SUBSTITUTE SENATE BILL NO. 3024, by Committee on Natural Resources (originally sponsored by Senator Hansen):

Authorizing fishing in designated areas by the Sokulk Indians.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3055, by Senators Wilson, Hayner, Hansen and Lee:

Exempting certain intra-family transfers from the real estate excise tax.

To Committee on Revenue

SUBSTITUTE SENATE BILL NO. 3063, by Committee on Transportation (originally sponsored by Senators von Reichbauer, Guess, Talley, Sellar, and Conner - by Department of Transportation request):

Segregating revenues within the motor vehicle fund by investment source.

To Committee on Transportation

ENGROSSED SENATE BILL NO. 3156, by Senators Williams, Fuller, Charnley, Goltz and Zimmerman:

Considering renewable energy systems in the design of public buildings.

To Committee on Energy and Utilities

SUBSTITUTE SENATE BILL NO. 3187, by Committee on Local Government (originally sponsored by Senators Wilson, Zimmerman and Charnley):

Specifying the manner of service for writs of garnishment and changing the fees collected for various services performed by sheriffs and their deputies.

To Committee on Local Government

ENGROSSED SENATE BILL NO. 3244, by Senators Wojahn, Deccio, Bauer, Sellar, Hughes and Talmadge:

Providing property damage coverage for hit-and-run or underinsured motor vehicle insurance.

To Committee on Financial Institutions and Insurance

ENGROSSED SENATE BILL NO. 3293, by Senators Vognild, Clarke, Bluechel, Gaspard, Hansen, Quigg, Talmadge, Haley and Gallagher (by Senate Oversight Committee on Arson request):

Granting police powers to arson investigators.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 3295, by Senators Vognild, Hansen, Gaspard, Clarke, Bluechel, Peterson, Quigg, Rasmussen, Talmadge, Pullen, Haley and Gallagher (by Senate Oversight Committee on Arson request):

Modifying provisions on arson.

To Committee on Financial Institutions and Insurance

ENGROSSED SENATE BILL NO. 3297, by Senators Vognild, Gaspard, Hansen, Quigg and Gallagher (by Senate Oversight Committee on Arson request):

Permitting anti-arson requirements to be met for issuing or continuing fire insurance policies.

To Committee on Financial Institutions and Insurance

SUBSTITUTE SENATE BILL NO. 3299, by Committee on Natural Resources (originally sponsored by Senators Hemstad and Conner):

Providing for the preservation of access to public lands.

To Committee on Natural Resources and Environmental Affairs

SUBSTITUTE SENATE BILL NO. 3309, by Committee on Judiciary (originally sponsored by Senators Moore, Guess, Talmadge, Jones and Vognild):

Giving building warden immunity from liability for acts arising from assigned duties.

To Committee on Ethics, Law and Justice

SUBSTITUTE SENATE BILL NO. 3320, by Committee on Financial Institutions and Insurance (originally sponsored by Senators Clarke, Wojahn and Sellar):

Prescribing procedures for conversion of mutual savings banks to capital stock savings banks.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 3351, by Senators Gaspard, Kiskaddon and Bauer:

Authorizing educational service districts to establish direct student service programs.

To Committee on Education

ENGROSSED SENATE BILL NO. 3358, by Senators Hansen, Gaspard, Wilson and Jones:

Modifying delinquency provisions on irrigation district assessments.

To Committee on Agriculture

ENGROSSED SUBSTITUTE SENATE BILL NO. 3386, by Committee on State Government (originally sponsored by Senators Deccio, Hurley, Moore, Craswell, Gallagher, Bauer, Vognild, Sellar, Jones, Hughes, Scott, Woody, Hayner, Lee and Zimmerman):

Authorizing legislative review of agency rules by a joint select committee with power to suspend.

To Committee on State Government

ENGROSSED SUBSTITUTE SENATE BILL NO. 3408, by Committee on Ways and Means (originally sponsored by Senators Benitz, Hansen, Newhouse, Moore, Patterson, von Reichbauer, Deccio, Charnley, Gaspard, Goltz and Haley):

Providing for wine and wine grape research and instruction programs.

To Committee on Agriculture

SENATE BILL NO. 3424, by Senator Moore (by Department of Social and Health Services request):

Exempting prisoners transferred outside the state for personal security from the notice of transfer requirement.

To Committee on Financial Institutions and Insurance

SUBSTITUTE SENATE BILL NO. 3453, by Committee on Parks and Ecology (originally sponsored by Senators Hurley, Goltz and Zimmerman):

Providing for the renovation, redevelopment, maintenance and operation of state parks.

To Committee on Natural Resources and Environmental Affairs

SUBSTITUTE SENATE BILL NO. 3456, by Committee on Local Government (originally sponsored by Senators Sellar and Talley):

Removing the requirement that certain certificates and licenses be filed with county officials.

To Committee on Local Government

SUBSTITUTE SENATE BILL NO. 3464, by Committee on Agriculture (originally sponsored by Senators Hansen, Bottiger and Conner):

Directing the department of agriculture to study natural based pesticides.

To Committee on Agriculture

SENATE BILL NO. 3530, by Senators Rasmussen and Gould (by State Treasurer request):

Requiring further public disclosures for state treasurer and candidates for state treasurer.

To Committee on State Government

SUBSTITUTE SENATE BILL NO. 3582, by Committee on Social and Health Services (originally sponsored by Senators Lee, Moore, Kiskaddon and Ridder):

Providing for reports of abuse of dependent elderly persons.

To Committee on Human Services

SENATE BILL NO. 3589, by Senators Talley and Guess (by Utilities and Transportation Commission request):

Revising certain laws governing the promulgation and distribution of transportation tariffs.

To Committee on Transportation

ENGROSSED SENATE BILL NO. 3595, by Senators Williams and Gould (by Utilities and Transportation Commission request):

Permitting public service companies to sell, lease, or otherwise dispose of property to municipal corporations without authorization of the utilities and transportation commission.

To Committee on Local Government

SENATE BILL NO. 3626, by Senator Peterson:

Providing for the future termination of the forest practices appeals board.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3639, by Senators McDermott, Rasmussen and Gallagher (by State Auditor request):

Modifying provisions relating to the state auditor.

To Committee on State Government

SENATE BILL NO. 3641, by Senators Ridder, Bauer and Zimmerman (by Department of Employment Security request):

Permitting penalties and interest on late reports and contributions relating to social security coverage of government employees.

To Committee on Labor and Economic Development

ENGROSSED SENATE BILL NO. 3646, by Senator Rasmussen:

Revising laws regulating professional athletic contests.

To Committee on State Government

ENGROSSED SENATE BILL NO. 3737, by Senators Lee, Goltz and Haley:

Modifying the administration of winter recreation activities.

To Committee on Natural Resources and Environmental Affairs

SUBSTITUTE SENATE BILL NO. 3743, by Committee on Ways and Means (originally sponsored by Senators Gallagher, Rasmussen and Scott – by Department of Retirement request):

Modifying the judicial retirement for disability statutes.

To Committee on Appropriations – General Government

SENATE BILL NO. 3745, by Senators Wilson and Hemstad (by State Library request):

Relating to the state library newspaper collection.

To Committee on State Government

ENGROSSED SENATE BILL NO. 3752, by Senators Gaspard, Hemstad, McDermott, Craswell, Fleming and Deccio:

Authorizing certain joint actions by private schools and public agencies.

To Committee on Education

SUBSTITUTE SENATE BILL NO. 3780, by Committee on Financial Institutions and Insurance (originally sponsored by Senators Wojahn, Clarke and Moore – by Department of Licensing request):

Revising the Securities Act.

To Committee on Financial Institutions and Insurance

SENATE BILL NO. 3784, by Senators Sellar, Zimmerman and Talley (by Secretary of State request):

Revising laws relating to filing and recording documents.

To Committee on State Government

ENGROSSED SENATE BILL NO. 3834, by Senators Clarke, Wojahn and Bauer (by Insurance Commissioner request):

Revising laws regulating agents of title insurers.

To Committee on Financial Institutions and Insurance

ENGROSSED SUBSTITUTE SENATE BILL NO. 3867, by Committee on Parks and Recreation (originally sponsored by Senator Goltz):

Revising air pollution control procedure.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3872, by Senator Hansen:

Exempting certain commodity commissions from state civil service and personal services contract requirements.

To Committee on Agriculture

ENGROSSED SUBSTITUTE SENATE BILL NO. 3895, by Committee on Constitutions and Elections (originally sponsored by Senators Woody, Metcalf and Fuller):

Clarifying laws regulating initiatives and referendums.

To Committee on State Government

SENATE BILL NO. 3925, by Senators Wojahn, Clarke and Bauer (by Department of General Administration request):

Revising laws relating to interest paid on certain accounts of financial institutions.

To Committee on Financial Institutions and Insurance

ENGROSSED SENATE BILL NO. 3926, by Senators Shinpoch, Benitz and Goltz:

Implementing the law relating to community colleges.

To Committee on Higher Education

SUBSTITUTE SENATE BILL NO. 3965, by Committee on Natural Resources (originally sponsored by Senators Gallagher and Haley):

Providing funding for fish hatchery expenditures of the department of fisheries.

To Committee on Appropriations – General Government

SENATE BILL NO. 4027, by Senators Quigg, Peterson and Gallagher:

Modifying provisions relating to deckhands on charter boats.

To Committee on Natural Resources and Environmental Affairs

ENGROSSED SENATE BILL NO. 4033, by Senator Scott (by State Auditor request):

Establishing an auditing services revolving fund.

To Committee on Ways and Means

SENATE BILL NO. 4080, by Senators Wilson, Guess and Sellar:

Implementing monthly tonnage purchase.

To Committee on Transportation

SUBSTITUTE SENATE BILL NO. 4209, by Committee on Local Government (originally sponsored by Senators Fuller and Charnley):

Modifying procedures for forming and financing local improvement.

To Committee on Local Government

SUBSTITUTE SENATE BILL NO. 4309, by Committee on Education (originally sponsored by Senator Quigg):

Implementing law relating to students living in nonhigh districts and attending high schools and nonhigh districts' contributions to high school districts for capital fund aid.

To Committee on Education

SUBSTITUTE SENATE BILL NO. 4319, by Committee on Local Government (originally sponsored by Senators Fuller and Hemstad):

Authorizing counties to provide for the taking and keeping of records of the board of county commissioners.

To Committee on Local Government

SUBSTITUTE SENATE JOINT MEMORIAL NO. 106, by Committee on Agriculture (originally sponsored by Senators Conner, Bottiger, Benitz and Sellar):

Requesting a review of federal pesticide regulations.

To Committee on Agriculture

MOTIONS

On motion of Mr. Nelson (G), the bills and the memorial listed on today's supplemental agenda under the fourth order of business were considered first reading and were referred to the committees designated.

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SENATE BILL NO. 3213.

MOTION

Mr. Nelson (G) moved that consideration of ENGROSSED SUBSTITUTE HOUSE BILL NO. 185 be deferred and the bill be placed on tomorrow's third reading calendar.

POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, it appears to me the motion to reconsider has to be made today. If the motion carries then the motion by Mr. Nelson would be in order, but to move it over without acting on a motion for reconsideration would be out of order."

MOTION FOR RECONSIDERATION

Ms. Fancher, having voted on the prevailing side, moved that the House reconsider the vote by which Engrossed Substitute House Bill No. 185 failed to pass the House.

MOTION

Mr. Nelson (G) moved that further consideration of Engrossed Substitute House Bill No. 185 be deferred until tomorrow.

POINT OF ORDER

Mr. O'Brien: "A vote has to be taken on the motion to reconsider. If you carry the vote then you can move to defer until tomorrow."

The Speaker: "Representative O'Brien, if I can direct your attention to Rule 25, paragraph B, it says the motion must be made by a member who voted on the prevailing side and may be acted upon on a succeeding day. The motion has been made by a member who voted on the prevailing side, and Representative Nelson's motion would have us act on it on a succeeding day."

Mr. O'Brien: "Mr. Speaker, if you read the proviso it says, 'Provided, the reconsideration of the vote by which a bill passed or failed must be taken on the next working day after such vote was taken.' I submit to you the vote has to be taken, and it hasn't been taken yet. If the vote is taken and then it carries, then the motion is in order. All you have to do is review the Speaker's rulings of past sessions, and you'll find this is founded."

Mr. Nelson (G) withdrew the motion.

The Speaker stated the question before the House to be the motion for reconsideration.

ROLL CALL

The Clerk called the roll on the motion by Ms. Fancher that the House reconsider the vote by which Engrossed Substitute House Bill No. 185 failed to pass the House, and the motion was lost by the following vote: Yeas, 42; nays, 52; not voting, 4.

Voting yea: Representatives Amen, Barnes, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Garrett, Hankins, Hastings, Isaacson, James, Lane, Lewis, Lundquist, McCormick, McDonald, McGinnis, Nelson G. A., Nickell, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, and Mr. Speaker.

Voting nay: Representatives Barr, Becker, Bender, Brekke, Brown, Burns, Chandler, Ehlers, Eng, Erak, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, Johnson, King J., King R., Kreidler, Lux, Martinis, Maxie, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Addison, Erickson, Leonard, Van Dyken.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:00 a.m., Wednesday, April 1, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

EIGHTIETH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, April 1, 1981

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Erickson, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Kristin Timm and Julia Taylor. Prayer was offered by The Reverend Robert M. Keller of the Lutheran Church of the Good Shepherd of Olympia.

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

MESSAGE FROM THE SENATE

March 31, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3258,
SUBSTITUTE SENATE BILL NO. 3308,
SENATE BILL NO. 3389,
SUBSTITUTE SENATE BILL NO. 3542,
SUBSTITUTE SENATE BILL NO. 3725,
SUBSTITUTE SENATE BILL NO. 3728,
SUBSTITUTE SENATE BILL NO. 3845,
SUBSTITUTE SENATE BILL NO. 3972,
ENGROSSED SUBSTITUTE SENATE BILL NO. 4036,
SUBSTITUTE SENATE BILL NO. 4275,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 741, by Committee on Revenue and Representatives Greengo and Bickham:

AN ACT Relating to economic development; and creating a new section.

To Committee on Revenue

ENGROSSED SUBSTITUTE SENATE BILL NO. 3258, by Committee on Natural Resources (originally sponsored by Senators Gallagher and Goltz):

Authorizing fisheries enforcement officers to enforce all state laws.

To Committee on Natural Resources and Environmental Affairs

SUBSTITUTE SENATE BILL NO. 3308, by Committee on Local Government (originally sponsored by Senators Woody, Quigg, Shinpoch, McCaslin, Moore and Hansen):

Limiting the amount of areas zoned residential which may exclude mobile homes.

To Committee on Local Government

SENATE BILL NO. 3389, by Senator Goltz:

Authorizing youth service corps funds to be used to match federal funds and changing age requirement for youth service corps enrollees.

To Committee on Appropriations - General Government

SUBSTITUTE SENATE BILL NO. 3542, by Committee on Commerce and Labor (originally sponsored by Senators Vognild and Jones):

Permitting self-insurers to close certain claims under workers' compensation.

To Committee on Financial Institutions and Insurance

SUBSTITUTE SENATE BILL NO. 3725, by Committee on Natural Resources (originally sponsored by Senators Hansen and Benitz):

Modifying the state environmental policy act.

To Committee on Natural Resources and Environmental Affairs

SUBSTITUTE SENATE BILL NO. 3728, by Committee on Natural Resources (originally sponsored by Senators Hansen and Benitz):

Modifying provisions relating to forest practices.

To Committee on Natural Resources and Environmental Affairs

SUBSTITUTE SENATE BILL NO. 3845, by Committee on Education (originally sponsored by Senators Wilson, Sellar, Bauer and Hughes):

Implementing law relating to school district authorized transportation.

To Committee on Education

SUBSTITUTE SENATE BILL NO. 3972, by Committee on Energy and Utilities (originally sponsored by Senators Williams, Gould, McDermott, Ridder, Bottiger, Lysen, Talmadge, Moore, Charnley and Hurley):

Providing for a study on the feasibility of completing nuclear power plants.

To Committee on Energy and Utilities

ENGROSSED SUBSTITUTE SENATE BILL NO. 4036, by Committee on Parks and Ecology (originally sponsored by Senators Deccio, Hansen and Quigg):

Regulating detailed statements under the State Environmental Policy Act of 1971.

To Committee on Local Government

SUBSTITUTE SENATE BILL NO. 4275, by Committee on State Government (originally sponsored by Senator Quigg):

Establishing a WSU dairy/forage research facility at Rainier school.

To Committee on Human Services

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

March 31, 1981

ENGROSSED HOUSE BILL NO. 286, Prime Sponsor: Representative Teutsch, continuing the displaced homemakers' program. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 4, beginning on line 20 strike all of sections 4, 5 and 6 and insert the following:

*Sec. 4. Section 6, chapter 73, Laws of 1979 and RCW 28B.04.060 are each amended to read as follows:

The council may contract, where appropriate, with public or private nonprofit groups or organizations serving the needs of displaced homemakers for programs designed to:

(1) Provide direct services to displaced homemakers, including job counseling, job training and placement, health counseling, financial management, educational counseling, legal counseling, and referral services as described in RCW (~~(28B.04.040)~~) 28B.04.050;

(2) Provide state-wide outreach and information services for displaced homemakers; and

(3) Provide training opportunities for persons serving the needs of displaced homemakers, including those persons in areas not directly served by programs and centers established under this chapter.

Sec. 5. Section 7, chapter 73, Laws of 1979 and RCW 28B.04.070 are each amended to read as follows:

The council shall submit to the legislature (~~((a-fmt))~~) an evaluation at the end of the ((two-year project)) first two years and a biennial evaluation beginning in January 1983. The evaluations may include recommendation for future programs as ((submitted by the centers established under this chapter)) determined by the council.

Sec. 6. Section 8, chapter 73, Laws of 1979 and RCW 28B.04.080 are each amended to read as follows:

(1) The council shall consult and cooperate with the department of social and health services; the state board for community college education; the superintendent of public instruction; the commission for vocational education; the employment security department; the department of labor and industries; sponsoring agencies under the federal comprehensive employment and training act (87 Stat. 839; 29 U.S.C. Sec. 801 et seq.), and any other persons or agencies as the council deems appropriate to facilitate the coordination of centers established under this chapter with existing programs of a similar nature.

(2) Annually on July 1st, each agency listed in subsection (1) of this section shall submit a description of each service or program under its jurisdiction which would support the programs and centers established by this chapter and the funds available for such support.

(3) The council shall serve as a clearinghouse for displaced homemaker information and resources and shall compile and disseminate ((the)) state-wide information to the centers, related agencies, and interested persons upon request.

On page 5, beginning on line 35, after "fund" strike all material down to and including "RCW" on page 6, line 1

On page 6, after line 1, insert the following:

"NEW SECTION. Sec. 8. There is appropriated to the council for postsecondary education from the general fund for the biennium ending June 30, 1983, the sum of six hundred eighty thousand six hundred thirty dollars to carry out the purposes of this act."

Remember the remaining sections consecutively.

On page 1, line 10 of the title, after "28B.04.130;" insert "making an appropriation;"

Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Gruger, King (J), Maxie, McGinnis, Rosbach.

Voting nay: Representative Ellis.

Not signing report: Representatives Fiske, Vice Chairman; Ehlers.

Passed to Committee on Rules for second reading.

March 31, 1981

SENATE BILL NO. 3498, Prime Sponsor: Senator Wojahn, implementing law relating to bond financing by the Washington health care facilities authority. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Valle,

Voting nay: Representative Tilly.

Not attending: Representatives Berleen, Vice Chairwoman; Dawson, Kreidler, Mitchell,

Passed to Committee on Rules for second reading.

March 30, 1981

SENATE BILL NO. 3886, Prime Sponsor: Senator Shinpoch, implementing law relating to the Washington health care facilities authority. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 5, chapter 147, Laws of 1974 ex. sess. and RCW 70.37.050 are each amended to read as follows:

The authority shall establish rules concerning its exercise of the powers authorized by this chapter. The authority shall receive from applicants requests for the providing of bonds for financing of health care facilities and shall investigate and determine the need and the feasibility of providing such bonds. ~~((In cooperation with the participant the authority shall work out and specify a project plan or system and the agreements and contracts to be entered into in order to carry out the purposes and policies of this chapter including contracts with respect to construction, financing, maintenance, operation, or management:))~~ Whenever the authority deems it necessary or advisable for the benefit of the public health to provide financing for a health care facility, it shall adopt a system and plan therefor and shall declare the estimated cost thereof, as near as may be, including as part of such cost funds necessary for the expenses incurred in the financing as well as in the construction or purchase or other acquisition or in connection with the rental or other payment for the use thereof, interest during construction, reserve funds and any funds necessary for initial start-up costs, and shall issue and sell its bonds for the purposes of the proposed plan or system:

PROVIDED, That if a certificate of need is required for the proposed project no such plan and system shall be adopted until such certificate has been issued pursuant to chapter 70.38 RCW by the secretary of the department of social and health services. The authority shall have power as a part of such system or plan to create a special fund or funds for the purpose of defraying the cost of such project and for other projects of the same participant subsequently or at the same time approved by it and for their maintenance, improvement, reconstruction, remodeling and rehabilitation, into which special fund or funds it shall obligate and bind the participant to set aside and pay from the gross revenues of the project or from other sources an amount sufficient to pay the principal and interest of the bonds being issued, reserves and other requirements of the special fund and to issue and sell bonds payable as to both principal and interest out of such fund or funds relating to the project or projects of such participant.

Such bonds shall (~~be executed in such manner;~~) bear such date or dates, mature at such time or times, be in such denominations, be in such form, either coupon or registered, or both, carry such registration privileges, be made transferable, exchangeable, and interchangeable, be payable in such medium of payment, at such place or places, (~~and~~) be subject to such terms of redemption, bear such rate or rates of interest, and be sold in such manner, at such price, as the authority shall determine. Such bonds shall be executed by the chairman, by either its duly elected secretary or its executive director, and by the trustee if the authority determines to utilize a trustee for the bonds. Execution of the bonds may be by manual or facsimile signature: PROVIDED, That at least one signature placed thereon shall be manually subscribed.

Sec. 2. Section 10, chapter 147, Laws of 1974 ex. sess. and RCW 70.37.100 are each amended to read as follows:

The authority may make contracts, employ or engage engineers, architects, attorneys, an executive director, and other technical or professional assistants, and such other personnel as are necessary. It may delegate to the executive director or other appropriate persons the power to execute legal instruments on its behalf. It may enter into contracts with the United States, accept gifts for its purposes, and exercise any other power reasonably required to implement the principal powers granted in this chapter. ~~((H))~~ Nothing in this chapter shall be construed so as to limit the power of the authority to provide bond financing to more than one participant and/or project by means of a single issue of revenue bonds utilizing a single bond fund and/or a single special fund into which proceeds of such bonds are deposited. The authority shall have no power to levy any taxes of any kind or nature and no power to incur obligations on behalf of the state of Washington.

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

In the title, page 1, line 3, after ".050;" strike "and"

On page 1, line 4, after ".100" insert "; and declaring an emergency"

Signed by Representatives Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, Padden, Stratton, Vander Stoep, Wang.

Not attending: Representatives Mitchell, Chairman; North, Pruitt, Teutsch, Winsley.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 87, by Representatives Berleen, Hastings, Owen, Johnson, Lewis, Bond, Vander Stoep, Isaacson, McDonald and Hankins:

Abolishing the state hospital commission.

The bill was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 402, by Representatives Barnes, McCormick and Williams (by Governor Spellman request):

Modifying powers and duties of the energy office.

The bill was read the second time. On motion of Mr. Barnes, Substitute House Bill No. 402 was substituted for House Bill No. 402, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 402 was read the second time.

Mr. Tupper moved adoption of the following amendment by Representatives Tupper and Bond:

On page 4, line 18 strike all of subsection (2) through line 27 and renumber the remaining subsections consecutively.

Representatives Tupper and Bond spoke in favor of the amendment, and Mr. Barnes spoke against it.

POINT OF INQUIRY

Mr. Tupper yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Tupper, I'd like to understand fully the fiscal impact of this amendment. You said that one more full time equivalent would be necessary to maintain the library. Have you also calculated how much time would be required by the Energy Office staff to make the trip from their office, which is several blocks west of the library, to use the facilities, if they are moved to the central library?"

Mr. Tupper: "Yes, Representative Nelson, 17 hours, 23 minutes and 6 seconds. No, of course not. Obviously, it's very difficult to calculate the exact amount of time they would spend traveling to and from. In speaking to your question, if you'll look at the fiscal note that we do have, we are looking at \$19,992 for a Librarian III in the first year; \$21,206 for a Librarian III in the second year, for a total fiscal impact in the biennium of about \$40,000, which we would be able to save by the adoption of this amendment."

Mr. Nelson (D): "You don't know what the additional cost would be for the staff of the Energy Office going to use the library?"

Mr. Tupper: "No, I don't, although I would submit that we could easily save \$40,000 when we take a look at the rest of the amendments we are going to be doing, which will actually change this office from being a program office to that of being a policy office. I think you'll find we'll be able to save a lot more than the \$40,000. I can't conceive of \$40,000 worth of travel between the office and the library."

Mr. Nelson (D): "Have you also, Mr. Tupper, included in your fiscal note what it will cost the State Library to maintain that section on energy?"

Mr. Tupper: Obviously, we haven't done a fiscal note on this, Representative Nelson. We are offering amendments and once they are adopted, our new fiscal note will be prepared. There would be some additional cost, undoubtedly; however, you do have a benefit of having a lot of librarians there, some of whom probably are not being fully utilized, and can spend part of their time on the State Energy Office rather than having a fulltime librarian. Or, as Representative Barnes indicated, a 1.3 FTE."

Mr. Nelson (D): "Have you asked Mr. Williams if the State Library has some unused librarians?"

Mr. Tupper: "No."

Representatives Nelson (D) and Williams spoke against the amendment.

POINT OF INQUIRY

Mr. Barnes yielded to question by Mr. Pruitt.

Mr. Pruitt: "Representative Barnes, I understand well that as a central data bank for the professional, the possible needs for this central system are near the coast. Is it also conceivable, however, that this would be materials available for the public?"

Mr. Barnes: "That's true, Representative Pruitt. One of the points brought out by Representative Williams, is that one of the more beneficial functions of this office has been to have information available for other state agencies and for the public. As far as having the information available for themselves and their policy making functions, for those of you who work for political-type groups, as I do, you realize that it's very necessary to have this material and a complete reference right near where you work. Therefore, I would suggest we defeat this amendment."

Mr. Pruitt: "Representative Barnes, if this library is going to be used by other agencies and by the general public in addition to the professionals in the Energy Office, would it not be better to have the materials at a place a little more central to the public? Or at least they have knowledge of a library source at the State Library?"

Mr. Barnes: "That's a point you could argue, Representative Pruitt. I think if they are seeking information on energy and energy matters, they would probably go to the Energy Office as they would need help in going to this library and consulting materials."

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Tupper and Bond to page 4, line 18 of Substitute House Bill No. 402, and the amendment was not adopted by the following vote: Yeas, 41; nays, 56; not voting, 1.

Voting yea: Representatives Addison, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McGinnis, Mitchell, Nickell, Nisbet, Owen, Padden, Patrick, Sanders, Schmidt, Smith, Sprague, Stratton, Teutsch, Tupper, Walk, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Becker, Bender, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, McDonald, Monohon, Nelson D., Nelson G. A., North, O'Brien, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Sommers, Struthers, Taylor, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Winsley.

Not voting: Representative Erickson.

Mr. Barnes moved adoption of the following amendment:

On page 4, following line 27 insert a new subsection as follows:

"(3) To prepare analyses of such data, especially future trends in the implementation of energy conservation measures, future prospects for each significant energy resource and a comparison of publicly available supply and demand forecasts, including assumptions, data and methodology used in such forecasts: PROVIDED, That such analyses shall state the limitations of the analysis, and shall be conducted on a statewide basis and not for a single market or service area;"

Renumber the remaining subsections consecutively.

Mr. Barnes spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Barnes to page 4, line 27 of Substitute House Bill No. 402, and the amendment was not adopted by the following vote: Yeas, 41; nays, 54; not voting, 3.

Voting yea: Representatives Amen, Barnes, Barr, Bender, Berleen, Brekke, Brown, Burns, Chandler, Ehlers, Ellis, Erak, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Lux, Maxie, Monohon, Nelson D., Nisbet, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Tilly, Valle, Wang, Williams.

Voting nay: Representatives Addison, Barrett, Becker, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Eng, Fiske, Flanagan, Gallagher, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, North, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Erickson, Fancher, Kreidler.

Mr. Tupper moved adoption of the following amendment:

On page 4, line 32 after "regulations" insert ": PROVIDED, That nothing in this subsection shall preclude the governor from assigning such program-implementation responsibilities to other state agencies"

Mr. Tupper spoke in favor of the amendment, and Ms. Hine spoke against it.

The amendment was not adopted.

Mr. Tupper moved adoption of the following amendment by Representatives Tupper and Bond:

On page 4, line 33 strike all of subsection (4) through line 35 and renumber the remaining subsections consecutively.

Representatives Tupper and Bond spoke in favor of the amendment, and Representatives Barnes and Nelson (D) spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Tupper and Bond to page 4, line 33 of Substitute House Bill No. 402, and the amendment was not adopted by the following vote: Yeas, 23; nays, 71; not voting, 4.

Voting yea: Representatives Addison, Bickham, Bond, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McGinnis, Nisbet, Patrick, Sanders, Schmidt, Sprague, Tupper, Wilson.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Ehlers, Ellis, Eng, Erak, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G.

A., Nickell, North, O'Brien, Owen, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Smith, Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams.

Not voting: Representatives Erickson, Padden, Winsley, and Mr. Speaker.

The Clerk read the following amendment by Representatives Tupper and Bond:

On page 5, line 10 strike all of subsection (6) through line 12 and renumber the remaining subsections consecutively.

With the consent of the House, Mr. Tupper withdrew the amendment.

On motion of Mr. Barnes, the following amendment was adopted:

On page 6, line 26 after "necessary" insert "existing"

Mr. Nelson (D) moved adoption of the following amendment:

On page 13, line 3 after "(f)" strike "~~(State energy office)~~" and insert "State energy office" and reletter the remaining subsections accordingly.

Representatives Nelson (D) and Hine spoke in favor of the amendment, and Mr. Barnes spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nelson (D) to page 13, line 3 of Substitute House Bill No. 402, and the amendment was not adopted by the following vote: Yeas, 42; nays, 54; not voting, 2.

Voting yea: Representatives Amen, Barnes, Becker, Bender, Brekke, Brown, Burns, Chandler, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley.

Not voting: Representatives Erickson, and Mr. Speaker.

Substitute House Bill No. 402 was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Barnes, Tupper and Nelson (D) spoke in favor passage of the bill, and Representatives Bond and Flanagan spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 402, and the bill passed the House by the following vote: Yeas, 76; nays, 21; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, North, O'Brien, Owen, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, and Mr. Speaker.

Voting nay: Representatives Bickham, Bond, Clayton, Dickie, Fancher, Fiske, Flanagan, James, Leonard, Lewis, Lundquist, McGinnis, Nickell, Padden, Patrick, Prince, Schmidt, Smith, Sprague, Tupper, Wilson.

Not voting: Representative Winsley.

Engrossed Substitute House Bill No. 402, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Representative Erickson appeared at the bar of the House.

HOUSE BILL NO. 440, by Select Committee on Corrections and Representatives Struthers, Becker, Houchen, Owen, Mitchell, Granlund, Winsley, Walk, Leonard, Galloway, Fiske, Warnke, Van Dyken, Erickson, Berleen, Ellis, Hastings, Clayton, Tupper, Garrett, Wang, Addison, Teutsch and Brown:

Enacting the sentencing reform act.

The bill was read the second time. On motion of Mr. Chandler, Second Substitute House Bill No. 440 was substituted for House Bill No. 440, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 440 was read the second time.

Ms. Becker moved adoption of the following amendment:
On page 7, line 33 after "are not" insert "and have never been"

Representatives Becker and Struthers spoke in favor of the amendment, and it was adopted.

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Struthers, Owen, Becker and Nelson (D) spoke in favor of passage of the bill.

Mr. Hastings demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 440, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Lundquist.

Engrossed Second Substitute House Bill No. 440, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 601, by Committee on Ethics, Law and Justice and Representative Ellis:

Enacting the court congestion reduction act.

The bill was read the second time. On motion of Mr. Padden, Substitute House Bill No. 601 was substituted for House Bill No. 601, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 601 was read the second time.

Ms. Sommers moved adoption of the following amendment by Representatives Sommers and Salatino:

On page 8, line 24 following "dollars." insert:

"Sec. 9. Section 2, chapter 187, Laws of 1919 and RCW 12.40.020 are each amended to read as follows:

Actions in such small claims shall be deemed commenced by the plaintiff appearing before the justice of the peace and subscribing to and verifying a claim as ((hereinafter)) provided in this chapter. A plaintiff shall not commence more than two actions per month in the small claims department."

Renumber the remaining sections consecutively.

Representatives Sommers and Salatino spoke in favor of the amendment, and Representatives Ellis and Tilly spoke against it.

The amendment was not adopted.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Substitute House Bill No. 601 was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 601, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Sherman.

Substitute House Bill No. 601, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 667, by Committee on Education and Representatives Nelson (G) and Sommers:

Implementing the law relating to school district excess levies.

The bill was read the second time. On motion of Mr. Taylor, Substitute House Bill No. 667 was substituted for House Bill No. 667, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 667 was read the second time and passed to Committee on Rules for third reading.

HOUSE JOINT MEMORIAL NO. 10, by Representatives Lane, O'Brien, Taylor, Barrett, Eng, Fancher, Flanagan, King (J), Nelson (G), Lux, Owen, Tupper, Leonard and Maxie:

Requesting passage of the Urban Jobs and Enterprise Zone Act.

The memorial was read the second time.

Committee on Labor and Economic Development recommendation: Majority, do pass with the following amendment:

On page 1, line 25 strike "passing" and insert "the Ninety-seventh Congress to introduce and pass legislation substantially similar to"

On motion of Ms. Lane, the committee amendment was adopted.

On motion of Ms. Lane the following amendments by Representatives Lane, Addison, Hastings, Lux, and Eng were adopted:

On page 1, line 21 after "by" insert "reducing involvement by"

On page 1, line 25 strike all material down through "Session)." on line 27 and insert "enacting an 'Enterprise Zone Act' which will encourage industry to locate in economically depressed areas, revitalizing these areas and lessening unemployment while establishing strong economic bases. Such an act should provide relaxed employment regulations, tax incentives and reduced governmental interference for businesses locating in economically depressed areas, as designated by the states."

The memorial was ordered engrossed. On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third and the memorial was placed on final passage.

Representatives Lane and Lux spoke in favor of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Memorial No. 10, and the memorial passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien,

Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Joint Memorial No. 10, having received the constitutional majority, was declared passed.

HOUSE BILL NO. 441, by Select Committee on Corrections and Representatives Struthers, Becker, Houchen, Nelson (D), Mitchell, Owen, Barr, Granlund, Winsley, Walk, Galloway, Fiske, Warnke, Erickson, Berleen and Brown:

Providing for the siting of state correctional facilities.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Isaacson, the committee amendments were adopted.

Mr. Scott moved adoption of the following amendment by Representatives Scott, Owen and Mitchell:

On page 1, after line 16 add a new section as follows:

"NEW SECTION. Sec. 2. No state correctional facility having a designed residential capacity of thirty persons or more shall be sited in any community already having a state correctional facility with a capacity of five hundred persons or more."

Representatives Scott, Owen, Nisbet and Mitchell spoke in favor of the amendment, and Mr. Struthers spoke against it.

Ms. Houchen spoke in favor of the amendment, and Mr. Struthers again opposed it.

The amendment was adopted.

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 441, and the bill passed the House by the following vote: Yeas, 83; nays, 14; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Bender, Berleen, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ehlers, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Barr, Becker, Bickham, Chandler, Eberle, Ellis, Hankins, Hastings, James, Kreidler, Lundquist, McDonald, Sanders, Struthers.

Not voting: Representative Winsley.

Engrossed House Bill No. 441, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 490, by Committee on Labor and Economic Development and Representatives Isaacson, Hankins, Hastings and Struthers:

Relating to Energy Fair '83 and making an appropriation.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 490 was substituted for House Bill No. 490, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 490 was read the second time.

Ms. Rinehart moved adoption of the following amendment:

On page 1, beginning on line 22 strike all material down to and including "Fair '83." on line 27

Ms. Rinehart spoke in favor of the amendment, and Representatives Struthers and Stratton spoke against it.

MOTION

Mr. Williams moved that Substitute House Bill No. 490 be rereferred to Committee on Appropriations – General Government.

Representatives Williams and Sommers spoke in favor of the motion, and Representatives Nelson (G), Chandler and Hankins spoke against it.

Mr. Heck demanded an electric roll call vote on the motion, and the demand was sustained.

On motion of Mr. Dawson, further consideration of Substitute House Bill No. 490 was deferred, and the bill was ordered placed on the second reading calendar following House Bill No. 517.

HOUSE BILL NO. 74, by Representatives Barnes, Williams, Wang, Hine and McCormick:

Extending expiration date of governor's powers relating to energy shortages.

The bill was read the second time. On motion of Mr. Cantu, Second Substitute House Bill No. 74 was substituted for House Bill No. 74, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 74 was read the second time.

Ms. Hine moved adoption of the following amendments:

On page 1, after line 8 insert a new section as follows:

"Section 1. Section 16, chapter 108, Laws of 1975-'76 2nd ex. sess. as amended by section 2, chapter 328, Laws of 1977 ex. sess. and RCW 43.21G.020 are each amended to read as follows:

As used in this chapter:

(1) 'Energy supply facility' means a facility which produces, extracts, converts, transports, or stores energy.

(2) 'Energy' means any of the following, individually or in combination: Petroleum fuels; other liquid fuels; natural or synthetic fuel gas; solid carbonaceous fuels; fissionable nuclear material, or electricity.

(3) 'Person' means an individual, partnership, joint venture, private or public corporation, association, firm, public service company, political subdivision, municipal corporation, government agency, public utility district, joint operating agency or any other entity, public or private, however organized.

(4) 'Office' means the state energy office under chapter 43.21F RCW, or its statutory successor.

(5) 'Committee' means the joint committee on energy and utilities created by RCW 44.39.010 as now or hereafter amended.

((5)) (6) 'Distributor' means any person, private corporation, partnership, individual proprietorship, utility, including investor-owned utilities, joint operating agencies, municipal utility, public utility district, or cooperative, which engages in or is authorized to engage in the activity of generating, transmitting, or distributing energy in this state.

((6)) (7) 'Regulated distributor' means a public service company as defined in chapter 80.04 RCW which engages in or is authorized to engage in the activity of generating, transmitting, or distributing energy in this state.

(8) 'Petroleum market disruption' means an apparent petroleum supply disruption within the state or any part of the state which occurs during, or results in the declaration of, either an energy supply alert or an energy emergency.

((7)) (9) 'Energy supply alert' means a situation which threatens to disrupt or diminish the supply of energy to the extent that the public health, safety, and general welfare may be jeopardized.

((8)) (10) 'Energy emergency' means a situation in which the unavailability or disruption of the supply of energy poses a clear and foreseeable danger to the public health, safety, and general welfare.

((9)) (11) 'State or local governmental agency' means any county, city, town, municipal corporation, political subdivision of the state, or state agency."

Renumber the remaining sections consecutively.

On page 4, line 2 after "energy," strike "and" and insert "(and)" and on line 4 after "governor" insert ", the office," and on line 5 after "committee" insert "; and (c) authorize local government agencies to implement measures to mitigate any adverse impacts of a petroleum market disruption under RCW 43.21G.050 as now or hereafter amended"

On page 5, line 19 before "To" insert "(1)" and following line 27 insert:

"(2) In event of a petroleum market disruption, the governor, with concurrence by the committee, may delegate limited authority to local governmental agencies to implement any single measure or any combination of measures including, but not limited to, the following as developed and outlined by the office: (a) Flag system plan, (b) odd-even purchase plan, (c) hours of sale plan, and (d) minimum-maximum purchase plan. Upon recommendation by the governor, with the concurrence of the committee, other measures may be included under this section.

Such limited authority may be granted either by application for such authority by the affected local governmental agency or upon the findings by the governor that such delegation is desirable and appropriate.

Such delegated authority shall be limited to the duration specified by the governor, but in no case shall it continue longer than the duration of the declared energy supply alert or energy emergency.

Representatives Hine and Wang spoke in favor of the amendments, and Representatives Cantu and Barnes spoke against them.

Ms. Hine spoke again in favor of the amendments, and Mr. Eberle spoke against them.

The amendments were not adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 74, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Johnson.

Second Substitute House Bill No. 74, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 660, by Committee on Labor and Economic Development and Representatives Sanders, Clayton, Barr and Smith:

Modifying labor dispute disqualification for unemployment benefits.

The bill was read the second time.

Mr. Scott moved adoption of the following amendment by Representatives Scott, Owen, King (J) and Patrick:

On page 1, following line 29 add a new subsection to read as follows:

“(3) the individual has been locked out of employment by the employer or the employer has failed to provide otherwise available work to the individual because of the labor dispute.”

Representatives Scott, Patrick, King (J) and Warnke spoke in favor of the amendment, and Representatives Sanders and Struthers spoke against it.

Mr. Brown demanded an electric roll call vote on the amendment, and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Scott and others to House Bill No. 660, and the amendment was adopted by the following vote: Yeas, 64; nays, 31; not voting, 3.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Berleen, Brekke, Brown, Burns, Chamberlain, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Barr, Bickham, Bond, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greeno, Hankins, Hastings, Isaacson, James, Johnson, Lundquist, McDonald, McGinnis, Nelson G. A., Prince, Sanders, Smith, Sprague, Struthers, Teutsch, Vander Stoep, and Mr. Speaker.

Not voting: Representatives Amen, Lane, Schmidt.

Mr. Scott moved adoption of the following amendment by Representatives Scott and Owen:

On page 1, following line 29 add a new subsection as follows:

"(3) the labor dispute is a result of an unfair labor practice officially recognized by the national labor relations board or the public employment relations commission by the employer."

Mr. Scott spoke in favor of the amendment, and Mr. Sanders spoke against it.

Mr. Brown demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Scott and Owen to House Bill No. 660, and the amendment was not adopted by the following vote: Yeas, 44; nays, 52; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hinc, King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Amen, King J.

House Bill No. 660 was ordered engrossed and passed to Committee on Rules for third reading.

The Speaker declared the House to be recessed until 1:30 p.m.

AFTERNOON SESSION

The House was called to order at 1:30 p.m. by the Speaker. The Clerk called the roll and all members were present.

SECOND READING

HOUSE BILL NO. 288, by Representatives Bender, Tilly, Pruitt, Erickson, Gruger, Burns, Wilson, Isaacson, Lux, Garrett, Maxie, Nelson (D), Kreidler, Warnke and Brekke:

Requiring approval and use of child safety restraints in vehicles.

The bill was read the second time. On motion of Mr. Wilson, Substitute House Bill No. 288 was substituted for House Bill No. 288, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 288 was read the second time.

Mr. Eberle moved adoption of the following amendments:

On page 1, line 17 after "1981," insert "whenever anyone except"

On page 1, line 18 after "old" strike " , when the parent or legal guardian" and insert "is the only person over sixteen years of age in the motor vehicle and"

On page 1, line 21 after "passenger," insert "such person"

Mr. Eberle spoke in favor of the amendments, and Mr. Bender spoke against them.

The amendments were not adopted.

Substitute House Bill No. 288 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 149, by Representatives Padden, Stratton, Van Dyken, Gallagher, North, Ellis and Bond:

Requiring immediate medical treatment for an infant born alive in an abortion procedure.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 149 was substituted for House Bill No. 149, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 149 was read the second time.

Mr. Padden moved adoption of the following amendment by Representatives Padden, Stratton and Patrick:

On page 1, line 6 after "of" strike "a fetus" and insert "an infant"

Representatives Padden and Gruger spoke in favor of the amendment, and it was adopted.

Mr. Padden moved adoption of the following amendments by Representatives Padden, Stratton and Patrick:

On page 1, line 6 before "The" insert "(1)"

On page 1, after line 8 insert the following:

"(2) 'Infant born alive' means a born child which exhibits either heartbeat, spontaneous respiratory activity, spontaneous movement of voluntary muscles, or pulsation of the umbilical cord if it is still attached to the child ex utero.

(3) 'Born' means the time the head or any other part of the body of the fetus emerges from the uterine cavity during the course of a natural childbirth, the time the uterine cavity is opened during a caesarean section, or the time that the placenta is detached from the uterine wall, whether the child is in utero or ex utero."

Representatives Padden and Patrick spoke in favor of the amendments, and Representatives Gruger, Tupper, Pruitt and Wang spoke against them.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Padden and others to Substitute House Bill No. 149, and the amendments were not adopted by the following vote: Yeas, 47; nays, 51; not voting, 0.

Voting yea: Representatives Addison, Barnes, Barr, Barrett, Bickham, Bond, Brown, Cantu, Clayton, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Hastings, Johnson, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Rosbach, Scott, Smith, Sprague, Stratton, Taylor, Tilly, Van Dyken, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Becker, Bender, Berleen, Brekke, Burns, Chamberlain, Chandler, Dawson, Dickie, Ehlers, Eng, Erickson, Galloway, Garrett, Granlund, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, James, King J., King R., Kreidler, Lane, Lux, Maxie, Monohon, Nelson D., Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Sherman, Sommers, Struthers, Teutsch, Thompson, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Wilson.

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 149, and the bill passed the House by the following vote: Yeas, 91; nays, 7; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Eng, Hankins, Lane, Lux, Monohon, Struthers.

Engrossed Substitute House Bill No. 149, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

Please change my vote from "nay" to "aye" on Engrossed Substitute House Bill No. 149.

EUGENE V. LUX, 35th District.

HOUSE BILL NO. 128, by Representatives Brown, Winsley, Becker, Tupper, Salatino, Patrick, Chandler, McGinnis, Owen, Stratton, Granlund, Grimm, Erickson, Wang, Hine, Galloway, Taylor, Wilson, Walk, Pruitt, Garrett and Brekke:

Enacting a bill of rights for victims and witnesses of crime.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 128 was substituted for House Bill No. 128, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 128 was read the second time.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 128, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 128, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 554, by Representatives Burns, Eng, Maxie, Bender, Tupper and Isaacson:

Allowing cities or towns to borrow on expected revenues from utility projects.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass with the following amendment:

On page 1, line 9 strike "project"

On motion of Mr. Isaacson, the committee amendment was adopted.

House Bill No. 554 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 569, by Representatives Nickell, Patrick, Clayton, Struthers, Ellis and Hastings:

Redefining habitual criminal status.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass with the following amendment:

On page 3, beginning on line 15 strike everything through "therefor." on line 22

On motion of Mr. Nickell, the committee amendment was adopted.

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 569, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 569, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 349, by Representatives Nelson (G), King (R), Mitchell, Gruger, Houchen, Bender, Martinis, Sprague and Scott:

Authorizing a regional cultural arts and convention facility.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 349 was substituted for House Bill No. 349, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 349 was read the second time.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Nelson (G) spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 349, and the bill passed the House by the following vote: Yeas, 76; nays, 20; not voting, 2.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Berleen, Bond, Brown, Cantu, Chamberlain, Chandler, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, Johnson, King R., Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, North, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Bickham, Brekke, Burns, Dawson, Flanagan, Greengo, Hine, James, King J., Lewis, McDonald, Nelson D., Nisbet, Pruitt, Rinehart, Rust, Schmidt, Tilly.

Not voting: Representatives Clayton, Thompson.

Substitute House Bill No. 349, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 178, by Committee on State Government and Representatives Garson and Kreidler:

Modifying requirements for building and funding the Washington center for the performing arts.

The bill was read the second time. On motion of Mr. Garson, Substitute House Bill No. 178 was substituted for House Bill No. 178, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 178 was read the second time.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Garson and Kreidler spoke in favor of passage of the bill, and Mr. Owen spoke against it.

Mr. Garson spoke again in favor of the bill, and Mr. Owen again opposed it.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 178, and the bill passed the House by the following vote: Yeas, 67; nays, 30; not voting, 1.

Voting yea: Representatives Amen, Barnes, Barrett, Becker, Bender, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, Johnson, King R., Kreidler, Lundquist, Lux, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, O'Brien, Patrick, Prince, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sommers, Struthers, Taylor, Teutsch, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Barr, Berleen, Bond, Clayton, Dickie, Flanagan, Greengo, Houchen, James, King J., Lane, Leonard, Lewis, Martinis, McDonald, Nisbet, North, Owen, Padden, Pruitt, Schmidt, Sherman, Smith, Sprague, Stratton, Thompson, Tilly, Tupper, Wilson.

Not voting: Representative Grimm.

Substitute House Bill No. 178, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 397, by Committee on Ethics, Law and Justice (originally sponsored by Representatives Tilly, Sanders, Leonard, Nelson (G) and McGinnis):

Revising laws relating to mobile homes.

The bill was read the second time.

Mr. Ehlers moved adoption of the following amendment:

On page 2, beginning on line 6 after "46.04.302" strike all material down to and including "utilities" on line 10

Mr. Ehlers spoke in favor of the amendment, and Mr. Tilly spoke against it.

Mr. Ehlers spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Ehlers to page 2, line 6 of Substitute House Bill No. 397, and the amendment was not adopted by the following vote: Yeas, 43; nays, 51; not voting, 4.

Voting yea: Representatives Barnes, Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Nelson D., Nelson G. A., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Sprague, Struthers, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Monohon, Nickell, Nisbet, Padden, Patrick, Rosbach, Sanders, Smith, Stratton, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Chamberlain, Eng, Prince, Schmidt.

Mr. Ehlers moved adoption of the following amendment:

On page 2, beginning on line 22 strike all material down to and including "claimant." on line 25

Mr. Ehlers spoke in favor of the amendment, and Mr. Tilly spoke against it.

The amendment was not adopted.

Mr. Ehlers moved adoption of the following amendment:

On page 5, line 14 after "lot is" insert "treated as"

Mr. Ehlers spoke in favor of the amendment, and Mr. Tilly spoke against it.

The amendment was not adopted.

Mr. Ehlers moved adoption of the following amendment:

On page 5, line 17 strike all of section 6 and renumber the remaining sections consecutively.

Mr. Ehlers spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Ehlers to page 5, line 17 of Substitute House Bill No. 397, and the amendment was not adopted by the following vote: Yeas, 41; nays, 56; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Leonard.

Mr. Barrett moved adoption of the following amendment:

On page 5, line 31 after "That" strike all material down to and including "year" on line 35 and insert "no waiver shall be valid for a period of more than one year and upon the expiration of any waiver the landlord shall again offer the tenant a term of one year or more"

Representatives Barrett, Ehlers and Tilly spoke in favor of the amendment, and it was adopted.

Mr. Ehlers moved adoption of the following amendment:

On page 8, beginning on line 16 after "6.12 RCW" strike all material down to and including "tenancy on line 19.

Mr. Ehlers spoke in favor of the amendment, and Mr. Tilly spoke against it.

The amendment was not adopted.

Mr. Patrick moved adoption of the following amendments:

On page 12, line 24 after "within" strike "two" and insert "four"

On page 12, line 25 after "within" strike "two" and insert "four"

Representatives Patrick and Tilly spoke in favor of the amendments, and they were adopted.

The Clerk read the following amendment by Representative Ehlers:

Beginning on page 12, line 32 strike all material down to and including "tenancy." on page 13, line 1.

With the consent of the House, Mr. Ehlers withdrew the amendment.

On motion of Mr. Tilly, the following amendment was adopted:

On page 14, line 16 after "section" strike "16" and insert "15"

On motion of Mr. Van Dyken, the following amendment by Representatives Van Dyken, Fiske, Lundquist and Becker was adopted:

On page 18, after line 29 insert the following:

"Sec. 23. Section 55, chapter 299, Laws of 1971 ex. sess. as last amended by section 1, chapter 123, Laws of 1979 and RCW 82.50.400 are each amended to read as follows:

An annual excise tax is imposed on the owner of ((any)) every travel trailer or camper for the privilege of using such travel trailer or camper in this state, unless the travel trailer or camper is exempt under this chapter. The excise tax hereby imposed shall be due and payable to the department of licensing or its agents ((at the time of registration of a travel trailer or camper));

(1) On the first day of the registration year, for travel trailers or campers which have been previously licensed by this state, unless an exemption is claimed under RCW 82.50.520(5);

(2) On the first day the travel trailer or camper is used on the highways of this state, if an exemption has been claimed under RCW 82.50.520(5) for the registration year; or

(3) On the day the travel trailer or camper is first purchased or brought into the state.

Whenever an application is made to the department of licensing or its agents for a license for a travel trailer or camper there shall be collected, in addition to the amount of the license fee or renewal license fee, the amount of the excise tax imposed by this chapter prorated to comply with the effective date of the annual schedule prepared pursuant to RCW 82.44.040, and no dealer's license or license plates, and no license or license plates for a travel trailer or camper may be issued unless such tax is paid in full. No additional tax shall be imposed under this chapter upon any travel trailer or camper upon the transfer of ownership thereof, if the tax imposed by this chapter with respect to such travel trailer or camper has already been paid for the registration year or fractional part thereof in which such transfer occurs.

Sec. 24. Section 56, chapter 299, Laws of 1971 ex. sess. as last amended by section 2, chapter 123, Laws of 1979 and RCW 82.50.410 are each amended to read as follows:

The rate and measure of tax imposed by this chapter for each registration year shall be one percent of the fair market value of the travel trailer or camper, as determined in the manner provided in this chapter: PROVIDED, That ((the excise tax upon a travel trailer or camper licensed for the first time in this state after the last day of any registration month may only be levied for the remaining months of the registration year including the month in which the travel trailer or camper is first licensed: PROVIDED FURTHER, That)) the minimum amount of tax payable shall be two dollars: PROVIDED FURTHER, That every dealer in mobile homes or travel trailers, for the privilege of using any mobile home or travel trailer eligible to be used under a dealer's license plate, shall pay an excise tax of two dollars, and such tax shall be collected upon the issuance of each original dealer's license plate, and also a similar tax shall be collected upon the issuance of each dealer's duplicate license plate, which taxes shall be in addition to any tax otherwise payable under this chapter.

((A travel trailer or camper shall be deemed licensed for the first time in this state when such vehicle was not previously licensed by this state for the registration year or any part thereof immediately preceding the registration year in which application for license is made or when it has been registered in another jurisdiction subsequent to any prior registration in this state:))

Sec. 25. Section 61, chapter 299, Laws of 1971 ex. sess. as last amended by section 3, chapter 123, Laws of 1979 and RCW 82.50.460 are each amended to read as follows:

Prior to the end of any registration year of a vehicle, the director shall cause to be mailed to the owners of travel trailers or campers, of record, notice of the amount of tax payable during the succeeding registration year. The notice shall contain a legal description of the travel trailer or camper, prominent notice of due dates, and such other information as may be required by the director. The notice shall include an affidavit of

exemption to be signed by a person claiming exemption under RCW 82.50.520(5). If tax is due and payment is not made before the registration year, the director may forward a notification of delinquency to the county sheriff of the county in which the travel trailer or camper is located, requesting distraint of the travel trailer or camper.

NEW SECTION. Sec. 26. There is added to chapter 82.50 RCW a new section to read as follows:

The director or his authorized representative may enter at reasonable times all mobile home parks and any other areas where travel trailers or campers are parked for the purpose of determining whether or not the tax prescribed in this chapter has been paid. The records required to be kept under RCW 19.48.020 shall be open to inspection by the director or his representatives.

NEW SECTION. Sec. 27. There is added to chapter 82.50 RCW a new section to read as follows:

If any excise tax due under this chapter is not paid when due and payable, the unpaid tax shall bear interest at the rate of nine percent per annum from the time the tax is due and payable. The interest charge on the unpaid excise tax is waived when the interest is less than five dollars. The director may waive the interest on the unpaid excise tax when the interest exceeds five dollars and the department of licensing determines that the cost of processing the collection of the interest exceeds the amount of interest due.

The tax and all charges authorized under this chapter are a specific lien on the travel trailer or camper from the date it first becomes due under this chapter and shall have priority to and be fully paid and satisfied before any recognizance, mortgage, judgment, debt, obligation, or responsibility to or with which the travel trailer or camper may become charged or liable after the effective date of this act. No sale or transfer of any travel trailer or camper in any way affects the lien upon the travel trailer or camper.

NEW SECTION. Sec. 28. There is added to chapter 82.50 RCW a new section to read as follows:

It is unlawful for any owner or other person to remove a travel trailer or camper from the real property on which it is situated after the tax under this chapter becomes due and payable without payment of the excise tax under this chapter or under RCW 82.44.020.

NEW SECTION. Sec. 29. There is added to chapter 82.50 RCW a new section to read as follows:

When notified by the director that the excise tax is delinquent on any travel trailer or camper, the sheriff shall personally serve the owner in the manner provided for service of summons in civil actions or post on the travel trailer or camper in a conspicuous place, a notice of delinquency, supplied by the director, which shall contain a description of the travel trailer or camper, the amount of excise tax due, together with accrued interest, the penalty, and the sheriff shall add thereto his fee for service or posting of the notice, which shall be the same as for the service of summons in a civil action, with fees for mileage based on the number of miles from the county seat of the county to the location of the travel trailer or camper, and the name of the owner or reputed owner, if known. Thereafter, the sheriff may, without further demand or notice, distraint the travel trailer or camper for the payment of tax, together with the penalty and accrued interest, and the costs and fees.

If he determines that it is reasonably impracticable to take manual possession of the trailer or camper, it shall be deemed to have been distrained and taken into possession when the sheriff posts thereon in a conspicuous place, a notice in writing reciting that he has distrained the travel trailer or camper, describing it and giving the name of the owner or reputed owner, if known, the amount of the tax due, together with the penalty, accrued interest, costs and fees, and the time when and the place where the sale shall be made.

The director shall forward by registered or certified mail a copy of the notice of delinquency to the legal owner recorded with the director under chapter 46.12 RCW.

NEW SECTION. Sec. 30. There is added to chapter 82.50 RCW a new section to read as follows:

If the tax is not paid immediately after distraint, the sheriff shall advertise the sale of the travel trailer or camper by posting written notices in three public places in the county in which the travel trailer or camper is located, one of which shall be at the county court house of the county, and by posting a written notice on the travel trailer or camper in a conspicuous place, if he has not taken manual possession of it. The notices shall state the time when and the place where the travel trailer or camper will be sold. He shall tax the same fees for making the distraint and sale of the travel trailer or camper for the payment of taxes as are allowed him by law for making levy and sale of property on execution, traveling fees to be computed from the county seat of the county to the place of making distraint. If the taxes for which the travel trailer or camper is distrained, together with the penalty, accrued interest, and costs and fees accruing thereon, are not paid before the date appointed for the sale, which shall be not less than ten days after the distraint and taking of the travel trailer or camper and posting of the notices, the sheriff shall proceed to sell the travel trailer or camper at public auction. After deducting the costs and fees, he shall pay to the county auditor the amount to pay the taxes, the penalty, and accrued interest to the date of sale, if there is sufficient to do so, and, if there is any excess of money arising from the sale, he shall pay the excess to the owner of the travel trailer or camper so sold or to his legal representative, who shall be deemed to be the county treasurer if the owner or other legal representative cannot be determined or found.

Sec. 31. Section 67, chapter 299, Laws of 1971 ex. sess. as amended by section 4, chapter 123, Laws of 1979 and RCW 82.50.520 are each amended to read as follows:

The following travel trailers or campers are specifically exempted from the operation of this chapter:

- (1) Any unoccupied travel trailer or camper when it is part of an inventory of travel trailers or campers held for sale by a manufacturer or dealer in the course of his business.
- (2) A travel trailer or camper owned by any government or political subdivision thereof.
- (3) A travel trailer or camper owned by a nonresident and currently licensed in another state, unless such travel trailer or camper shall remain in this state for a period of six months or more during the calendar year.

For the purposes of this subsection only, a camper owned by a nonresident shall be considered licensed in another state if the vehicle to which such camper is attached is currently licensed in another state.

(4) Travel trailers eligible to be used under a dealer's license plate, and taxed under RCW 82.44.030 while so eligible.

(5) A travel trailer or camper that is not used on the highways of this state and is not used for residential purposes. If a travel trailer or camper has been previously licensed by this state and is used on the highways of this state or is used for residential purposes for any part of a registration year, then exemption under this subsection shall not be allowed for that registration year.

Sec. 32. Section 68, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.530 are each amended to read as follows:

No mobile home, travel trailer, or camper which is a part of the inventory of mobile homes, travel trailers, or campers held for sale by a dealer in the course of his business and no travel trailer or camper ~~((with respect to which the excise tax imposed by this chapter is payable))~~ as defined in RCW 82.50.010 shall be listed and assessed for ad valorem taxation."

Renumber the remaining sections consecutively.

On motion of Mr. Ellis, the following amendment by Representatives Ellis, Tilly and Becker was adopted:

On page 18, after line 31 insert the following:

*Sec. 24. Section 1, chapter 156, Laws of 1963 as amended by section 1, chapter 11, Laws of 1965 ex. sess. and RCW 64.32.010 are each amended to read as follows:

As used in this chapter unless the context otherwise requires:

(1) 'Apartment' means a part of the property intended for any type of independent use, including one or more rooms or ~~((enclosed))~~ spaces located on one or more floors (or part or parts thereof) in a building, or if not in a building, a separately delineated place of storage or moorage of a boat or plane, except houseboats, regardless of whether it is destined for a residence, an office, ~~storage or moorage of a boat or plane,~~ the operation of any industry or business, or for any other use not prohibited by law, and which has a direct exit to a public street or highway, or to a common area leading to such street or highway. The boundaries of an apartment located in a building are the interior surfaces of the perimeter walls, floors, ceilings, windows and doors thereof, and the apartment includes both the portions of the building so described and the air space so encompassed. If the apartment is a separately delineated place of storage or moorage of a boat or plane, the boundaries are those specified in the declaration. In interpreting declarations, deeds, and plans, the existing physical boundaries of the apartment as originally constructed or as reconstructed in substantial accordance with the original plans thereof shall be conclusively presumed to be its boundaries rather than the metes and bounds expressed or depicted in the declaration, deed or plan, regardless of settling or lateral movement of the building and regardless of minor variance between boundaries shown in the declaration, deed, or plan and those of apartments in the building.

(2) 'Apartment owner' means the person or persons owning an apartment, as herein defined, in fee simple absolute or qualified, by way of leasehold or by way of a periodic estate, or in any other manner in which real property may be owned, leased or possessed in this state, together with an undivided interest in a like estate of the common areas and facilities in the percentage specified and established in the declaration as duly recorded or as it may be lawfully amended.

(3) 'Apartment number' means the number, letter, or combination thereof, designating the apartment in the declaration as duly recorded or as it may be lawfully amended.

(4) 'Association of apartment owners' means all of the apartment owners acting as a group in accordance with the bylaws and with the declaration as it is duly recorded or as they may be lawfully amended.

(5) 'Building' means a building, containing two or more apartments, or two or more buildings each containing one or more apartments, and comprising a part of the property.

(6) 'Common areas and facilities', unless otherwise provided in the declaration as duly recorded or as it may be lawfully amended, includes: (a) The land on which the building is located;

(b) The foundations, columns, girders, beams, supports, main walls, roofs, halls, corridors, lobbies, stairs, stairways, fire escapes, and entrances and exits of the building;

(c) The basements, yards, gardens, parking areas and storage spaces;

(d) The premises for the lodging of janitors or persons in charge of the property;

(e) The installations of central services such as power, light, gas, hot and cold water, heating, refrigeration, air conditioning and incinerating;

(f) The elevators, tanks, pumps, motors, fans, compressors, ducts and in general all apparatus and installations existing for common use;

(g) Such community and commercial facilities as may be provided for in the declaration as duly recorded or as it may be lawfully amended;

(h) All other parts of the property necessary or convenient to its existence, maintenance and safety, or normally in common use.

(7) 'Common expenses' include: (a) All sums lawfully assessed against the apartment owners by the association of apartment owners;

(b) Expenses of administration, maintenance, repair, or replacement of the common areas and facilities;

(c) Expenses agreed upon as common expenses by the association of apartment owners;

(d) Expenses declared common expenses by the provisions of this chapter, or by the declaration as it is duly recorded, or by the bylaws, or as they may be lawfully amended.

(8) 'Common profits' means the balance of all income, rents, profits and revenues from the common areas and facilities remaining after the deduction of the common expenses.

(9) 'Declaration' means the instrument by which the property is submitted to provisions of this chapter, as hereinafter provided, and as it may be, from time to time, lawfully amended.

(10) 'Land' means the material of the earth, whatever may be the ingredients of which it is composed, whether soil, rock, or other substance, and includes free or occupied space for an indefinite distance upwards as well as downwards, subject to limitations upon the use of airspace imposed, and rights in the use of the airspace granted, by the laws of this state or of the United States.

(11) 'Limited common areas and facilities' includes those common areas and facilities designated in the declaration, as it is duly recorded or as it may be lawfully amended, as reserved for use of certain apartment or apartments to the exclusion of the other apartments.

(12) 'Majority' or 'majority of apartment owners' means the apartment owners with fifty-one percent or more of the votes in accordance with the percentages assigned in the declaration, as duly recorded or as it may be lawfully amended, to the apartments for voting purposes.

(13) 'Person' includes any individual, corporation, partnership, association, trustee, or other legal entity.

(14) 'Property' means the land, the building, all improvements and structures thereon, all owned in fee simple absolute or qualified, by way of leasehold or by way of a periodic estate, or in any other manner in which real property may be owned, leased or possessed in this state, and all easements, rights and appurtenances belonging thereto, none of which shall be considered as a security or security interest, and all articles of personalty intended for use in connection therewith, which have been or are intended to be submitted to the provisions of this chapter."

Renumber the remaining sections consecutively.

Mr. Patrick moved adoption of the following amendment:

On page 19, after line 5 add a new section as follows:

***NEW SECTION. Sec. 26.** There is added to chapter 46.70 RCW a new section to read as follows:
WARRANTIES AND INSPECTIONS.

Mobile home manufacturers and mobile home dealers who sell mobile homes to be assembled on site and used as residences in this state shall conform to the following requirements:

(1) No new manufactured home may be sold unless the purchaser is provided with a manufacturer's written warranty for construction of the home in compliance with the Magnuson-Moss Warranty Act (88 Stat. 2183; 15 U.S.C. Sec. 47 et seq.; 15 U.S.C. Sec. 2301 et seq.).

(2) No new manufactured home may be sold unless the purchaser is provided with a dealer's written warranty for all installation services performed by the dealer.

(3) The warranties required by subsections (1) and (2) of this section shall be valid for a minimum of one year from the date of sale and shall not be invalidated by resale by the original purchaser to a subsequent purchaser. Copies of the warranties shall be given to the purchaser upon signing a purchase agreement and shall include an explanation of remedies available to the purchaser under state and federal law for breach of warranty, the name and address of the federal department of housing and urban development and the state departments of licensing and labor and industries, and a brief description of the duties of these agencies concerning mobile homes.

(4) Warranty service shall be completed within forty-five days after the owner gives written notice of the defect unless there is a bona fide dispute between the parties. Warranty service for a defect affecting health or safety shall be completed within seventy-two hours of receipt of written notice. Warranty service shall be performed on site and a written work order describing labor performed and parts used shall be completed and signed by the service agent and the owner. If the owner's signature cannot be obtained, the reasons shall be described on the work order. Work orders shall be retained by the dealer or manufacturer for a period of three years.

(5) Before delivery of possession of the home to the purchaser, an inspection shall be performed by the dealer or his agent and by the purchaser or his agent which shall include a test of all systems of the home to insure proper operation. At the time of the inspection, the purchaser shall be given copies of all documents required by state or federal agencies to be supplied by the manufacturer with the home which have not previously been provided as required under subsection (3) of this section, and the dealer shall complete any required purchaser information card and forward the card to the manufacturer.

(6) Manufacturer and dealer advertising which states the dimensions of the home shall not include the length of the draw bar assembly in a listed dimension, and shall state the square footage of the actual floor area."

Representatives Patrick and Warnke spoke in favor of the amendment, and Mr. Barrett spoke against it.

The amendment was adopted.

On motion of Mr. Van Dyken, the following amendment to the title was adopted:

On page 1, on line 22 of the title, after "59.20.080;" strike the remainder of the title and insert "amending section 55, chapter 299, Laws of 1971 ex. sess. as last amended by section 1, chapter 123, Laws of 1979 and RCW 82.50.400; amending section 56, chapter 299, Laws of 1971 ex. sess. as last amended by section 2, chapter 123, Laws of 1979 and RCW 82.50.410; amending section 61, chapter 299, Laws of 1971 ex. sess. as last amended by section 3, chapter 123, Laws of 1979 and RCW 82.50.460; amending section 67,

chapter 299, Laws of 1971 ex. sess. as amended by section 4, chapter 123, Laws of 1979 and RCW 82.50-.520; amending section 68, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.530; adding new sections to chapter 59.20 RCW; adding new sections to chapter 82.50 RCW; prescribing penalties; and declaring an emergency."

On motion of Mr. Ellis, the following amendment to the title was adopted:

On page 1, line 22 of the title after "RCW;" insert "amending section 1, chapter 156, Laws of 1963 as amended by section 1, chapter 11, Laws of 1965 ex. sess. and RCW 64.32.010;"

On motion of Mr. Patrick, the following amendment to the title was adopted:

On page 1, line 22 of the title after "RCW;" insert "adding a new section to chapter 46.70 RCW;"

Substitute House Bill No. 397 was ordered engrossed and passed to Committee on Rules for third reading.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

HOUSE BILL NO. 226, by Committee on Ethics, Law and Justice and Representatives Ellis, Stratton and Rosbach:

Insuring the informed consent of a woman having an abortion.

The bill was read the second time. On motion of Mr. Padden, Substitute House Bill No. 226 was substituted for House Bill No. 226, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 226 was read the second time.

MOTION

Mr. Nelson (D) moved that the Rules Committee be relieved of HOUSE BILL NO. 608, and the bill be placed at the top of today's second reading calendar.

Mr. Nelson (D) spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

Mr. Heck demanded an electric roll call vote on the motion, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion that the Rules Committee be relieved of House Bill No. 608, and the bill be placed on today's second reading calendar, and the motion was lost by the following vote: Yeas, 39; nays, 59; not voting, 0.

Voting yea: Representatives Barnes, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatin, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

The House resumed consideration of Substitute House Bill No. 226.

Mr. Patrick moved adoption of the following amendments:

On page 1, line 11 after "physician" strike "or counselor"

On page 1, line 14 after "physician" strike "or counselor"

On page 2, line 5 after "physician" strike "or counselor"

Representatives Patrick and Padden spoke in favor of the amendments, and Representatives Pruitt and Kreidler spoke against them.

Mr. Patrick spoke again in favor of the amendments, and Mr. Wang opposed them.

POINT OF INQUIRY

Mr. Pruitt yielded to question by Mr. Nisbet.

Mr. Nisbet: "Representative Pruitt, I know what the term 'physician' means. I think it's pretty well defined, but I see in this particular piece of legislation, the use of the word 'counselor.' I know of camp counselors; I know of a multiplicity of counselors, but I don't really

know what is meant in the sense that it's being used here. Would you explain what you feel it means?"

Mr. Pruitt: "I think a little background of it, Representative Nisbet, is in order. When a woman is going for an abortion procedure, and has some questions on this, she is not likely to choose a camp counselor. She is likely to be going to a place where there is experience and expertise in counseling. That can be a very trusted person, such as a minister, or a counselor who is well skilled in counseling."

Mr. Nisbet spoke against the amendments.

Mr. Sanders demanded the previous question and the demand was sustained.

The amendments were adopted.

Mr. Tupper moved adoption of the following amendment:

On page 2, after line 11 insert the following subsection:

"(4) As an alternative to subsections (1), (2) and (3) of this section, a woman, prior to obtaining an abortion may submit a written statement that she elects not to be informed of the elements set forth in those subsections.

Failure to use a form shall not be admissible as evidence of failure to obtain informed consent."

Mr. Tupper spoke in favor of the amendment, and Mr. Ellis spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Tupper to page 2 of Substitute House Bill No. 226, and the amendment was not adopted by the following vote: Yeas, 39; nays, 56; not voting, 3.

Voting yea: Representatives Barrett, Becker, Bender, Berleen, Brekke, Burns, Ehlers, Eng, Erickson, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kroidler, Lane, Lux, Monohon, Nelson D., Prince, Pruitt, Rinehart, Rust, Sanders, Schmidt, Sherman, Sommers, Teutsch, Thompson, Tupper, Valle, Walk, Wang, Warnke, Wilson.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Hankins, Hastings, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Rosbach, Salatino, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, Vander Stoep, Williams, Winsley.

Not voting: Representatives Houchen, McDonald, and Mr. Speaker.

Mr. Ellis moved adoption of the following amendment by Representatives Ellis, Padden and Stratton:

On page 2, after line 11 insert

"(4) To enable the physician to exercise his or her best medical judgment, the physician shall notify, if possible, the parents or guardian of the woman upon whom the abortion is to be performed, if she is an unemancipated minor."

Ms. Becker moved adoption of the following amendment to the above amendment:

On line 3 of the amendment to page 2, after "if possible," insert "and if the physician believes that notification of her parents would be in her best interest,"

Representatives Becker and Pruitt spoke in favor of the amendment to the amendment.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Becker to the amendment to page 2 of Substitute House Bill No. 226, and the amendment was not adopted by the following vote: Yeas, 48; nays, 50; not voting, 0.

Voting yea: Representatives Amen, Barrett, Becker, Bender, Berleen, Brekke, Burns, Chamberlain, Dawson, Ehlers, Eng, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Gruger, Heck, Hine, King J., King R., Kroidler, Lane, Lewis, Lundquist, Lux, Maxie, Monohon, Nelson D., O'Brien, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Sherman, Sommers, Teutsch, Thompson, Tupper, Valle, Vander Stoep, Wang, Warnke, Wilson, Winsley.

Voting nay: Representatives Addison, Barnes, Barr, Bickham, Bond, Brown, Cantu, Chandler, Clayton, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Greengo, Grimm, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Salatino, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, Walk, Williams, and Mr. Speaker.

MOTIONS

On motion of Mr. Hastings, further consideration of Substitute House Bill No. 226 was deferred, and the bill was ordered placed at the top of today's second reading calendar.

On motion of Mr. Hastings, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED HOUSE BILL NO. 701, by Representatives Dawson and Williams:

Modifying provisions relating to accounts offered by financial institutions.

The bill was read the third time and placed on final passage.

Representatives Dawson and Lux spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 701, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 701, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 232, by Representatives Bickham, Eng, Winsley, King (R), McGinnis, Martinis, Sanders, Nisbet, Scott and King (J):

Expanding the usury exemption on business loans.

The bill was read the third time and placed on final passage.

Mr. Dawson spoke in favor of passage of the bill, and Mr. Lux spoke against it.

POINT OF INQUIRY

Mr. Lux yielded to question by Mr. Ellis.

Mr. Ellis: "Representative Lux, you mentioned the other day, the neanderthal states of Kentucky, North Carolina and Ohio, and I'm sure you realize their interest rates far exceed ours without any limitation whatsoever. Arkansas is a state that has the same limit as ours. I'd like to ask you, on what time space of the geological time age, does that place the state of Washington if we don't adopt this?"

Mr. Lux: "First of all, Representative Ellis, Arkansas has a ten percent constitutional limit. I think if you will look at the history of the states on the eastern seaboard, they had lower usury rates than we did—some of them eight percent and some of them ten percent. That is the reason some of those savings and loans on the east coast are in such trouble today."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 232, and the bill passed the House by the following vote: Yeas, 78; nays, 20; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brekke, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Valle, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Brown, Burns, Ehlers, Gallagher, Garrett, Lane, Leonard, Lux, Maxie, O'Brien, Rinehart, Salatino, Sherman, Tilly, Tupper, Van Dyken, Wang.

Engrossed House Bill No. 232, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 137, by Committee on Financial Institutions and Insurance and Representatives Dawson and Clayton:

Modifying laws on usury.

The bill was read the third time and placed on final passage.

Representatives Dawson, Barrett and Lewis spoke in favor of passage of the bill, and Representatives Wang, Stratton, Owen and Lux spoke against it.

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Dawson, I think most of us are listening carefully to our constituents on this issue. I certainly have been. I think it's kind of a strange phenomenon that I've found that, given the sound and fury in this legislative body, there is a large contrast between that and the silence from back home. I received a few messages on this issue, and most of those messages were from people that were, in some way, connected with financial institutions or resale businesses. They were in favor of this bill. At the most, I have received one or two messages from consumers and in those cases, neither of them could tell me that they were refused a loan for a consumer purchase. It leaves me rather perplexed to try to understand where the emphasis, where the need and the interest for this particular bill is really coming from. I wonder if you could tell me, given my experience, how I am supposed to understand that? If there is, indeed, a lack of money to loan people so they can make purchases, why is it that we don't hear from them? Why is it that in my district which is a working person's district, an average kind of district in this state, I don't hear from my constituents on this issue?"

Mr. Dawson: "I don't know, Representative Nelson, why you haven't heard from your constituents; however, I will guarantee you that you do have many constituent, as we all do, who are simply unable to get any consumer-type loans at this time. In your area in King County, you have a very large bank that I was informed had set aside \$40 million for consumer loans for this year, and they have made none. That same bank, I understand, just this week closed their lending window and laid off one hundred of their personnel who are involved in the consumer lending business. Banks simply cannot loan at that rate. I don't know why those individuals who cannot get consumer loans haven't contacted you. They have contacted me, however."

Mr. Nelson (G) demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 137, and the bill passed the House by the following vote: Yeas, 55; nays, 43; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Kreidler, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Hine, King J., King R., Lane, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Schmidt, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Engrossed House Bill No. 137, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 160, by Representatives Struthers, Kreidler, Galloway and Nelson (G):

Revising provisions relating to retail installment sales.

The bill was read the third time and placed on final passage.

Representatives Struthers, Galloway, McGinnis and Lundquist spoke in favor of passage of the bill, and Representative King (R) spoke against it.

Mr. Nelson (G) demanded the previous question, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 160, and the bill passed the House by the following vote: Yeas, 58; nays, 40; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Kreidler, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Hine, King J., King R., Lane, Leonard, Lux, Martinis, Maxie, McCormick, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Engrossed House Bill No. 160, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Hastings, Engrossed House Bill No. 701, Engrossed House Bill No. 232, Engrossed House Bill No. 137 and Engrossed House Bill No. 160 were ordered immediately transmitted to the Senate.

The Speaker declared the House recessed until 7:30 p.m.

EVENING SESSION

The House was called to order at 7:30 p.m. by the Speaker. The Clerk called the roll and all members were present.

THIRD READING

ENGROSSED HOUSE BILL NO. 372, by Committee on Natural Resources and Environmental Affairs and Representatives Rosbach and Wilson:

Modifying the state environmental policy act.

The bill was read the third time and placed on final passage.

Representatives Rosbach, Lundquist and Chamberlain spoke in favor of the bill, and Representatives Martinis, Valle and Becker spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 372, and the bill passed the House by the following vote: Yeas, 59; nays, 36; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Hankins, Hastings, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McCormick, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Tupper, Vander Stoep, Walk, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Chandler, Ehlers, Eng, Erickson, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, Houchen, King R., Kreidler, Lux, Martinis, McDonald, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Tilly, Valle, Van Dyken, Wang, Warnke.

Not voting: Representatives Barrett, Maxie, Teutsch.

Engrossed House Bill No. 372, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 371, by Committee on Natural Resources and Environmental Affairs and Representatives Rosbach and Wilson:

Restricting application of the shoreline management act to forest practices.

The bill was read the third time and placed on final passage.

Representatives Rosbach, Lundquist and Chamberlain spoke in favor of the bill, and Representatives Martinis, Becker and Kreidler spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 371, and the bill passed the House by the following vote: Yeas, 58; nays, 40; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Garson, Grimm, Hankins, Hastings, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McCormick, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tupper, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Chandler, Dawson, Ehlers, Eng, Erickson, Gallagher, Galloway, Garrett, Granlund, Greengo, Gruger, Heck, Hine, Houchen, King R., Kreidler, Lux, Martinis, Maxie, McDonald, Nelson D., Nisbet, North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Tilly, Valle, Van Dyken, Wang.

Engrossed House Bill No. 371, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 561, by Committee on Ways and Means (originally sponsored by Committee on Ways and Means and Representatives Williams and Chandler - by Office of Financial Management request):

Providing for the allotment of local funds of state agencies.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 561, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Gallagher, Grimm.

Engrossed Substitute House Bill No. 561, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 721, by Representatives Chandler and Nisbet:

Requiring the termination of the medical care only program.

The bill was read the third time and placed on final passage.

Representatives Chandler and Nisbet spoke in favor of passage of the bill, and Representatives O'Brien, Becker and Brekke spoke against it.

Mr. Hastings demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 721, and the bill passed the House by the following vote: Yeas, 56; nays, 42; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo,

Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Padden, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Engrossed House Bill No. 721, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 320, by Committee on Local Government (originally sponsored by Committee on Local Government and Representatives Isaacson, Sanders, Sprague, Ellis, Clayton, Eberle, Patrick, Johnson, Lane, Bickham, Bond, Nickell, Tilly and Hastings):

Modifying provisions concerning plats and subdivisions.

The bill was read the third time and placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 320, and the bill passed the House by the following vote: Yeas, 71; nays, 27; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Kreidler, Lux, Maxie, Nelson D., O'Brien, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Walk, Wang.

Substitute House Bill No. 320, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 711, by Committee on Education (originally sponsored by Representatives Addison and Lane):

Providing reimbursement for school district transportation costs only to school geographically nearest or next-nearest to student's place of residence.

The bill was read the third time and placed on final passage.

Representative Addison spoke in favor of passage of the bill, and Mr. Kreidler spoke against it.

Ms. Lane demanded the previous question, and the demand was not sustained.

Mr. Warnke spoke against passage of the bill.

POINT OF INQUIRY

Mr. Taylor yielded to question by Mr. Wang.

Mr. Wang: "Representative Taylor, under this legislation, a district may be reimbursed for busing for a program such as bilingual, handicapped, voc-tech, gifted, magnet programs and, in effect, most educational programs except desegregation?"

Mr. Taylor: "I don't know about desegregation. I can't speak to that, but the educational programs that you spoke to, yes. We have discussed before the fact that educational programs, course of study, would be funded under this legislation. I think this has been very clearly stated on this floor. I think you can look at the other part of it, if there is a purpose for educational programs or courses of study, yes, it will be funded, but I think your last question doesn't affect the issue. Your question was, courses of study, and I couldn't answer regarding magnet programs, but in my opinion, yes, I personally feel that we would fund the magnet programs."

POINT OF INQUIRY

Mr. Eng yielded to question by Mr. Wang.

Mr. Wang: "Representative Eng, as a member of the Education Committee, could you speak to the intent of this legislation, and specifically, would you concur with the remarks of Representative Kreidler that the intent of the bill is to eliminate busing for desegregation purposes such as in Seattle?"

Mr. Eng: "Yes, Representative Wang, I feel that the intent of this legislation is to prevent the state from reimbursing the local school districts for transportation costs for the purpose of racial desegregation. This I feel would seriously undermine efforts of the [schools] to desegregate. Also, in part of this bill, the language is very similar to Initiative 350. For example, 'those nearest or next-nearest to a student's residence,' came out of Initiative 350 which our federal courts have declared unconstitutional. Representative Addison has said in Education Committee and has said on the floor of this House that the purpose of this bill is to encourage transportation efficiency, and I have been on the Education Committee for six years and that committee has over and over again made studies in the subcommittee on transportation efficiencies. It has asked the SPI's office to do so; it has asked also the State Board of Education to do so. So, ladies and gentlemen, how can we answer this serious question that has such great fiscal impact by one short meeting in the House Education Committee and then have Representative Addison come out on the floor here and say a few words about transportation efficiency and say that's the real intent of this bill. The real intent of this bill is to eliminate desegregation in Seattle, and that, I think, is a racist bill."

Mr. Wang spoke against passage of the bill.

POINT OF PARLIAMENTARY INQUIRY

Mr. King (R): "It appears to me that this bill would amend Initiative 350. My point is, will it therefore take a two-thirds vote to pass?"

The Speaker: "Representative King, it is my understanding that this act is in a different portion of the RCW and is not in the same section where it would be amending Initiative 350. Initiative 350 has been voided by the courts and even though it is now in appeal, we do not have a valid law that we would be appealing at this point."

Mr. King (R): "The fact that the court has invalidated the law, does that really have any impact at all on whether or not it takes two-thirds?"

The Speaker: "Representative King, I believe the relevant part is that the act is not amending Initiative 350 or that section of the Code that Initiative 350 was directed toward."

POINT OF INQUIRY

Mr. Pruitt asked Mr. Addison to yield to question, and he refused to yield.

Mr. Pruitt spoke against passage of the bill, and Mr. Tupper spoke in favor of it.

POINT OF INQUIRY

Mr. Addison yielded to question by Mr. Nelson (G).

Mr. Nelson (G): "Representative Addison, I would like to ask if you agree with the dialogue between Representatives Eng and Wang and some of the others? Is there, in your intent, in the filing of House Bill No. 711 any intent to challenge or eliminate any desegregation program in any school district in this state?"

Mr. Addison: "Representative Nelson, I'm glad you asked that question to establish legislative intent of this body today. My estimation is that those voting 'aye' will be voting to amend section 28A.41.160, which deals with reimbursement of transportation costs and we're simply changing the policy that was established a few years ago when we went into a position of fully funding basic education. The state was trying to decide at that point how to fund it. You've got a lot of districts out there and you've got some districts that are small and that cost a lot; you have growth districts; you have districts that are shrinking and what's a fair way to reimburse? One of the definitions that we are able to come up with, was that we were going to make children walk approximately two miles to school. Other than that, we didn't come up with very much in the way of defining what kind of busing we were going to pay for. This bill simply says that in the legislature's estimation we are going to try to define that a little closer; that we are talking to a neighborhood school policy; that we're not going to bus beyond the

nearest or next-nearest school, unless it's a handicapped child or unless they have a particular course of study that cannot be obtained in the school that's either nearest or next-nearest. So, we are amending section 28A.41.160, which requires the legislature to fund as close to one hundred percent as possible. There's a separate section of the law that deals with programs that we may fund and that's 28A.41.162, and in that section, we talk about the legislature funding transportation for things like population factors, enrollment fluctuations, special programs, including, but not limited to, voc-tech, compensatory, bilingual, urban, racial, disadvantaged, programs for gifted or other special programs that the legislature may define. So, the intent of this legislation, in my opinion, is to talk about a neighborhood school policy and try to further define what was attempted four years ago when we had this struggle over how busing policy would be funded."

Representatives Rust, Ehlers, Heck and Eng spoke against passage of the bill.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 711, and the bill passed the House by the following vote: Yeas, 56; nays, 41; not voting, 1.

Voting yea: Representatives Addison, Barnes, Barr, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Garson, Greengo, Grimm, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Becker, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Gallagher, Galloway, Garrett, Granlund, Gruger, Hankins, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sherman, Stratton, Teutsch, Thompson, Valle, Wang, Warnke, Winsley.

Not voting: Representative Barrett.

Engrossed Substitute House Bill No. 711, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 431, by Committee on Institutions (originally sponsored by Committee on Institutions and Representatives Fiske, Erickson, Houchen and Ellis):

Placing judicial training under the administrator for the courts.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 431, and the bill passed the House by the following vote: Yeas, 92; nays, 5; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Smith, Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Brown, Ehlers, Salatino, Sherman.

Not voting: Representative Sprague.

Substitute House Bill No. 431, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 216, by Committee on Transportation (originally sponsored by Representatives Wilson, Schmidt, Houchen, Nisbet, McCormick, Smith, Fiske, Clayton and Lundquist):

Placing ferry employees under the state civil services system.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 216, and the bill passed the House by the following vote: Yeas, 54; nays, 40; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representatives King J., McDonald, Teutsch, Thompson.

Substitute House Bill No. 216, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 25, by Representative Bond:

Providing for contracts for maintenance and operation of educational institutions.

The bill was read the third time and placed on final passage.

Mr. Bond spoke in favor of passage of the bill, and Representatives Burns and Garson spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 25, and the bill failed to pass the House by the following vote: Yeas, 38; nays, 59; not voting, 1.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greengo, Hastings, Houchen, Isaacson, James, Lane, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Bond, Brekke, Brown, Burns, Chamberlain, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Heck, Hine, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley.

Not voting: Representative North.

Engrossed House Bill No. 25, having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Mr. Bond, having voted on the prevailing side, served notice that he would, on the next working day, move for reconsideration of the vote by which Engrossed House Bill No. 25 failed to pass the House.

ENGROSSED HOUSE BILL NO. 493, by Committee on Ethics, Law and Justice and Representatives Ellis and Salatino:

Modifying requirements for the use and foreclosure of deeds of trust.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 493, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden,

Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Erickson.

Engrossed House Bill No. 493, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 467, by Committee on Energy and Utilities (originally sponsored by Representatives Bond, Scott, Barr, Stratton, Fancher, McCormick, Hastings, Clayton, Nickell, Isaacson, Erak, Bender, McGinnis, Leonard, Williams, Eberle, Padden and Ellis):

Providing for expedited review of energy facility siting decisions.

The bill was read the third time and placed on final passage.

Representatives Bond, Stratton and Clayton spoke in favor of passage of the bill, and Representatives Nisbet and Owen opposed it.

Mr. Bond spoke again in favor of passage of the bill, and Mr. Nisbet spoke again in opposition to it.

Mr. Nelson (G) demanded the previous question, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 467, and the bill passed the House by the following vote: Yeas, 67; nays, 29; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Greengo, Grimm, Hastings, Heck, Hine, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Monohon, Nelson G. A., Nickell, O'Brien, Padden, Prince, Pruitt, Rosbach, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Vander Stoep, Walk, Warnke, Williams, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Granlund, Gruger, Houchen, Kreedler, Lux, Maxie, Mitchell, Nelson D., Nisbet, North, Owen, Patrick, Rinehart, Rust, Salatino, Sherman, Teutsch, Thompson, Valle, Van Dyken, Wang, Wilson, Winsley.

Not voting: Representatives Hankins, Isaacson.

Substitute House Bill No. 467, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Nelson (G), all bills passed in the evening session to this point were ordered transmitted immediately to the Senate.

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 226:

The House resumed consideration of the bill on second reading.

The Speaker stated the question before the House to be the amendment by Representative Ellis and others to page 2, line 11.

Mr. Pruitt moved adoption of the following amendment to the Ellis amendment:

On line 6 of the amendment after "minor" insert ": PROVIDED, That the physician gains the consent of the unemancipated minor"

Representatives Pruitt, Lewis, Wang and Rinehart spoke in favor of the amendment to the amendment, and Representatives Ellis, Stratton and Patrick spoke against it.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Pruitt to the Ellis amendment to Substitute House Bill No. 226, and the amendment to the amendment was not adopted by the following vote: Yeas, 33; nays, 65; not voting, 0.

Voting yea: Representatives Becker, Brekke, Burns, Ehlers, Eng, Erickson, Galloway, Garrett, Granlund, Gruger, King J., King R., Kreidler, Lane, Lewis, Lux, Maxie, Monohon, Nelson D., Prince, Pruitt, Rinehart, Rust, Sanders, Sherman, Sommers, Teutsch, Thompson, Tupper, Valle, Wang, Warnke, Wilson.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, Leonard, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Rosbach, Salatino, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, Vander Stoep, Walk, Williams, Winsley, and Mr. Speaker.

The Speaker stated the question before the House to be the amendment by Representative Ellis and others.

Mr. Ellis spoke in favor of the amendment, and Mr. Tupper spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Ellis and others to page 2, line 11 of Substitute House Bill No. 226, and the amendment was adopted by the following vote: Yeas, 59; nays, 39; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Grimm, Hastings, Heck, Houchen, Isaacson, James, Johnson, Leonard, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Rosbach, Schmidt, Scott, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, Vander Stoep, Walk, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Erickson, Galloway, Garrett, Granlund, Gruger, Hankins, Hine, King J., King R., Kreidler, Lane, Lewis, Lux, Maxie, Monohon, Nelson D., Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Sherman, Smith, Sommers, Teutsch, Thompson, Tupper, Valle, Wang, Warnke, Wilson.

Substitute House Bill No. 226 was ordered engrossed and passed to Committee on Rules for third reading.

SUBSTITUTE HOUSE BILL NO. 490:

The House resumed consideration of the bill on second reading.

The Speaker stated the question before the House to be the motion by Representative Williams that Substitute House Bill No. 490 be rereferred to Committee on Appropriations - General Government.

With the consent of the House, Mr. Williams withdrew the motion.

The Speaker stated the question before the House to be the amendment by Representative Rinehart to page 1, line 22.

Representatives Rinehart and Nelson (D) spoke in favor of the amendment, and Representatives Hastings and Scott spoke against it.

Ms. Rinehart spoke again in favor of the amendment.

The amendment was not adopted.

Ms. Rinehart moved adoption of the following amendment:

On page 1, beginning on line 28 strike all of section 2 and renumber the remaining section consecutively.

Representatives Rinehart, Chandler and Nisbet spoke in favor of the amendment, and Mr. Hastings spoke against it.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Rinehart to page 1, line 28 of Substitute House Bill No. 490, and the amendment was not adopted by the following vote: Yeas, 47; nays, 51; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Becker, Bender, Brekke, Burns, Chandler, Ehlers, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Granlund, Greengo, Gruger, Heck, Hine, King J., King R., Lux, Martinis, Maxie, McDonald, Mitchell, Nelson D., Nisbet, North, Patrick, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Williams, Winsley.

Voting nay: Representatives Addison, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Garrett, Garson, Grimm, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Leonard, Lewis, Lundquist, McCormick, McGinnis, Monohon, Nelson G. A., Nickell, O'Brien, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Vander Stoep, Warnke, Wilson, and Mr. Speaker.

Substitute House Bill No. 490 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 570, by Representative Bickham:

Revising laws on interest on life insurance loans.

The bill was read the second time. On motion of Mr. Dawson, Substitute House Bill No. 570 was substituted for House Bill No. 570, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 570 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 724, by Committee on State Government and Representatives Addison, Nelson (G) and Sanders:

Providing for improvement in the productivity in state government.

The bill was read the second time. On motion of Mr. Addison, Substitute House Bill No. 724 was substituted for House Bill No. 724, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 724 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 101, by Committee on Ethics, Law and Justice and Representatives Ellis and Ehlers:

Creating a state office of administrative hearings.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 101 was substituted for House Bill No. 101, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 101 was read the second time.

MOTIONS

On motion of Mr. Nelson (G), HOUSE BILL NO. 657 was rereferred to Committee on Revenue.

On motion of Mr. Nelson (G), House Bill No. 257 was placed on the calendar for immediate consideration.

HOUSE BILL NO. 257, by Representatives Van Dyken, Becker, Fiske, Lundquist, Fancher, Barr, Thompson and Greengo:

Providing for supplemental police protection in border areas.

The bill was read the second time. On motion of Mr. Van Dyken, Second Substitute House Bill No. 257 was substituted for House Bill No. 257, and the second substitute bill was placed on the calendar for second reading.

MOTION FOR RECONSIDERATION

Mr. Van Dyken, having voted on the prevailing side, moved that the House reconsider the vote by which Second Substitute House Bill No. 257 was substituted for House Bill No. 257.

Representatives Van Dyken, Rinehart, Becker, Lundquist, Fiske and Rust spoke against the motion, and Representatives Greengo, Sommers and Flanagan spoke in favor of it.

Mr. Van Dyken spoke again in opposition to the motion to reconsider.

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

ROLL CALL

The Clerk called the roll on the motion to reconsider the vote by which Second Substitute House Bill No. 257 was substituted for House Bill No. 257, and the motion was lost by the following vote: Yeas, 38; nays, 60; not voting, 0.

Voting yea: Representatives Addison, Amen, Barrett, Berleen, Bickham, Bond, Brekke, Cantu, Chamberlain, Chandler, Dickie, Eberle, Eng, Erickson, Fancher, Flanagan, Galloway, Garson, Greengo, Hastings, James, King J., Kreidler, Lux, Maxie, McDonald, Nelson D., North, Pruitt, Rust, Salatino, Sanders, Smith, Sommers, Thompson, Valle, Wang, Williams.

Voting nay: Representatives Barnes, Barr, Becker, Bender, Brown, Burns, Clayton, Dawson, Ehlers, Ellis, Erak, Fiske, Gallagher, Garrett, Granlund, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, Johnson, King R., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rinehart, Rosbach, Schmidt, Scott, Sherman, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Wilson, Winsley, and Mr. Speaker.

Second Substitute House Bill No. 257 was read the second time.

Mr. Greengo moved adoption of the following amendment:

On page 1, beginning on line 15 strike the remainder of the bill and insert:

***NEW SECTION.** Sec. 2. There is added to chapter 82.14 RCW a new section to read as follows:

The governing body of any city within a border area or the governing body of any county containing a border area may, after approval by a majority of the voters therein, impose an additional sales and use tax in accordance with the terms of this chapter. The tax shall be collected from those persons who are taxable by the state under chapters 82.08 and 82.12 RCW, upon the occurrence of any taxable event within the county or city. The rate of tax under this section shall not exceed one-tenth of one percent: PROVIDED, That if a county imposes a tax under this section, the rate of tax imposed under this section by a city therein shall not exceed eighty-five percent of the rate imposed by the county.

As used in this section, "border area" means an area within seven miles of the Washington-Canadian border and that area of Whatcom County commonly referred to as Point Roberts.

NEW SECTION. Sec. 3. Sections 1 and 2 of this act expire on July 1, 1987."

Mr. Greengo spoke in favor of the amendment, and Representatives Becker and Van Dyken spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Greengo to page 1, line 15 of Second Substitute House Bill No. 257, and the amendment was not adopted by the following vote: Yeas, 18; nays, 77; not voting, 3.

Voting yea: Representatives Bickham, Brekke, Chandler, Clayton, Dickie, Eberle, Eng, Flanagan, Greengo, Lewis, Nelson D., Nisbet, North, Salatino, Sanders, Sommers, Sprague, Williams.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bond, Brown, Burns, Cantu, Chamberlain, Dawson, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Schmidt, Scott, Sherman, Smith, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Hastings, Isaacson, Warnke.

Mr. Greengo moved adoption of the following amendments:

On page 1, line 20 strike "~~Forty-nine and three-fourths~~" and insert "Fifty"

On page 1, line 20 strike "~~forty~~" and insert "thirty-nine and three-fourths"

Mr. Greengo spoke in favor of the amendments, and Mr. Van Dyken spoke against them.

POINT OF INQUIRY

Mr. Van Dyken yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Van Dyken, how many taverns do you have in the border area and is that above the state average?"

Mr. Van Dyken: "I'm sorry to disappoint you, Representative Nelson, but I'm not an expert in such things. I just don't know."

Mr. Nelson (D) spoke in favor of the amendment.

The amendment was not adopted.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Second Substitute House Bill No. 257 was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 257, and the bill passed the House by the following vote: Yeas, 85; nays, 11; not voting, 2.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson G. A., Nickell, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Filly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Bender, Brekke, Chandler, Eng, Greengo, Nelson D., Nisbet, Salatino, Sommers, Wang.

Not voting: Representatives McGinnis, Thompson.

Second Substitute House Bill No. 257, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 444, by Committee on Energy and Utilities and Representatives Tupper, Brekke, Bickham, Bond, Sprague, Hine, Bender, Isaacson, Eberle, Dickie and Ellis:

Requiring donations made by public service companies to be considered operating expenses.

The bill was read the second time. On motion of Mr. Tupper, Substitute House Bill No. 444 was substituted for House Bill No. 444, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 444 was read the second time.

Mr. Isaacson moved adoption of the following amendment:

On page 1, line 26 after "purposes" strike everything down to and including "each" on page 2, line 1, and insert "PROVIDED, That the public service company, in accordance with the rules established by the WUTC, include annually a notice in its billing which delineates all contributions which have been included in its operating expenses".

Mr. Isaacson spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Isaacson yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Isaacson, in your amendment, is it your intent that when the UTC develops rules to regulate the reporting of contributions in this bill, that they will be somewhat free to allow contributions to similar organizations to be consolidated for the purpose of reducing the reporting requirements? For example, I know that utilities service companies in the state will give to numerous United Way organizations around the state, local United Way organizations, Boy Scouts in various areas, Junior Achievement, Red Cross, Future Farmers, senior centers—those kinds of organizations which have units or chapters around the state. My question is, is it your intent that under the rules, the UTC then would allow those to be grouped together for the purposes of facilitating and reducing the costs of reporting?"

Mr. Isaacson: "That's correct. They should only report the parent organization and the individual chapters need not be listed."

Mr. Nelson (D): "So your intent is, that indeed the actual recipients of the contributions be listed and they not be listed as general groups of charity, scientific and educational?"

Mr. Isaacson: "That is correct. The actual name of the organization should be listed but the individual chapters under that organization would not be listed."

Representatives Nelson (D) and Tupper spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Isaacson yielded to question by Ms. Stratton.

Ms. Stratton: "Are we also going to ask them to declare the additional cost of administering this regulation that we're putting on them?"

Mr. Isaacson: "As I understand it, to lump sum the contributions will be a minimal cost, but it will provide the consumer with a statement that would indicate how much of their payments are being spent for contributions."

Ms. Stratton: "You do not anticipate, then, additional cost to a company which has thousands of accounts and has to prepare these statements?"

Mr. Isaacson: "Representative Stratton, I think the people who are keeping track of this have to keep track of what their contributions are for the sake of reporting them as expense to WUTC, and so that bookkeeping part has already been established and would be useful in reporting the same information to the consumers as they report to the WUTC."

The amendment was adopted.

The Clerk read the following amendment by Representative Nelson (D):

On page 1, line 29 after "recipient" insert "organization"

With the consent of the House, Mr. Nelson (D) withdrew the amendment.

Substitute House Bill No. 444 was ordered engrossed. On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Tupper spoke in favor of passage of the bill, and Mr. Barnes spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 444, and the bill passed the House by the following vote: Yeas, 51; nays, 45; not voting, 2.

Voting yea: Representatives Barrett, Bender, Bickham, Bond, Brekke, Brown, Chamberlain, Chandler, Eberle, Ellis, Erickson, Fancher, Gallagher, Garson, Greengo, Hastings, Hine, Isaacson, Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McGinnis, Mitchell, Nelson D., Nelson G. A., Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Salatino, Schmidt, Scott, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Barnes, Barr, Becker, Berleen, Burns, Cantu, Clayton, Dawson, Dickie, Ehlers, Eng, Erak, Fiske, Flanagan, Galloway, Garrett, Granlund, Grimm, Gruger, Hankins, Heck, Houchen, James, Johnson, King J., King R., Lux, Maxie, Monohon, Nickell, North, Owen, Pruitt, Rinchart, Rust, Sanders, Sherman, Smith, Sommers, Thompson, Valle, Walk, Wang, Winsley.

Not voting: Representatives Amen, McDonald.

Engrossed Substitute House Bill No. 444, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 446, by Committee on Labor and Economic Development and Representatives Isaacson, Sanders, Hankins, Hastings and Struthers:

Modifying provisions on the state energy fair.

The bill was read the second time.

Ms. Brekke moved adoption of the following amendment by Representatives Brekke and Isaacson:

On page 1, line 20 after "commission." insert "The commission shall require that a balanced and practical presentation of energy saving technological developments, energy efficiency improvements and conservation methods which can stimulate the most efficient use of existing energy resources in the state and the northwest region be provided in the demonstrations and exhibitions of Energy Fair '83."

Representatives Brekke and Isaacson spoke in favor of the amendment, and it was adopted.

House Bill No. 446 was ordered engrossed and passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), HOUSE BILL NO. 489 was rereferred to Committee on Ways and Means.

HOUSE BILL NO. 626, by Committee on Ethics, Law and Justice and Representatives Ellis, Walk and Owen:

Providing civil and criminal penalties for certain acts relating to pornography and moral nuisances.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 626 was substituted for House Bill No. 626, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 626 was read the second time.

Mr. Wang moved adoption of the following amendment:
On page 2, line 16 strike "and character"

Mr. Wang spoke in favor of the amendment, and Mr. Bond spoke against it.

The amendment was not adopted.

Mr. Lux moved adoption of the following amendments:
On page 2, line 17 after "sexual" insert "or violent"
On page 3, line 22 after "lust" insert "violence"

Representatives Lux and Ellis spoke in favor of the amendments, and they were adopted.

Mr. Lux moved adoption of the following amendment:

On page 2, line 30 after "genital area" insert ";

(iii) Violent or destructive acts, including but not limited to human or animal mutilation, dismemberment, rape, torture, assault or battery and particularly violence against women and children."

Representatives Lux and Ellis spoke in favor of the amendment, and it was adopted.

Mr. Wang moved adoption of the following amendment:
On page 4, line 1 strike "a regular" and insert "the sole"

Mr. Wang spoke in favor of the amendment, and Mr. Bond spoke against it.

The amendment was not adopted.

Mr. Wang moved adoption of the following amendment:

On page 4, beginning on line 11 after "trade" strike all material down to and including "exist" on line

16

Mr. Wang spoke in favor of the amendment, and Mr. Bond spoke against it.

The amendment was not adopted.

Mr. Nelson (D) moved adoption of the following amendment:

On page 4, line 22 after "(a)" strike all material down to and including "(b) on line 23 and reletter the subsections consecutively.

Representatives Nelson (D) and Ellis spoke in favor of the amendment, and it was adopted.

Mr. Wang moved adoption of the following amendment:

On page 4, beginning on line 26 after "located" strike all material down to and including "files" on line

32

Mr. Wang spoke in favor of the amendment, and Mr. Bond spoke against it.

POINT OF INQUIRY

Mr. Bond yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Bond, what does the word 'bond' or the action of filing a bond mean in this case? Does the person have to put down a thousand dollars or only a portion of that amount? What happens to that bond at some point after the action is filed and dispensed with?"

Mr. Bond: "The normal course of events in this kind of a situation is that if the citizen who brings the suit loses, he loses his bond either in the form of a bond or the thousand dollars."

Mr. Nelson (D): "On the other hand, if the person wins the suit then he gets the money back? What if the suit is thrown out?"

Mr. Bond: "I think the judge usually, in the case where a bond is required to be posted, determines whether or not the action was brought frivolously and that would probably constitute the loss of the bond."

Mr. Nelson (D): "How much does a person actually have to put down? Is it the full amount of the bond?"

Mr. Bond: "You have to guarantee sufficient financial strength so they can get you for the full thousand dollars. The bond is a temporary device which enables you to satisfy the situation without putting up the full amount, but if you lose, you have to find the thousand plus what the bond costs you."

The amendment was not adopted.

Mr. Nelson (D) moved adoption of the following amendments:

On page 5, beginning on line 14 after "sold," strike all material down to and including "manner." on line 15

On page 5, line 28 strike "first"

On page 6, beginning on line 25 after "count," strike all material down to and including "count." on line 26.

On page 6, line 28 strike "first"

Representatives Nelson (D) and Ellis spoke in favor of the amendments, and they were adopted.

Substitute House Bill No. 626 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 677, by Committee on Transportation and Representatives Schmidt, Wilson, Eberle, Houchen, Owen, McCormick, James, Lundquist, Nisbet and Berleen:

Granting emergency powers to the governor to operate the Puget Sound ferry and toll bridge system.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Wilson, the committee amendments were adopted.

The bill was ordered engrossed and passed to Committee on Rules for third reading.

POINT OF PARLIAMENTARY INQUIRY

Mr. O'Brien: "What legislative day are we now on?"

The Speaker: "The same one we've been on all day, Representative O'Brien."

Mr. O'Brien: "The day stopped at 12 midnight."

The Speaker: "Representative O'Brien, in your many years of service here in the Legislature, I think you are well aware of the long-standing tradition and the rather historic proportions that this Legislature has followed in both the House and the Senate to figure that the business of the day is concluded when the House adjourns that day. As a matter of fact, I was expecting you would probably ask me such a question, so I went back and took a look in the Journal."

Mr. O'Brien: "Let's hear the ruling."

The Speaker: "You didn't ask for a ruling; you asked for a point of parliamentary inquiry."

Mr. O'Brien: "I'm asking you to rule on whether or not this is the 80th day or the 81st day."

The Speaker: "This is the 80th legislative day until we adjourn."

Mr. O'Brien: "I don't believe it is. It ends at midnight and we're beginning a new legislative day."

The Speaker: "As a matter of fact, Representative O'Brien, because I know there is certain confirmation in the Senate, I checked in the Senate and found that the Lieutenant Governor, a gentleman I know you have a great deal of respect for and have followed the rulings he

has made over the years, and the traditions of the Senate have been well known. The Lieutenant Governor is so widely respected as to have been reelected over and over again because of the way he has dealt with parliamentary procedures, and I know that he has given you advice over the years as to how to rule in this House, and he has decided today is still the 80th day and that we may continue until we adjourn.

"Question by Representative O'Brien at the hour of 12 midnight in the year of 1972, asking of Speaker Swayze which day it was, the same sort of a problem, the Speaker said, 'Yes, in my opinion we are still in the 41st day. I examined the rules of this House and numerous sections of Reed's Rules of Order earlier this evening as we approached the midnight deadline and I find no reference in either our rules or Reed's Rules that midnight is the end of any particular working day.' Of course, Representative O'Brien, you would agree that we should follow and honor ancient and honorable traditions of this House."

HOUSE BILL NO. 261, by Representatives Sanders, Barrett, Isaacson, Owen, Scott, McCormick, Hastings, Flanagan and Eberle:

Creating an action for damages for loss of value as a result of land use regulation.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendment, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Isaacson, the committee amendment was adopted.

Ms. Erickson moved adoption of the following amendment:

On page 3, following subsection (8), add new subsections as follows:

"(9) 'Economic benefit' means the increase in value accruing to any property owner as a result of an act by any public entity subject to this act.

(10) 'Appraised property value' means the value of property as established by a county assessor."

Ms. Erickson spoke in favor of the amendment, and Mr. Barrett spoke against it.

POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. King (R).

Mr. King (R): "Representative O'Brien, could you tell me what day this is and what time it is?"

Mr. O'Brien: "It's ten after 12 on the 81st legislative day."

POINT OF PARLIAMENTARY INQUIRY

Mr. Nelson (G): "Which legislative day are we presently working under?"

The Speaker: "I still say it's the 80th day, Representative Nelson."

The amendment by Representative Erickson was not adopted.

Ms. Hine moved adoption of the following amendment:

On page 7, following line 35 add new sections as follows:

NEW SECTION. Sec. 6. If any action by a public entity other than a regulation, whether formal or informal, and whether initiated by the public entity itself or accomplished in response to a referendum, initiative, application, motion, or other act has the economic effect of increasing the value or use, or substantially improves the marketability of any real property or its economic return, then the public entity shall have a cause of action to share in the proceeds of such increased value or use or economic return.

NEW SECTION. Sec. 7. In determining whether the economic effect of any action by a public entity is substantial and has the effect of increasing the value or use, or substantially improves the marketability of any real property or its economic return, and whether a local entity is entitled to share in any economic benefit to a property owner, a court shall consider all relevant evidence, including the following:

(a) Increase in fair market value of the property in percentage terms and in terms of actual monetary gains;

(b) The regulatory status and use of adjacent property and other comparable property in the same geographic area;

(c) The reasonable economic expectations of the property owner;

(d) Any acts, omissions, policies, or representations of the public entity or its officers, employees, representatives, or agents which, considered in the full factual context, assist in creating a substantial increase in the value, use, or marketability of any real property or its economic return."

Renumber the remaining sections consecutively.

Representatives Hine, Stratton and Van Dyken spoke in favor of the amendment, and Representatives Sanders and Barrett spoke against it.

MOTION

On motion of Mr. Nelson (G), further consideration of House Bill No. 261 was deferred, and the bill was ordered placed at the bottom of the second reading calendar.

HOUSE BILL NO. 355, by Committee on Transportation and Representatives Eberle and Wilson:

Limiting penalties for the traffic infraction of energy waste.

The bill was read the second time. On motion of Mr. Wilson, Substitute House Bill No. 355 was substituted for House Bill No. 355, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 355 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 699, by Committee on Financial Institutions and Insurance and Representative McGinnis:

Providing limited protection for insurance companies in their reliance on arson reports.

The bill was read the second time. On motion of Mr. McGinnis, Substitute House Bill No. 699 was substituted for House Bill No. 699, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 699 was read the second time.

Mr. Lux moved adoption of the following amendment by Representatives Lux and Eng: On page 1, line 18 after "placed" strike "significant" and insert "reasonable"

Representatives Lux and Dawson spoke in favor of the amendment, and it was adopted.

On motion of Mr. Padden, the following amendments by Representatives Dawson and Padden were adopted:

On page 1, line 26 before "investigation" insert "active"

On page 1, line 26 after "terminates" strike all material down to and including "responsible" on line 27 and insert "unless the investigation affirmatively indicated that the insured was responsible"

Substitute House Bill No. 699 was ordered engrossed and passed to Committee on Rules for third reading.

HOUSE BILL NO. 555, by Committee on Labor and Economic Development and Representatives Sanders, Patrick and Scott:

Modifying the regulation of escrow agents and officers.

The bill was read the second time. On motion of Mr. Nelson (G), Substitute House Bill No. 555 was substituted for House Bill No. 555, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 555 was read the second time and passed to Committee on Rules for third reading.

HOUSE BILL NO. 652, by Representatives Isaacson, Valle, Barr, Nisbet, Scott, Tupper, Hankins, Dawson, Addison, Wang, Barnes, Rinehart, Gruger, Sherman, Hine, Nelson (D) and Johnson (by Governor Spellman request):

Enacting the Northwest Interstate Compact on Low-Level Radioactive Waste Management.

The bill was read the second time. On motion of Ms. Rosbach, Substitute House Bill No. 652 was substituted for House Bill No. 652, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 652 was read the second time.

Mr. Williams moved adoption of the following amendment:

On page 6, after line 20 insert the following:

***NEW SECTION. Sec. 2.** The person designated as Washington representative to the committee as specified in Article V shall adhere to all provisions of the low-level radioactive waste compact. In considering special conditions or arrangements for access to the state's facilities from wastes generated outside of the region, the committee member shall ensure, at a minimum, compliance with the provisions of Article IV,

section 3. Approved access of such wastes to the state's facility shall only be made if such waste constitutes an emergency or exceptional condition for which no other feasible alternative is available.

NEW SECTION. Sec. 3. The official designated by the governor as the person responsible for administration of this compact shall be subject to confirmation by the senate."

Remember the remaining sections consecutively.

Mr. Williams spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Williams yielded to question by Mr. Isaacson.

Mr. Isaacson: "Representative Williams, have these amendments been reviewed by the Governor's office as to their acceptability to the compact bill?"

Mr. Williams: "They have been reviewed by the Governor's office."

Mr. Isaacson: "Did they find them acceptable?"

Mr. Williams: "They are acceptable to them. They would rather have no amendments, but I would rather have this amendment."

Mr. Isaacson: "They would rather not have the amendments in order to have the bill come through as it was prepared originally and as the Governor and his staff developed the bill?"

Mr. Williams: "Yes, but they had no objections to the amendments."

Representatives Isaacson and Barr spoke against the amendment and Ms. Valle spoke in favor of it.

Representatives Williams and Valle spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Williams to Substitute House Bill No. 652, and the amendment was adopted by the following vote: Yeas, 68; nays, 30; not voting, 0.

Voting yea: Representatives Addison, Barnes, Becker, Bender, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, James, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Sommers, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Barrett, Berleen, Bickham, Bond, Clayton, Dickie, Eberle, Fancher, Flanagan, Hankins, Hastings, Isaacson, Johnson, Leonard, Lewis, Lundquist, Nelson G. A., Nickell, Padden, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Wilson, Winsley.

Ms. Valle moved adoption of the following amendment:

On page 1, strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. The Northwest Interstate Compact on Low-Level Radioactive Waste Management is hereby enacted into law and entered into by the state of Washington as a party, and is in full force and effect between the state and other states joining the compact in accordance with the terms of the compact.

NORTHWEST INTERSTATE COMPACT ON LOW-LEVEL RADIOACTIVE WASTE MANAGEMENT ARTICLE I—Policy and Purpose

The party states recognize that low-level radioactive wastes are generated by essential activities and services that benefit the citizens of the states. It is further recognized that the protection of the health and safety of the citizens of the party states and the most economical management of low-level radioactive wastes can be accomplished through cooperation of the states in minimizing the amount of handling and transportation required to dispose of such wastes and through the cooperation of the states in providing facilities that serve the region. It is the policy of the party states to undertake the necessary cooperation to protect the health and safety of the citizens of the party states and to provide for the most economical management of low-level radioactive wastes on a continuing basis. It is the purpose of this compact to provide the means for such a cooperative effort among the party states so that the protection of the citizens of the states and the maintenance of the viability of the states' economies will be enhanced while sharing the responsibilities of radioactive low-level waste management.

ARTICLE II—Definitions

As used in this compact:

(1) 'Facility' means any site, location, structure, or property used or to be used for the storage, treatment, or disposal of low-level waste, excluding federal waste facilities;

(2) 'Low-level waste' means waste material which contains radioactive nuclides emitting primarily beta or gamma radiation, or both, in concentrations or quantities which exceed federal standards for unrestricted release. Low-level waste does not include waste containing more than ten nanocuries of transuranic contaminants per gram of material, nor spent reactor fuel, nor material classified as either high-level waste or waste which is unsuited for disposal by near-surface burial under any applicable federal regulations;

(3) 'Generator' means any person, partnership, association, corporation, or any other entity whatsoever which, as a part of its activities, produces low-level radioactive waste;

(4) 'Host state' means the state with a facility to which low-level waste is shipped for disposal.

ARTICLE III—Regulatory Practices

Each party state hereby agrees that it will adopt practices which will require low-level waste shipments originating within its borders and destined for a facility within another party state to conform to the applicable packaging and transportation requirements and regulations of the host state. Such practices shall include:

(1) Maintaining an inventory of all generators within the state that have shipped or expect to ship low-level waste to facilities in another party state;

(2) Periodic unannounced inspection of the premises of such generators and the waste management activities thereon;

(3) Authorization of the containers in which such waste may be shipped, and a requirement that generators use only that type of container authorized by the state;

(4) Assurance that inspections of the carriers which transport such waste are conducted by proper authorities, and appropriate enforcement action taken for violations;

(5) After receiving notification from a state in which a facility is located that a generator within the party state is in violation of applicable packaging or transportation standards, the party state will take appropriate action to assure that such violations do not recur. Such action may include inspection of every individual waste shipment by that generator.

Each party state may impose fees upon generators and shippers to recover the cost of the inspections and other practices under this Article. Nothing in this Article shall be construed to limit any party state's authority to impose additional or more stringent standards on generators or carriers than those required under this Article.

ARTICLE IV—Regional Facilities

Section 1. Facilities located in any party state, other than facilities established or maintained by individual waste generators for the management of their own waste material, shall accept low-level waste generated in any party state if such waste has been packaged and transported according to applicable laws and regulations.

Section 2. No facility located in any party state may accept waste generated outside of the region comprised of the party states.

Section 3. Until such time as section 2 of this Article takes effect as provided in Article V, facilities located in any party state may accept low-level waste generated outside of any of the party states only if such waste is accompanied by a certificate of compliance issued by an official of the state in which such waste shipment originated. Such certificate shall be in such form as may be required by the party state in which the facility is located, and shall contain at least the following:

(1) The generator's name and address;

(2) A description of the contents of the waste container;

(3) A statement that the waste being shipped has been inspected by the official who issued the certificate or by his agent or by a representative of the United States Nuclear Regulatory Commission, and found to have been packaged in compliance with applicable federal regulations and such additional requirements as may be imposed by the destination state;

(4) A binding agreement by the state of origin to reimburse any party state for any liability or expense incurred as a result of an accidental release of such waste during shipment or after such waste reaches the facility.

Section 4. Each party state shall cooperate with the other party states in determining the appropriate site of any facility that might be required within the region comprised of the party states, in order to maximize public health and safety while minimizing the use of any one party state as the host of such facilities on a permanent basis. In determining appropriate facility sites, the party states shall evaluate the qualifications of proposed facility sites, including but not limited to hydrology, geology, and climate. Each party state further agrees that decisions regarding waste management facilities in their region will be reached through a good faith process which takes into account the burdens borne by each of the party states as well as the benefits each has received.

Section 5. The party states recognize that the issue of hazardous wastes is similar in many respects to that of radioactive wastes and agree that there are advantages in using a regional approach for all hazardous wastes.

In consideration of the state of Washington maintaining a facility for the disposal of low-level radioactive wastes, the state of Oregon agrees to maintain its existing site for the disposal of hazardous and chemical wastes. Other party states which may have a hazardous waste site also agree to maintain the existence of such sites or other similar facilities.

Section 6. Any party state with a facility may establish a schedule of fees and requirements related to that facility, to assure that closure, perpetual care, and maintenance and contingency requirements are met, including adequate bonding.

ARTICLE V—Eligible Parties and Effective Date

Section 1. Each of the following states is eligible to become a party to this compact: Idaho, Montana, Oregon, Utah, Washington, Colorado, Nevada, and Wyoming. As to any eligible party, this compact shall become effective upon enactment into law by that party, but it shall not become initially effective until enacted into law by two states. Any party state may withdraw from this compact by enacting a statute repealing its approval.

Section 2. After the compact has initially taken effect pursuant to section 1 of this Article, any eligible party state may become a party to this compact by the execution of an executive order by the governor of the state. Any state which becomes a party in this manner shall cease to be a party upon the final adjournment of the next general or regular session of its legislature or July 1, 1983, whichever occurs first, unless the compact has by then been enacted as a statute by that state.

ARTICLE VI—Severability

If any provision of this compact, or its application to any person or circumstance, is held to be invalid, all other provisions of this compact, and the application of all of its provisions to all other persons and circumstances, shall remain valid, and to this end the provisions of this compact are severable.

NEW SECTION. Sec. 2. (1) There is created the Washington radioactive waste storage commission. The commission shall be composed of seven members selected as follows:

- (a) Two members of the house of representatives appointed by the speaker, one from each major party;
- (b) Two members of the senate appointed by the majority leader, one from each major party;
- (c) One member appointed by the governor;
- (d) One representative of the department of social and health services; and
- (e) One representative of the Washington state patrol.

(2) Vacancies shall be filled as soon as possible from the same political party as the original appointments.

(3) The commission members shall select one member to serve as chairperson and secretary. The chairperson, with the approval of the commission, may hire and discharge personnel as may be necessary for the performance of the commission's functions.

(4) The commission has the authority on behalf of the state of Washington to negotiate and enter into contracts with other individual states which have enacted the compact set forth in section 1 of this act. The contracts shall reflect the varying needs of the individual states.

(5) The commission shall report biannually to the governor and to the legislature on the progress of compact negotiations.

(6) All departments, agencies, and officers of this state and its subdivisions shall cooperate with the commission in the furtherance of any of its activities pursuant to this chapter.

(7) The commission may establish advisory and technical committees as it deems necessary, membership on which may include private citizens, expert and lay personnel, representatives of industry, labor, commerce, agriculture, civic associations, medicine, education, voluntary health agencies, and officials of local, state, and federal government.

NEW SECTION. Sec. 3. Sections 1 and 2 of this act constitute a new chapter in Title 43 RCW.

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Ms. Valle spoke in favor of the amendment.

POINT OF INQUIRY

Ms. Valle yielded to question by Mr. Isaacson.

Mr. Isaacson: "Representative Valle, if I understand your testimony, you are saying that the law we have put together to establish the compact without this amendment would permit the other states in the compact to tell us what to do? Is that what you just said?"

Ms. Valle: "That's right."

Mr. Isaacson: "Then, Representative Valle, why do we have a statement in the law then that says the other states in the compact must abide by our packaging and handling and transportation regulations or they are not permitted to ship their wastes through our state?"

Ms. Valle: "I did say that's regulatory language and it was included and is part of the whole state. That is a protection for us and I agree with you, but, in addition, Representative Isaacson, from what I read in the Substitute House Bill No. 652, I read that other decisions that are made by the compact that do not concern outside wastes, the rest of the states could outvote the state of Washington. Other decisions are not placed in statute."

Mr. Isaacson: "As I recall, in the bill, didn't we include language that said it had to be under an emergency condition in order to consider such outside wastes? Wasn't that part of the definition?"

Ms. Valle: "I just did say, with exception of wastes outside, but other decisions that are not here written. I interpret the bill to mean that other member states, if they outvote the state of Washington, may so do."

Representatives Isaacson and Barr spoke against the amendment, and Ms. Rinehart spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Valle to Substitute House Bill No. 652, and the amendment was not adopted by the following vote: Yeas, 42; nays, 56; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Substitute House Bill No. 652 was ordered engrossed and passed to Committee on Rules for third reading.

MOTION

Mr. Patrick moved that the Rules Committee be relieved of HOUSE BILL NO. 291, and the bill be placed on the second reading calendar for immediate consideration.

Mr. Patrick spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the Rules Committee be relieved of House Bill No. 291, and the bill be placed on the second reading calendar, and the motion failed to receive the required sixty percent approval by the following vote: Yeas, 45; nays, 52; not voting, 1.

Voting yea: Representatives Barrett, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Gruger, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative McCormick.

HOUSE BILL NO. 230, by Representatives McGinnis, King (R), Bickham and Erak:

Regulating insurance rates.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. McGinnis, the committee amendments were adopted.

On motion of Mr. Wang, the following amendments were adopted:

On page 3, line 17 after "without" insert "clear, direct, and substantial"

On page 3, line 17 after "competition" insert "both in rates and in availability among all rating classes on a widespread geographical basis throughout this state"

On page 3, line 33 after "state" insert ", insurance is available from more than one insurer to place any risk."

On page 4, following section 4, add a new section as follows:

***NEW SECTION. Sec. 5. COMMISSIONER TO MONITOR COMPETITION.** The commissioner shall monitor competition among insurers for each line of insurance subject to this chapter. If the commissioner in his or her discretion determines that clear, direct and substantial competition is absent or insufficient to keep rates from becoming excessive, the commissioner shall hold a hearing to determine whether a line of insurance should be exempt from this chapter pursuant to section 3(2)(h) of this act."

Renumber the remaining sections consecutively.

The bill was ordered engrossed. On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 230 was placed on final passage.

Representatives McGinnis, Dawson and King (R) spoke in favor of passage of the bill, and Representatives O'Brien and Lux spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 230, and the bill passed the House by the following vote: Yeas, 57; nays, 40; not voting, 1.

Voting yea: Representatives Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Garson, Hankins, Hastings, Houchen, Isaacson, Johnson, King J., King R., Lane, Leonard, Lewis, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Rosbach, Salatino, Sanders, Schmidt, Smith, Sommers, Sprague, Stratton, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Amen, Becker, Bender, Brekke, Brown, Burns, Clayton, Ehlers, Erickson, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, James, Kreidler, Lundquist, Lux, Maxie, Monohon, Nelson D., Nickell, North, O'Brien, Owen, Prince, Pruitt, Rinehart, Rust, Scott, Sherman, Taylor, Thompson, Valle, Walk, Warnke.

Not voting: Representative Hine.

Engrossed House Bill No. 230, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

I was recorded as having voted in favor of House Bill No. 230 on April 1, 1981. I wish to note that this vote was in error, and my intention was to vote "Nay."

HELEN SOMMERS, 36th District.

SUBSTITUTE HOUSE BILL NO. 101:

The House resumed consideration of the bill on second reading.

On motion of Mr. Chandler, the following amendment was adopted:

On page 42, line 10 after "of" strike "....." and insert "\$120,000"

On motion of Mr. Tilly, the following amendments by Representatives Tilly and Salatino were adopted:

On page 8, line 28 insert the following new section:

"Sec. 15. Section 73, chapter 151, Laws of 1979 as amended by section 3, chapter 265, Laws of 1979 ex. sess. and RCW 42.17.240 are each amended to read as follows:

(1) Every elected official (except president, vice president, and precinct committeemen), every chief executive state officer as specified in RCW 43.17.020, as now or hereafter amended, the chief administrative law judge, the director of financial management, the director of personnel, the director of the planning and community affairs agency, the director of the state system of community colleges, the executive director of the data processing authority, the executive secretary of the forest practice appeals board, the director of the gambling commission, the director of the higher education personnel board, the secretary of transportation, the executive secretary of the horse racing commission, the executive secretary of the human rights commission, the administrator of the interagency committee for outdoor recreation, the director of parks and recreation, the executive secretary of the board of prison terms and paroles, the administrator of the public disclosure commission, the director of retirement systems, the secretary of the utilities and transportation commission, the executive secretary of the board of tax appeals, the secretary of the state finance committee, the president of each of the regional and state universities and the president of The Evergreen State College, each district and each campus president of each state community college, each professional staff member of the office of the governor, each professional staff member of the legislature, and each member of the state board for community college education, data processing authority, forest practices board, forest practices appeals board, gambling commission, game commission, higher education personnel board, transportation commission, horse racing commission, human rights commission, board of industrial insurance appeals, liquor control board, interagency committee for outdoor recreation, parks and recreation commission, personnel board, board of prison terms and paroles, public disclosure commission, public employees' retirement system board, public pension commission, University of Washington board of regents, Washington State

University board of regents, board of tax appeals, teachers' retirement system board of trustees, Central Washington University board of trustees, Eastern Washington University board of trustees, The Evergreen State College board of trustees, Western Washington University board of trustees, board of trustees of each community college, and the utilities and transportation commission, shall after January 1st and before April 15th of each year for the preceding calendar year; and every candidate, and every person appointed to fill a vacancy in an elective office (except for the offices of president, vice president, and precinct committeeman) shall, within two weeks of becoming a candidate or being appointed to such elective office, and every person appointed to the appointive positions enumerated herein shall, within two weeks of being so appointed, for the preceding twelve months; file with the commission a written statement sworn as to its truth and accuracy stating for himself and all members of his immediate family: PROVIDED, That no individual shall be required to file more than once in any calendar year: PROVIDED HOWEVER, That a statement of a candidate or appointee filed during the period January 1st to April 15th shall cover the period from January 1st of the preceding calendar year to the time of candidacy or appointment if the filing of such statement would relieve the individual of a prior obligation to file a statement covering the entire preceding calendar year:

(a) Occupation, name of employer, and business address; and
 (b) Each bank or savings account or insurance policy in which any such person or persons owned a direct financial interest which exceeded five thousand dollars at any time during such period; each other item of intangible personal property in which any such person or persons owned a direct financial interest, the value of which exceeded five hundred dollars during such period; and the name, address, nature of entity, nature and highest value of each such direct financial interest during the reporting period; and

(c) The name and address of each creditor to whom the value of five hundred dollars or more was owed; the original amount of each debt to each such creditor; the amount of each debt owed to each creditor as of the date of filing; the terms of repayment of each such debt; and the security given, if any, for each such debt: PROVIDED, That debts arising out of a "retail installment transaction" as defined in chapter 63.14 RCW (Retail Installment Sales Act) need not be reported; and

(d) Every public or private office, directorship and position as trustee held; and
 (e) All persons for whom any legislation, or any rule, rate, or standard has been prepared, promoted, or opposed for current or deferred compensation: PROVIDED, That for the purposes of this subsection, "compensation" shall not include payments made to the person reporting by the governmental entity for which such person serves as an elected or appointed public officer or professional staff member for his service in office; the description of such actual or proposed legislation, rules, rates, or standards; and the amount of current or deferred compensation paid or promised to be paid; and

(f) The name and address of each governmental entity, corporation, partnership, joint venture, sole proprietorship, association, union, or other business or commercial entity from whom compensation has been received in any form of a total value of five hundred dollars or more; the value of such compensation; and the consideration given or performed in exchange for such compensation; and

(g) The name of any corporation, partnership, joint venture, association, union, or other entity in which is held any office, directorship, or any general partnership interest, or an ownership interest of ten percent or more; the name or title of that office, directorship, or partnership; the nature of ownership interest; and with respect to each such entity: (i) With respect to a governmental unit in which the official holds any office or position, if such entity has received compensation in any form during the preceding twelve months from such governmental unit, the value of such compensation and the consideration given or performed in exchange for such compensation; (ii) The name of each governmental unit, corporation, partnership, joint venture, sole proprietorship, association, union, or other business or commercial entity from which such entity has received compensation in any form in the amount of two thousand five hundred dollars or more during the preceding twelve months and the consideration given or performed in exchange for such compensation: PROVIDED, That the term "compensation" for purposes of this subsection (1)(g)(ii) shall not include payment for water and other utility services at rates approved by the Washington state utilities and transportation commission or the legislative authority of the public entity providing such service: PROVIDED, FURTHER, That with respect to any bank or commercial lending institution in which is held any such office, directorship, partnership interest, or ownership interest, it shall only be necessary to report either the name, address, and occupation of every director and officer of such bank or commercial lending institution and the average monthly balance of each account held during the preceding twelve months by such bank or commercial lending institution from the governmental entity for which the individual is an official or candidate or professional staff member, or all interest paid by a borrower on loans from and all interest paid to a depositor by such bank or commercial lending institution if such interest exceeds six hundred dollars; and

(h) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds two thousand five hundred dollars in which any direct financial interest was acquired during the preceding calendar year, and a statement of the amount and nature of the financial interest and of the consideration given in exchange for such interest; and

(i) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds two thousand five hundred dollars in which any direct financial interest was divested during the preceding calendar year, and a statement of the amount and nature of the consideration received in exchange for such interest, and the name and address of the person furnishing such consideration; and

(j) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds two thousand five hundred dollars in which a direct financial interest was held: PROVIDED, That if a description of such property has been included in a report previously filed, such property may be listed, for purposes of this provision, by reference to such previously filed report; and

(k) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds five thousand dollars, in which a corporation, partnership, firm, enterprise, or other entity had a direct financial interest, in which corporation, partnership, firm or enterprise a ten percent or greater ownership interest was held; and

(l) Such other information as the commission may deem necessary in order to properly carry out the purposes and policies of this chapter, as the commission shall by rule prescribe.

(2) Where an amount is required to be reported under subsection (1), paragraphs (a) through (k) of this section, it shall be sufficient to comply with such requirement to report whether the amount is less than one thousand dollars, at least one thousand dollars but less than five thousand dollars, at least five thousand dollars but less than ten thousand dollars, at least ten thousand dollars but less than twenty-five thousand dollars, or twenty-five thousand dollars or more. An amount of stock may be reported by number of shares instead of by market value. No provision of this subsection shall be interpreted to prevent any person from filing more information or more detailed information than required."

Renumber the sections following consecutively, and correct internal references accordingly.

On page 42, line 18, after "and" strike "39" and insert "40".

On page 1, line 4 of the title, after "34.04.022;" insert "amending section 73, chapter 151, Laws of 1979 as amended by section 3, chapter 265, Laws of 1979 ex. sess. and RCW 42.17.240;"

Substitute House Bill No. 101 was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Ellis and Ehlers spoke in favor of passage of the bill, and Mr. Williams spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 101, and the bill passed the House by the following vote: Yeas, 78; nays, 18; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, Johnson, King R., Kreidler, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Nelson G. A., Nisbet, North, Padden, Patrick, Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Walk, Wang, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Barr, Berleen, Clayton, Fancher, Gallagher, James, King J., Lane, McDonald, McGinnis, Mitchell, Nickell, O'Brien, Rosbach, Tupper, Vander Stoep, Williams, Winsley.

Not voting: Representatives Leonard, Owen.

Engrossed Substitute House Bill No. 101, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 477, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, Van Dyken, Scott, Dawson, Brown, Pruitt, Winsley, Johnson, Lux and Patrick:

Creating the veterans' programs coordinating council.

The bill was read the second time. On motion of Mr. Tupper, Substitute House Bill No. 477 was substituted for House Bill No. 477, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 477 was read the second time.

Mr. Tupper moved adoption of the following amendment by Representatives Tupper and Bender:

On page 1, after line 26 insert the following:

***NEW SECTION.** Section 1. The legislature finds and declares that:

(1) The Vietnam veteran has made the same sacrifices and has the same dedication to our principles as those who fought in other wars;

(2) The Vietnam veteran faces unique and complex problems that have not been adequately addressed by government actions;

(3) That the public has finally recognized the plight of the Vietnam veteran and has determined that it should be resolved;

(4) That the needs of the Vietnam veteran can best be met by the establishment of one-stop multiservice centers; and

(5) That by establishing one-stop multiservice centers at the major centers of population in the state, the vast majority of Vietnam veteran population can be served."

Renumber the remaining sections and correct any internal references.

Mr. Tupper spoke in favor of the amendment.

POINT OF PARLIAMENTARY INQUIRY

Mr. Nelson (G): "Mr. Speaker, if this amendment should be adopted, would it be true that because of section 13, where we are now appropriating the sum of \$1 million, that this measure would have to be referred to the Ways and Means Committee?"

The Speaker: "Essentially what you say is correct. The amendment before us right now is not the entire piece of paper you have. It is only the first amendment to page 1, line 26, that we are now considering. You were speaking to the rest of the amendments, which we could take as a single amendment. If that second amendment is adopted, then the rules of the House say it would have to be referred to a Ways and Means Committee prior to final passage."

POINT OF PARLIAMENTARY INQUIRY

Mr. Chandler: "As I understand your comments, Mr. Speaker, the bill as it is written would not have to go to the Ways and Means Committee?"

The Speaker: "Representative Chandler, the bill as originally drawn would not be required to be referred to a Ways and Means Committee."

Mr. McDonald spoke against the amendment, and it was not adopted.

Ms. Sommers moved adoption of the following amendment by Representatives Sommers, Fiske, Flanagan and Lux:

On page 2, beginning on line 32 strike all of section 4 and renumber the remaining sections consecutively.

Representatives Sommers and Fiske spoke in favor of the amendment, and it was adopted.

MOTION FOR RECONSIDERATION

Mr. Nelson (G), having voted on the prevailing side, moved that the House immediately reconsider the vote by which the amendment by Representative Sommers and others to Substitute House Bill No. 477 was adopted.

The motion was carried.

MOTION

On motion of Mr. Nelson (G), further consideration of Substitute House Bill No. 477 was deferred, and the bill was ordered placed at the bottom of the second reading calendar.

HOUSE BILL NO. 723, by Committee on Local Government and Representative Isaacson:

Modifying provisions relating to governing bodies of metropolitan municipal corporations.

The bill was read the second time.

On motion of Mr. Hastings, the following amendments were adopted:

On page 8, after line 26 insert the following:

"Sec. 8. Section 35.58.030, chapter 7, Laws of 1965 and RCW 35.58.030 are each amended to read as follows:

Any area of the state located in a single county containing two or more cities, at least one of which is a city of the first class, may organize as a metropolitan municipal corporation for the performance of certain functions, as provided in this chapter."

On page 1, line 1 of the title after "corporations;" insert "amending section 35.58.030, chapter 7, Laws of 1965 and RCW 35.58.030;"

The bill was ordered engrossed. On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Isaacson spoke in favor of passage of the bill, and Ms. Lane spoke against it.

Mr. Isaacson spoke again in favor of the bill.

POINT OF INQUIRY

Mr. Isaacson yielded to question by Mr. Greengo.

Mr. Greengo: "Representative Isaacson, I notice that the bill report says that there is permission granted to have property taxes of up to seventy-five cents per thousand. Does that come under the 106% limitation?"

Mr. Isaacson: "That is by special local election at the time of the formation of the district. That would be a separate issue voted on by the people for themselves and upon themselves. It is not included in the 106% levy lid, as I understand it."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 723, and the bill failed to pass the House by the following vote: Yeas, 44; nays, 54; not voting, 0.

Voting yea: Representatives Barnes, Barr, Barrett, Becker, Bickham, Brown, Cantu, Chamberlain, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Garrett, Garson, Hankins, Hastings, Hine, Houchen, Isaacson, James, King J., Lewis, Lundquist, Martinis, McCormick, McGinnis, Mitchell, Monohon, Nelson G. A., Nisbet, North, O'Brien, Owen, Rosbach, Scott, Sommers, Sprague, Struthers, Teutsch, Warnke, Williams, and Mr. Speaker.

Voting nay: Representatives Addison, Amen, Bender, Berleen, Bond, Brekke, Burns, Chandler, Clayton, Dawson, Ehlers, Eng, Fiske, Flanagan, Gallagher, Galloway, Granlund, Greengo, Grimm, Gruger, Heck, Johnson, King R., Kreidler, Lane, Leonard, Lux, Maxie, McDonald, Nelson D., Nickell, Padden, Patrick, Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Sherman, Smith, Stratton, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Wilson, Winsley.

Engrossed House Bill No. 723, having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Mr. Bond, having voted on the prevailing side, served notice that he would, on the next working day, move for reconsideration of the vote by which Engrossed House Bill No. 723 failed to pass the House.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

On motion of Mr. Nelson (G), SENATE BILL NO. 3532 was rereferred from Committee on Labor and Economic Development to Committee on Transportation.

On motion of Mr. Nelson (G), SUBSTITUTE SENATE BILL NO. 3630 was rereferred from Committee on Natural Resources and Environmental Affairs to Committee on Agriculture.

On motion of Mr. Nelson (G), ENGROSSED SUBSTITUTE SENATE BILL NO. 4036 was rereferred from Committee on Local Government to Committee on Labor and Economic Development.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:00 a.m., Thursday, April 2, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

EIGHTY-FIRST DAY
MORNING SESSION

House Chamber, Olympia, Wash., Thursday, April 2, 1981

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Eberle.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Pat McBurney and Scott Carpenter. Prayer was offered by The Reverend Robert M. Keller of the Lutheran Church of the Good Shepherd of Olympia.

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

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 22, by Representatives Van Dyken, Prince, Dawson, Sommers, Becker, Taylor, Kreidler, Fiske, Hine, Tupper, Nisbet, Garson, Chamberlain, Berleen, Ellis, Lundquist, Barrett, Vander Stoep, Cantu, Hankins, Bickham, Nelson (G), Struthers, Hastings, Tilly, McGinnis and Sanders:

Urging removal of restrictions on interest rates paid on savings accounts.

To Committee on Financial Institutions and Insurance

REPORTS OF STANDING COMMITTEES

March 31, 1981

SECOND SUBSTITUTE HOUSE BILL NO. 179, Prime Sponsor: Committee on Ethics, Law and Justice, creating the council on child abuse and neglect. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: The third substitute bill be substituted therefor and the third substitute bill do pass. Signed by Representatives Becker, Ranking Minority Member; Brekke, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Tilly, Valle.

Voting nay: Representatives Nisbet, Chairman; Berleen, Vice Chairwoman.

Not attending: Representative Dawson.

Passed to Committee on Rules for second reading.

April 1, 1981

HOUSE BILL NO. 483, Prime Sponsor: Representative Grimm, providing for the establishment of an historical monument concerning the internment of Japanese-Americans. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust.

Not attending: Representatives Johnson, Lewis, Sprague.

Passed to Committee on Rules for second reading.

April 1, 1981

HOUSE BILL NO. 603, Prime Sponsor: Representative Nelson (G), creating a Washington state drug enforcement administration. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ellis, Chairman; Salatino, Ranking Minority Member; Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tupper.

Voting nay: Representatives Padden, Vice Chairman; Becker, Tilly.

Not attending: Representatives Wang, Winsley.

Passed to Committee on Rules for second reading.

April 1, 1981

ENGROSSED SENATE BILL NO. 3071, Prime Sponsor: Senator Talmadge, implementing the constitutional amendment creating a judicial qualifications commission. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendments:

On page 4, line 15 after "are" strike "immune" and insert "absolutely privileged"

On page 4, line 16 after "proceedings" strike "performed in good faith"

On page 4, line 17 after "acts performed" strike "in good faith"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper.

Not attending: Representatives Tupper, Wang, Winsley.

Passed to Committee on Rules for second reading.

April 1, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3150, Prime Sponsor: Committee on Local Government, modifying library district boundary provisions. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, North, Van Dyken.

Not attending: Representatives Erickson, Ranking Minority Member; Barr, Monohon, Stratton.

Passed to Committee on Rules for second reading.

April 1, 1981

ENGROSSED SENATE JOINT RESOLUTION NO. 107, Prime Sponsor: Senator Talmadge, authorizing additional court commissioners. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper.

Not attending: Representatives Tupper, Wang, Winsley.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 138, by Representatives Williams, Thompson, Tupper, Grimm, Addison, McGinnis, Garson and Fiske:

Modifying the teachers' retirement system.

The bill was read the second time. On motion of Mr. Williams, Substitute House Bill No. 138 was substituted for House Bill No. 138, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 138 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 138, and the bill passed the House by the following vote: Yeas, 90; nays, 0; not voting, 8.

Voting yea: Representatives Amen, Barnes, Barr, Becker, Bender, Berleen, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lundquist, Lux, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders,

Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Addison, Barrett, Bickham, Houchen, Lewis, Martinis, North, Teutsch.

Substitute House Bill No. 138, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 184, by Committee on Ethics, Law and Justice and Representative Ellis:

Rejecting federal bankruptcy law exemptions.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 184 was substituted for House Bill No. 184, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 184 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 184, and the bill passed the House by the following vote: yeas, 90; nays, 0; not voting, 8.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barrett, Bickham, Eberle, Gallagher, Houchen, Leonard, Martinis, Salatino.

Substitute House Bill No. 184, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 203, by Committee on Appropriations - General Government and Representative Williams (by Office of Financial Management request):

Providing for fire protection for state-owned buildings.

The bill was read the second time. On motion of Mr. Williams, Substitute House Bill No. 203 was substituted for House Bill No. 203, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 203 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 203, and the bill passed the House by the following vote: yeas, 90; nays, 0; not voting, 8.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barrett, Eberle, Gallagher, Houchen, Leonard, Martinis, Salatino, Thompson.

Substitute House Bill No. 203, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 214, by Representatives Greengo, Rinehart, Chandler, Galloway, Bickham, Bond, Nisbet, Granlund, Rust, Warnke, Becker, Sanders, Teutsch, Taylor, Thompson, King (R), Struthers, O'Brien, Burns, Patrick, Johnson, Padden, Nelson (D) and Brekke:

Exempting nonprofit musical, dance, artistic, dramatic and literary associations from property taxation.

The bill was read the second time.

Committee on Revenue recommendation: Majority, do pass as amended. (For amendments, see Journal, 74th Day, March 26, 1981.)

On motion of Mr. Greengo, the committee amendments were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 214, and the bill passed the House by the following vote: Yeas, 86; nays, 7; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lux, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Berleen, Dickie, James, King J., Lundquist, Prince, Rosbach.

Not voting: Representatives Eberle, Gallagher, Houchen, Martinis, Winsley.

Engrossed House Bill No. 214, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 228, by Representatives Dawson, Bickham, Ellis, Tilly, Clayton, McGinnis, Patrick, Wang, Houchen and Brown:

Modifying provisions on financial responsibility for motor vehicles.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendments see Journal, 68th Day, March 20, 1981.)

Committee on Ways and Means recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Struthers, the Committee on Financial Institutions and Insurance amendments were adopted.

On motion of Mr. Dawson, the amendments by Committee on Ways and Means were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Dawson, how would the suspension of the vehicle license be used? I can perceive some situations where other members of the family or friends would want to have the right to use that vehicle."

Mr. Dawson: "Under our state, Representative Nelson, the automobile itself is insured and when there is not liability coverage to cover that automobile or any driver, then that automobile, in my estimation, according to this act, should not be on the road."

Mr. Nelson (D): "Does that include another driver whose coverage would extend to that automobile?"

Mr. Dawson: "You are asking me a question I'm afraid I could not comment on."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 228, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Gallagher, Houchen, Martinis.

Engrossed House Bill No. 228, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 246, by Committee on Institutions and Representatives Houchen, Becker, Dawson and Kreidler:

Modifying provisions relating to the criminal justice training account.

The bill was read the second time. On motion of Mr. Nisbet, Second Substitute House Bill No. 246 was substituted for House Bill No. 246, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 246 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 246, and the bill passed the House by the following vote: Yeas, 91; nays, 2; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Ehlers, Lux.

Not voting: Representatives Eberle, Gallagher, Houchen, Martinis, Winsley.

Second Substitute House Bill No. 246, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker called on Mr. Amen to preside.

HOUSE BILL NO. 289, by Representatives Walk, Garrett, Patrick, Granlund, Nickell, Galloway, Owen, Gallagher, North, Sherman, Sanders, Grimm and Houchen:

Granting civil immunity to officers using police dogs and making it a felony to harm a police dog.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Padden, the committee amendments were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Walk yielded to question by Mr. Warnke.

Mr. Warnke: "I have a concern, Representative Walk, under subsection 2, the standard established by law enforcement agencies. Is there any protection for the innocent person that a police dog attacks?"

Mr. Walk: "Representative Warnke, I believe the bill is carefully laid out where we are only talking about 'in the line of duty,' and I think that would probably take care of that situation."

Mr. Warnke: "My concern is that 'in the line of duty' a dog may attack an innocent person. Is the police officer and the department held immune in that instance?"

Mr. Walk: "I believe the intent of the bill is that the department would not be immune in that case. That would be the intent."

Mr. Patrick: "Normally, in a situation where a police dog will attack a citizen and it is unwarranted, that citizen is protected by the city's insurance policy—fully protected. There is no dog out on the street doing a job right now that doesn't have some form of insurance that covers the citizens."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 289, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Gallagher, Houchen, Martinis.

Engrossed House Bill No. 289, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 297, by Representatives Dawson, Garrett, McGinnis, Bickham, Brown, Lewis, McCormick, Houchen, McDonald, Hankins, Winsley, Lane, Schmidt, Sprague, Fancher, Bond, Leonard, Teutsch, Barrett, Lundquist, Maxie, Gruger, Lux, Becker, Grimm, Scott, Granlund, Martinis, Kreidler, Wang, Hine, King (J), Gallagher, O'Brien, North, Bender, Ehlers, Sherman, Rinehart, Stratton, Warnke, Pruitt, Rust and Brekke:

Regulating medicare supplemental insurance.

The bill was read the second time. On motion of Mr. Dawson, Substitute House Bill No. 297 was substituted for House Bill No. 297, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 297 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Dawson, Maxie and Lux spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 297, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Eberle.

Substitute House Bill No. 297, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 302, by Representatives Garson, Addison, McGinnis, Walk, Hankins, Kreidler, Rust and Johnson:

Creating a state personnel appeals board.

The bill was read the second time. On motion of Mr. Garson, Substitute House Bill No. 302 was substituted for House Bill No. 302, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 302 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 302, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Eberle.

Substitute House Bill No. 302, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 314, by Committee on Ethics, Law and Justice and Representatives Eberle, Ellis, Barnes, Patrick, Warnke and Garrett:

Revising laws on disposition of exhibits in court.

The bill was read the second time. On motion of Mr. Padden, Substitute House Bill No. 314 was substituted for House Bill No. 314, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 314 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 314, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Rinehart.

Substitute House Bill No. 314, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 324, by Representatives Thompson, Williams and Flanagan:

Eliminating interest rate limits for certain government financial obligations.

The bill was read the second time. On motion of Mr. Isaacson, Substitute House Bill No. 324 was substituted for House Bill No. 324, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 324 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Erickson spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 324, and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Warnke.

Not voting: Representatives Eberle, Rinehart.

Substitute House Bill No. 324, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 359, by Committee on Human Services and Representative Mitchell:

Modifying provisions of law on health services and facilities requiring certificates of need.

The bill was read the second time. On motion of Mr. Mitchell, Substitute House Bill No. 359 was substituted for House Bill No. 359, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 359 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 359, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick,

Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, North, Rinehart.

Substitute House Bill No. 359, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 381, by Representatives Tilly and Padden:

Modifying procedures applicable to conditionally released persons.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendments, see Journal, 73rd Day, March 25, 1981.)

On motion of Mr. Ellis, the committee amendments were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 381, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Eberle.

Engrossed House Bill No. 381, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 410, by Committee on Human Services and Representatives Mitchell and Hine (by Department of Social and Health Services request):

Modifying provisions relating to county alcoholism and drug abuse programs.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 410 and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Sprague.

Not voting: Representative Eberle.

House Bill No. 410, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 412, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

Modifying the financial responsibility provisions for mental illness commitment.

The bill was read the second time. On motion of Mr. Mitchell, Substitute House Bill No. 412 was substituted for House Bill No. 412, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 412 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 412, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Rinehart.

Substitute House Bill No. 412, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 427, by Committee on Education and Representatives Lewis and O'Brien:

Implementing law relating to sale or lease of school district surplus property.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Lewis, the committee amendments were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 427, and the bill passed the House by the following vote: Yeas, 85; nays, 12; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Brekke, Erak, Gruger, Hankins, Heck, Monohon, Nelson D., Owen, Prince, Schmidt, Tupper.

Not voting: Representative Eberle.

Engrossed House Bill No. 427, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 433, by Committee on Institutions and Representatives Houchen, Owen and Leonard:

Providing for termination of the criminal justice training commission.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Nisbet spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 433, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Eberle.

House Bill No. 433, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 494, by Committee on Ethics, Law and Justice and Representative Wang:

Modifying procedures governing a defendant acquitted by reason of insanity.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 494, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Eberle.

House Bill No. 494, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 451, by Representatives Ehlers, Erickson and Hine:

Modifying provisions relating to juveniles.

The bill was read the second time. On motion of Ms. Houchen, Substitute House Bill No. 451 was substituted for House Bill No. 451, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 451 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 451, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Eberle.

Substitute House Bill No. 451, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 468, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, Van Dyken, Scott, Dawson, Brown, Pruitt, Winsley, Maxie, Lux and Patrick:

Appropriating funds for veterans employment seminars.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 468, and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, James, Schmidt, Vander Stoep.

Not voting: Representative Eberle.

House Bill No. 468, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 470, by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, Van Dyken, Scott, Dawson, Brown, Pruitt, Winsley, Johnson and Sanders:

Appropriating funds for training of mental health professionals.

The bill was read the second time.

Select Committee on Vietnam Era Veterans recommendation: Majority, do pass with the following amendment:

On page 1, line 7 after "sum of" strike "ten" and insert "forty"

On motion of Mr. Tupper, the committee amendment was adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Tupper yielded to question by Mr. McDonald.

Mr. McDonald: "Representative Tupper, it is my understanding that this is a one-time-only appropriation, is that right?"

Mr. Tupper: "Yes, that's correct, Representative McDonald."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 470, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Clayton.

Not voting: Representative Eberle.

Engrossed House Bill No. 470, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

I would like to have my vote on House Bill No. 470 recorded as Yea.

JEANETTE BERLEEN, 31st District.

HOUSE BILL NO. 472, by Representatives Pruitt, Sherman, Monohon, Walk, Erickson and Lux:

Modifying the penalty for unlawful political advertising.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 472, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Wilson.

House Bill No. 472, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 497, by Committee on Human Services and Representative Mitchell (by Department of Social and Health Services request):

Clarifying laws on state residential schools.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Vander Stoep spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 497, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith,

Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Eberle.

House Bill No. 497, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker (Mr. Amen presiding) called on Mr. Struthers to preside.

HOUSE BILL NO. 500, by Committee on Ethics, Law and Justice and Representatives Ellis and Salatino (by Code Reviser request):

Adopting a rule of statutory construction that a reference includes any amendments to the referenced statute.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Ellis spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 500, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Flanagan, Wilson.

Not voting: Representative Eberle.

House Bill No. 500, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 519, by Committee on Local Government and Representative Isaacson:

Modifying procedures for forming and financing local improvement districts.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Nelson (G), the committee amendments were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 519, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Eberle.

Engrossed House Bill No. 519, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 525, by Committee on Human Services and Representatives Mitchell and Nisbet (by Department of Social and Health Services request):

Establishing procedures for collection of public assistance overpayments.

The bill was read the second time. On motion of Mr. Mitchell, Substitute House Bill No. 525 was substituted for House Bill No. 525, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 525 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 525, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 525, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 530, by Representatives O'Brien and Ellis:

Modifying amounts payable for certain death benefits.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. O'Brien spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 530, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 530, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 537, by Committee on Ethics, Law and Justice and Representatives Padden and McCormick:

Permitting issuance of an occupational driver's license to a person whose license has been revoked for refusing a blood alcohol test.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 537, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Warnke.

House Bill No. 537, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 538, by Committee on Natural Resources and Environmental Affairs and Representatives Williams and Rosbach:

Providing for surveillance of and plans to protect against radiation hazards.

The bill was read the second time.

MOTIONS

Mr. Wilson moved that House Bill No. 538 be rereferred to Committee on Appropriations.

On motion of Mr. Nelson (G), further consideration of House Bill No. 538 was deferred.

HOUSE BILL NO. 542, by Committee on Agriculture and Representative Smith:

Implementing law relating to cooperative associations.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 542, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

House Bill No. 542, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker (Mr. Struthers presiding) called on Mr. Hastings to preside.

HOUSE BILL NO. 563, by Committee on Ethics, Law and Justice and Representatives Ellis, Patrick, Tilly, Bickham, Padden, Salatino, Schmidt, Pruitt and Tupper:

Modifying the grounds for a claim for malicious prosecution.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 563, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick,

McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 563, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 567, by Committee on Ethics, Law and Justice and Representatives Ellis, Tilly, Pruitt, Patrick, Bickham, Tupper, Wang, Garrett and Clayton:

Revising requirements for testing suspected drunk drivers.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

MOTION

On motion of Mr. Nelson (G), further consideration of House Bill No. 567 was deferred, and the bill was ordered placed at the top of today's third reading calendar.

HOUSE BILL NO. 568, by Committee on Ethics, Law and Justice and Representatives Ellis, Patrick, Salatino, Tupper, Wang, Garrett and Clayton (by Washington State Patrol request):

Forbidding sale or possession of certain weapons.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 568, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 568, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 577, by Representatives Ellis, Warnke, Bond, Sommers, Tilly, Fiske, Addison, Hastings, Brown and Sanders:

Abolishing mandatory public retirement ages.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 577 was substituted for House Bill No. 577, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 577 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Ellis spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 577, and the bill passed the House by the following vote: Yeas, 95; nays, 3; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers,

Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Hankins, Nisbet, Stratton.

Substitute House Bill No. 577, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 578, by Committee on Agriculture and Representatives Van Dyken, Smith, Galloway and Gallagher:

Regulating construction of water wells.

The bill was read the second time. On motion of Mr. Smith, Substitute House Bill No. 578 was substituted for House Bill No. 578, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 578 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

MOTION

On motion of Mr. Nelson (G), further consideration of Substitute House Bill No. 578 was deferred, and the bill was ordered placed at the top of today's third reading calendar.

HOUSE BILL NO. 591, by Committee on Ethics, Law and Justice and Representatives Lundquist, Ellis, Isaacson and Hankins:

Permitting the marketing of property prior to the recording of the final plat, contingent upon such recording.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 591 was substituted for House Bill No. 591, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 591 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 591, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 591, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 594, by Committee on Transportation and Representative Wilson:

Permitting brief road closures by posting only.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 594, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson,

Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 594, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 596, by Committee on Ways and Means and Representative Chandler (by Office of Financial Management request):

Creating the natural resources account.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 596, and the bill passed the House by the following vote: Yeas, 93; nays, 0; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Dickie, Erickson, Isaacson, McCormick.

House Bill No. 596, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 617, by Committee on Education and Representative Taylor:

Implementing law relating to certification of personnel employed in schools.

The bill was read the second time. On motion of Mr. Taylor, Substitute House Bill No. 617 was substituted for House Bill No. 617, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 617 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 617, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Lane, Vander Stoep.

Substitute House Bill No. 617, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 620, by Committee on State Government and Representatives Addison, Walk and North (by Washington State Patrol request):

Providing for disability leave for state patrol officers.

The bill was read the second time.

Committee on Appropriations – General Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 73rd Day, March 25, 1981.)

On motion of Mr. Williams, the committee amendments were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 620, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 620, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 621, by Representatives Winsley and North:

Modifying provisions relating to cruelty to animals.

The bill was read the second time.

Committee on Agriculture recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Ms. Winsley, the committee amendments were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Winsley, North and Lux spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 621, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Lundquist.

Engrossed House Bill No. 621, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 625, by Representatives Barr, Fancher, Tilly, Hankins and Isaacson:

Modifying provisions relating to superior court judges.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 625, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 625, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 628, by Committee on Institutions and Representatives Houchen, Johnson and Ellis:

Requiring parental consent for the release of youth from residential schools.

The bill was read the second time. On motion of Ms. Houchen, Second Substitute House Bill No. 628 was substituted for House Bill No. 628, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 628 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Houchen spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 628, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Second Substitute House Bill No. 628, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 634, by Representatives Van Dyken, Brown, Isaacson and Addison:

Modifying environmental coordination procedures.

The bill was read the second time. On motion of Mr. Addison, Substitute House Bill No. 634 was substituted for House Bill No. 634, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 634 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Van Dyken spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 634, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson,

King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 634, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 636, by Committee on Local Government and Representatives Lundquist and Isaacson:

Permitting reimbursement at monthly rates for municipal officers and employees using personal automobiles for official travel.

The bill was read the second time. On motion of Mr. Isaacson, Substitute House Bill No. 636 was substituted for House Bill No. 636, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 636 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 636, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 636, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 641, by Representative Nickell:

Requiring that county auditors record plats of public land surveys.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Isaacson, the committee amendments were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 641, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 641, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 650, by Committee on Education and Representative Cantu:

Establishing school district building fund and specifying purposes for which it may be used.

The bill was read the second time. On motion of Mr. Taylor, Substitute House Bill No. 650 was substituted for House Bill No. 650, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 650 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 650, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 650, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 663, by Representatives Greengo and Tupper:

Modernizing initiative and referendum petition requirements.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 663 was substituted for House Bill No. 663, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 663 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 663, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 663, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 678, by Committee on State Government and Representative Addison (by Office of Financial Management request):

Removing requirement for office of financial management to perform audits of agricultural cooperatives.

The bill was read the second time. On motion of Mr. Addison, Substitute House Bill No. 678 was substituted for House Bill No. 678, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 678 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Addison spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 678, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Nelson D.

Substitute House Bill No. 678, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 680, by Committee on Labor and Economic Development and Representatives Barrett, Hankins, Sanders, Patrick, Scott and North (by Department of Licensing request):

Modifying requirements for business license application by revising the business master license system.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 680 was substituted for House Bill No. 680, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 680 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 680, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 680, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 682, by Committee on Ethics, Law and Justice and Representative Ellis:

Extending the statute of limitations for certain crimes of sexual abuse against children.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 682, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 682, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 686, by Committee on Labor and Economic Development and Representative Sanders:

Requiring mailed notice of mechanics' liens.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 686, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Nelson D.

House Bill No. 686, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 690, by Committee on State Government and Representative Addison:

Revising the powers and duties of the state capitol historical association.

The bill was read the second time. On motion of Mr. Addison, Substitute House Bill No. 690 was substituted for House Bill No. 690, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 690 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Addison spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 690, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Williams.

Substitute House Bill No. 690, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 692, by Committee on Local Government and Representative Isaacson:

Implementing the law relating to filling of vacancies on water and sewer district commissions.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 692, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 692, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 696, by Committee on Local Government and Representatives Isaacson and Stratton:

Modifying the investment authority of municipal employees' pension system boards.

The bill was read the second time. On motion of Mr. Isaacson, Substitute House Bill No. 696 was substituted for House Bill No. 696, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 696 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Isaacson spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 696, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 696, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 697, by Committee on Local Government and Representative Isaacson:

Modifying the application of the appearance of fairness doctrine.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Isaacson spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 697, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Valle.

House Bill No. 697, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 702, by Committee on State Government and Representative Williams:

Modifying provisions relating to the state committee on salaries.

The bill was read the second time. On motion of Mr. Williams, Substitute House Bill No. 702 was substituted for House Bill No. 702, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 702 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 702, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 702, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 706, by Committee on Institutions and Representatives Struthers, Fiske, Walk and Houchen:

Modifying provisions on contraband and detention facilities.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 706, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 706, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 708, by Committee on Local Government and Representatives Schmidt and Isaacson:

Changing fees for official services, and permitting their recovery as court costs.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Isaacson and Schmidt spoke in favor of the bill, and Mr. Padden spoke against it.

POINT OF INQUIRY

Ms. Schmidt yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Schmidt, why is it that we are charging for some services a fee that approximates the actual cost and in other services we are not? Shouldn't there be some uniformity or a percentage of the actual cost, or, if not that, the actual cost?"

Ms. Schmidt: "These were the suggested fees offered by the Washington Association of County Officials, and this just updates the fees and tries to bring them closer in line in many areas to what the actual costs were."

Mr. Isaacson spoke again in favor of the bill, and Mr. Tilly spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 708, and the bill passed the House by the following vote: Yeas, 77; nays, 21; not voting, 0.

Voting yea: Representatives Amen, Barr, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson G. A., Nisbet, North, O'Brien, Patrick, Prince, Pruitt, Rosbach, Rust, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Thompson, Tupper, Valle, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Barnes, Bond, Brown, Eberle, Eng, Fancher, McDonald, Nelson D., Nickell, Owen, Padden, Rinehart, Salatino, Sanders, Stratton, Teutsch, Tilly, Van Dyken, Walk, Wang.

House Bill No. 708, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 709, by Committee on Local Government and Representatives Brown and Isaacson:

Transferring county treasurers' duties relating to metropolitan park districts to city treasurers.

The bill was read the second time. On motion of Mr. Isaacson, Substitute House Bill No. 709 was substituted for House Bill No. 709, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 709 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 709, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 709, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 716, by Committee on Appropriations - General Government and Representative Williams:

Modifying disability provisions of the law enforcement officers' and firefighters' retirement system.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 716, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 716, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 720, by Committee on Ethics, Law and Justice and Representatives Isaacson and Ellis:

Modifying persons authorized to become donees of gifts of human remains.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 720, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 720, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 722, by Committee on Labor and Economic Development and Representatives Smith and Taylor:

Providing for special license plates for members of the state military forces.

The bill was read the second time.

Committee on Labor and Economic Development recommendation: Majority, do pass with the following amendment:

On page 1, line 12 after "general" insert "and with the chief of the state patrol"

On motion of Mr. Sanders, the committee amendment was adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 722, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Erickson.

Engrossed House Bill No. 722, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 727, by Committee on Appropriations - General Government and Representative Williams:

Modifying provisions relating to assessments of forest lands for fire protection and suppression purposes.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 727, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Ehlers.

Not voting: Representative Thompson.

House Bill No. 727, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 728, by Committee on State Government and Representative Sommers:

Revising definition of appraisals.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass with the following amendment:

On page 1, line 17 strike "establishing" and insert "~~((establishing))~~ estimating"

On motion of Mr. Addison, the committee amendment was adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 728, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King R., Kroidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Hine, King J.

Engrossed House Bill No. 728, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 731, by Committee on Labor and Economic Development and Representatives Ellis, Sanders and Garrett:

Providing for the regulation of certain persons buying precious metals.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 731 was substituted for House Bill No. 731, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 731 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Sanders spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 731, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kroidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 731, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 732, by Committee on Human Services and Representatives Van Dyken and Grimm:

Transferring lands owned at Rainier school to Washington State University for use as a dairy/forage research facility.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Van Dyken spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 732, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 732, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 733, by Committee on State Government and Representative Garson:

Extending provisions permitting deductions from state retirement benefits.

The bill was read the second time. On motion of Mr. Garson, Substitute House Bill No. 733 was substituted for House Bill No. 733, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 733 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 733, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 733, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 734, by Committee on Labor and Economic Development and Representatives Patrick and Sanders:

Relating to the sale, purchase, or exchange of used mobile homes in conjunction with real estate.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 734, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 734, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 735, by Committee on Energy and Utilities and Representatives Barnes, Nelson (D), Wang, Bond, Dickie and Lux:

Establishing ownership of solid waste.

The bill was read the second time.

Committee on Energy and Utilities recommendation: Majority, do pass as amended. (For amendment, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Barnes, the committee amendment was adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Barnes and Lux spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 735, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 735, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 736, by Committee on State Government and Representative Garson:

Allowing the state employees' insurance board to contract with multiple carriers providing similar coverage and changing the frequency of insurance surveys performed for the board.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 736, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 736, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT MEMORIAL NO. 13, by Representatives Becker, Nisbet, Sommers, Berleen, Kreidler, Mitchell, Valle and Brekke:

Supporting enactment of federal legislation to provide states more flexibility in administering medicaid programs.

The memorial was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the memorial was placed on final passage.

Ms. Becker spoke in favor of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 13, and the memorial passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Joint Memorial No. 13, having received the constitutional majority, was declared passed.

HOUSE JOINT MEMORIAL NO. 14, by Representatives Flanagan, Polk, Scott, Barrett, O'Brien, Sanders, Hankins, Garrett, Thompson, Barr, Warnke, Brown, Smith, King (J), James, Lundquist, Johnson, Lewis, Bickham, Chamberlain, Prince and Clayton:

Requesting mutually beneficial foreign trade agreements.

The memorial was read the second time.

Committee on Labor and Economic Development recommendation: Majority, do pass with the following amendment:

On page 2, strike all of line 8 and insert "the President, the Cabinet, the Administration and the Congress take action to"

The memorial was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the memorial was placed on final passage.

Mr. Flanagan spoke in favor of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Memorial No. 14, and the memorial passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Joint Memorial No. 14, having received the constitutional majority, was declared passed.

HOUSE JOINT MEMORIAL NO. 15, by Committee on State Government and Representative Lewis:

Requesting that the U.S. postal service issue a stamp commemorating the eruption of Mount St. Helens.

The memorial was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the memorial was placed on final passage.

Mr. Lewis spoke in favor of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 15, and the memorial passed the House by the following vote: Yeas, 92; nays, 4; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell,

Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Ellis, Hastings, Sherman.

Not voting: Representatives Tupper, Wilson.

House Joint Memorial No. 15, having received the constitutional majority, was declared passed.

HOUSE BILL NO. 66, by Representatives Warnke, Grimm, Walk, Garrett, North, Eberle and Patrick:

Transferring the Auburn game farm to the parks and recreation commission.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass as amended. (For amendment, see Journal, 47th Day, February 27, 1981.)

On motion of Mr. Warnke, the committee amendment was adopted.

Committee on Appropriations - General Government recommendation: Majority, do pass with additional amendment. (For amendment, see Journal, 73rd Day, March 25, 1981.)

On motion of Mr. Warnke, the committee amendment was adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Grimm and Eberle spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 66, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 66, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 151, by Representatives Galloway, Teutsch, Erickson, Winsley, King (J), Wang and Brekke:

Modifying the laws affecting assault victims under sixteen.

The bill was read the second time.

Committee on Human Services recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Ms. Galloway, the committee amendments were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Galloway and Lewis spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 151, and the bill passed the House by the following vote: Yeas, 90; nays, 8; not voting, 0.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A.,

Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Bond, Chandler, Clayton, Fancher, McGinnis, Struthers.

Engrossed House Bill No. 151, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 213, by Representatives Thompson, Barrett, Isaacson, Teutsch and Sanders:

Modifying the scope of the Open Public Meetings Act.

The bill was read the second time. On motion of Mr. Addison, Substitute House Bill No. 213 was substituted for House Bill No. 213, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 213 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 213, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 213, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 259, by Representatives Brekke, Addison, Wang, Hankins, Nelson (D), Burns, Valle, Kreidler, Monohon, Rust, Pruitt and Ellis:

Providing plans for conserving paper resources by governmental agencies.

The bill was read the second time. On motion of Ms. Brekke, Substitute House Bill No. 259 was substituted for House Bill No. 259, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 259 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Brekke spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 259, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative King R.

Substitute House Bill No. 259, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 341, by Committee on Labor and Economic Development and Representatives Sanders, Patrick, Brown, Lux, Garrett, Brekke, King (J), Scott, Monohon, Nelson (G) and Fiske (by Department of Licensing and by Attorney General request):

Enacting the Business Opportunity Fraud Act.

The bill was read the second time.

Committee on Labor and Economic Development recommendation: Majority, do pass with the following amendment:

On page 2, line 5 strike "fifty" and insert "three hundred"

On motion of Mr. Sanders, the committee amendment was adopted.

Committee on Ways and Means recommendation: Majority, do pass with additional amendments. (For amendments, see Journal, 74th Day, March 26, 1981.)

On motion of Mr. Sanders, the committee amendments were adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 341, and the bill passed the House by the following vote: Yeas, 95; nays, 3; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Garson, Prince, Williams.

Engrossed House Bill No. 341, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Nelson (G), HOUSE BILL NO. 35 was rereferred from Committee on Local Government to Committee on Transportation.

On motion of Mr. Nelson (G), HOUSE BILL NO. 538 and HOUSE BILL NO. 603 were referred to Committee on Revenue.

On motion of Mr. Nelson (G), SENATE BILL NO. 3389 was rereferred from Committee on Appropriations - General Government to Committee on Appropriations - Human Services.

The Speaker (Mr. Hastings presiding) declared the House to be at ease.

The Speaker called the House to order.

HOUSE BILL NO. 95, by Representatives Garson, Kreidler and Maxie:

Removing the 30-day limit on the amount of vacation leave state employees may accrue.

The bill was read the second time. On motion of Mr. Williams, Substitute House Bill No. 95 was substituted for House Bill No. 95, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 95 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 95, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 95, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 707, by Committee on Appropriations - Human Services and Representatives Mitchell, Ehlers, Erickson, Scott, King (R), Martinis, Grimm and Walk:

Appropriating funds for water supply facilities.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 707, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

House Bill No. 707, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 364, by Representatives Vander Stoep, Bender, Dickie, Galloway, Burns, Nisbet, Barnes, Tupper, Heck, Teutsch, Ellis, Granlund and Wang:

Establishing a Washington state scholars program.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 67th Day, March 19, 1981.)

On motion of Mr. Vander Stoep, the committee amendments were adopted.

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Vander Stoep spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 364, and the bill passed the House by the following vote: Yeas, 93; nays, 3; not voting, 2.

Voting yea: Representatives Addison, Amen, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor,

Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Berleen, North.

Not voting: Representatives Barnes, Hankins.

Engrossed House Bill No. 364, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 681, by Committee on Labor and Economic Development and Representatives Patrick, Sanders, Barrett, Hankins and Scott:

Implementing law relating to electrical installations with reference to medical devices and equipment.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 681, and the bill passed the House by the following vote: Yeas, 94; nays, 4; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brown, Eng, Gallagher, Garrett.

House Bill No. 681, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT RESOLUTION NO. 10, by Committee on Ethics, Law and Justice and Representative Ellis:

Authorizing appointment of retired judges as superior court judges pro tem.

The resolution was read the second time. On motion of Mr. Ellis, Substitute House Joint Resolution No. 10 was substituted for House Joint Resolution No. 10, and the substitute resolution was placed on the calendar for second reading.

Substitute House Joint Resolution No. 10 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Mr. Padden spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Joint Resolution No. 10, and the resolution passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Tilly.

Substitute House Joint Resolution No. 10, having received the constitutional majority, was declared passed.

HOUSE BILL NO. 466, by Representatives Sprague, Barnes, Isaacson, Heck, Flanagan, Bond, Scott and Williams:

Providing for the distribution of funds received under the geothermal steam act.

The bill was read the second time. On motion of Mr. Barnes, Substitute House Bill No. 466 was substituted for House Bill No. 466, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 466 was read the second time.

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and the bill be placed on final passage.

Mr. Ehlers spoke against the motion, and Mr. Sprague spoke in favor of it.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advance Substitute House Bill No. 466 to third reading and final passage, and the motion was passed by the following vote: Yeas, 75; nays, 21; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Brown, Burns, Ehlers, Erickson, Gallagher, Galloway, Granlund, Gruger, Kreidler, Lux, North, Owen, Pruitt, Rinehart, Rust, Salatino, Sherman, Stratton, Tupper, Walk, Winsley.

Not voting: Representatives Martinis, McCormick.

The Speaker stated the question before the House to be Substitute House Bill No. 466 on final passage.

Representatives Williams and Barnes spoke in favor of passage of the bill.

Mr. Hastings demanded the previous question, and the demand was not sustained.

POINT OF INQUIRY

Mr. Williams yielded to question by Mr. Ehlers.

Mr. Ehlers: "Where would these special moneys go—and I would note the 1991 gross receipts would go into the common school construction fund under the Geothermal Steam Act of 1970—if the moneys came into the state, where would they go?"

Mr. Williams: "I am confused at the present time where they currently go. I know where we are putting them."

Mr. Ehlers spoke against passage of the bill, and Mr. Barnes spoke again in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 466, and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson.

Voting nay: Representatives Ehlers, Erickson, Rust, Winsley.

Not voting: Mr. Speaker.

Substitute House Bill No. 466, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 719, by Committee on Education and Representative Taylor:

Providing for a citizen study commission on school finance.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Cantu, the committee amendments were adopted.

Mr. Cantu moved adoption of the following amendment by Representatives Cantu, Sommers and Taylor:

On page 1, line 14 after "effectively" insert "and results in a quality system of public education that promotes high standards of academic excellence for all children"

On page 2, line 2 after "finance" insert "and quality education"

Mr. Cantu spoke in favor of the amendments.

POINT OF INQUIRY

Mr. Cantu yielded to question by Ms. Teutsch.

Ms. Teutsch: "Representative Cantu, I notice in the bill digest, it indicates the composition of the commission is to be racially balanced. I wondered, will it also be regionally balanced?"

Mr. Cantu: "Representative Teutsch, I think it states 'geographically,' and the amendment added 'racial,' so it is composed of both geographical and racial balance."

Ms. Sommers spoke in favor of the amendments, and they were adopted.

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Taylor spoke in favor of passage of the bill, and Mr. Ehlers spoke against it.

Mr. Taylor spoke again in favor of the bill.

POINT OF INQUIRY

Mr. Taylor yielded to question by Mr. Ehlers.

Mr. Ehlers: "The question I have is that a lot of what you say about people being in place may have some validity, and maybe even computer time, and I suppose, telephones. There are telephones there and a few extra people will be using it, but will you tell me where the staff, the commission members that we are creating with this—it says they are going to be housed in offices independent of existing educational institutions and we're going to pay for that. Could you tell me where that is? If it's not the SPI offices and it's not here on the campus, where is it going to be and who is going to pay for it? We're going to pay for it, I know."

Mr. Taylor: "The question is, and this will enable this group with legislative support of this kind, with existing staff and the SPI to go out and work on some private grants. They have housed themselves very nicely up to now and they will have to worry about that themselves."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 719, and the bill passed the House by the following vote: Yeas, 81; nays, 14; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Bender, Berleen, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Johnson, King R., Kreidler, Leonard, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Barr, Becker, Bickham, Dickie, Ehlers, Eng, Galloway, James, King J., Lewis, Lux, Schmidt, Sherman, Thompson.

Not voting: Representatives Isaacson, Lane, and Mr. Speaker.

Engrossed House Bill No. 719, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 705, by Committee on Local Government and Representative Sanders:

Prohibiting code city-owned cable systems if a private system is available.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendment, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Isaacson, the committee amendment was adopted.

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 705, and the bill passed the House by the following vote: Yeas, 83; nays, 12; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King R., Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Patrick, Prince, Rosbach, Rust, Salatino, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Eng, Garrett, King J., Kreidler, Lux, North, Padden, Pruitt, Sherman, Sommers, Stratton.

Not voting: Representatives Erak, Rinehart, Scott.

Engrossed House Bill No. 705, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 477, by Select Committee on Vietnam Era Veterans (originally sponsored by Select Committee on Vietnam Era Veterans and Representatives Tupper, Bender, Van Dyken, Scott, Dawson, Brown, Pruitt, Winsley, Johnson, Lux and Patrick:

Providing for coordination among veterans' programs.

The House resumed consideration of the bill on second reading. (For previous action, see yesterday's Journal.)

The Speaker stated the question before the House to be the amendment by Representative Sommers to page 2, line 32.

With the consent of the House, Ms. Sommers withdrew the amendment.

On motion of Ms. Sommers, the following amendment by Representatives Sommers and Fiske was adopted:

On page 3, line 9 after "of" strike all material down to and including "fifty" and restore "one hundred eighty"

Mr. Tupper moved adoption of the following amendment by Representatives Tupper and Bender:

On page 7, after line 16 insert the following:

***NEW SECTION.** Sec. 10. There is added to chapter 73.04 RCW a new section to read as follows:

The department of veterans affairs shall establish three multiservice centers at locations accessible to veterans. State agencies providing services to veterans shall provide assistance, support and staffing as necessary for the operation of the multiservice centers. These agencies include, but are not limited to, the department of veterans affairs, the employment security department, and the department of social and health services.

NEW SECTION. Sec. 11. There is added to chapter 82.24 RCW a new section to read as follows:

There is hereby levied and there shall be collected by the department of revenue from the persons mentioned in and in the manner provided by this chapter, as now or hereafter amended, an excise tax upon the sale, use, consumption, handling, possession, or distribution of cigarettes in an amount equal to the rate of one-tenth mill per cigarette, but the provisions of RCW 82.24.070 allowing dealers compensation for affixing stamps do not apply to this additional tax. Instead, wholesalers and retailers subject to the provisions of this chapter shall be allowed as compensation for their services in affixing the stamps for the additional tax required by this section a sum equal to one percent of the value of the stamps for such additional tax purchased or affixed by them.

All money derived from such tax shall be paid to the state treasurer, credited to the state general fund, and used exclusively for the purposes of section 10 of this act.

NEW SECTION, Sec. 12. By January 1, 1983, the department of veterans affairs shall submit to the governor and the chairmen of the ways and means committees of the senate and house of representatives a detailed report setting forth the activities and expenditures of each multiservice center established under section 10 of this act.

NEW SECTION, Sec. 13. There is appropriated from the state general fund to the department of veterans affairs for the biennium ending June 30, 1983, the sum of one million dollars, or so much thereof as may be necessary, to carry out the purposes of this act.*

Renumber the remaining section and correct internal references.

On motion of Ms. Becker, the following amendment to the Tupper/Bender amendment was adopted:

On page 4, after line 3 insert a new section to read as follows:

*Sec. 14. Section 7, page 210, Laws of 1888 as last amended by section 6, chapter 155, Laws of 1980 and RCW 73.08.080 are each amended to read as follows:

The boards of county commissioners of the several counties in this state shall levy, in addition to the taxes now levied by law, a tax in a sum equal to the amount which would be raised by not less than one and one-eighth cents per thousand dollars of assessed value, and not greater than twenty-seven cents per thousand dollars of assessed value against the taxable property of their respective counties, to be levied and collected as now prescribed by law for the assessment and collection of taxes, for the purpose of creating the veteran's relief fund for the relief of honorably discharged veterans who served in the armed forces of the United States in the Civil War, in the war of Mexico or in any of the Indian wars, or the Spanish-American war or the Philippine insurrection, in the First World War, or Second World War or Korean conflict, or Viet Nam conflict, and the indigent wives, husbands, widows, widowers and minor children of such indigent or deceased veterans, to be disbursed for such relief by such board of county commissioners: **PROVIDED**, That if the funds on deposit, less outstanding warrants, residing in the veteran's relief fund on the first Tuesday in September exceed the expected yield of one and one-eighth cents per thousand dollars of assessed value against the taxable property of the county, the county commissioners may levy a lesser amount: **PROVIDED FURTHER**, That the costs incurred in the administration of said veteran's relief fund shall be computed by the county treasurer of a county that is at least a first class county not less than annually and such amount may then be transferred from the veteran's relief fund as herein provided for to the county current expense fund. Counties that are second class counties or smaller shall keep the administrative costs below ten percent of the relief funds available.

The amount of a levy allocated to the purposes specified in this section may be reduced in the same proportion as the regular property tax levy of the county is reduced by chapter 84.55 RCW*

The Speaker stated the question before the House to be the amendment by Representatives Tupper and Bender as amended.

Mr. Tupper spoke in favor of the amendment, and Mr. McDonald spoke against it.

The amendment was not adopted.

On motion of Ms. Sommers, the following amendments by Representatives Sommers, Greengo, Flanagan, Rinehart and Tupper were adopted:

On page 8, line 7 after "veterans" insert "except that the levy under this section may be reduced in the same proportion as the regular property tax levy of the county is reduced by the one hundred and six percent limit under chapter 84.55 RCW"

On page 8, beginning on line 21 strike all material down to and including line 24 and insert "((The amount of a levy allocated to the purposes specified in this section may be reduced in the same proportion as the regular property tax levy of the county is reduced by chapter 84.55 RCW.))"

On motion of Ms. Becker, the following amendment was adopted:

On page 8, line 20 after "fund." insert "Counties that are second class counties or smaller shall insure that ninety percent of the available relief and service funds be used for the relief of indigent veterans, exclusive of any funds used to establish and operate a county veterans multiservice center."

The clerk read the following amendment by Representative Sommers:

On page 8, line 31 after "repealed:" insert

"(1) Section 1, chapter 64, Laws of 1909, section 7, chapter 180, Laws of 1947 and RCW 73.04.080;"

Renumber the remaining subsections consecutively.

With the consent of the House, Ms. Sommers withdrew the amendment.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 477, and the bill passed the House by the following vote: Yeas, 94; nays, 4; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bickham, Clayton, Houchen, Padden.

Engrossed Substitute House Bill No. 477, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 724, by Committee on State Government (originally sponsored by Committee on State Government and Representatives Addison, Nelson (G) and Sanders):

Providing for improvement in the productivity of state government.

The bill was read the third time and placed on final passage.

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

POINT OF PERSONAL PRIVILEGE

Ms. Sommers: "Very briefly, I would like to say something about this bill. It is a combination of two bills which were introduced much earlier. One is House Bill 507, introduced by myself and the other is House Bill 508 introduced by Representative Joe King. These bills were introduced on February 20th. House Bill 724 was put together by the chairman, incorporating these two bills and was introduced over a month later, on March 24th. It was then passed very quickly out of committee, two days later on March 27th. I want to say that it is, of course, a common occurrence that bills sponsored by members of the majority and bills sponsored by members of the minority, are heard at the same time and then the bill sponsored by the majority member is, in most cases or frequently, passed out of committee, but this is the first time in my knowledge that bills proposed by the minority have been so quickly put together into a single bill and without hearing were passed out over the name of a majority member. I'd like to say—"

The Speaker: "Representative Sommers, under guise of personal privilege we have given you plenty of leeway to take a shot out here and that's fine, but we are moving up to deadline and would like to continue at this point."

Ms. Sommers: "Mr. Speaker, I'd just like to say something about the joint responsibilities in the minority and majority—"

SPEAKER'S RULING

The Speaker: "Representative Sommers, I'm sorry, but that does not fall within the scope of personal privilege, as you're well aware. Personal privilege is dealing with the individual legislator and how they are affected by something that is personally said out here and what you're doing is essentially holding a press conference here right now."

Ms. Sommers: "Mr. Speaker, I'd like to just say one sentence more and that is that I feel the responsibility of the minority is to make productive proposals for improving defective systems, but I also think the responsibility of the majority is to respect and to treat those with consideration."

POINT OF PERSONAL PRIVILEGE

Mr. Addison: "Mr. Speaker, I appreciate very much what the good lady from Seattle has suggested in the role of the majority and minority, but I think this is whimpering on the part of the minority. The bill that is suggested, House Bill 507, is a defective bill. I'll give you a couple of examples. Number one, the suggestion award called for in that bill is that fifty percent of the first year of savings would be returned to the Department of Personnel from the agency. That may sound pretty good, but you have to understand that the bill requires that the agency in which money is being saved is going to determine the award. That's reason enough to reject this bill, and that's the reason the Chairman of the State Government Committee decided to go with this superior vehicle which was established in the Republican management plan on the first day of this session."

Mr. King (J) spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 724, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Salatino.

Substitute House Bill No. 724, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 677, by Committee on Transportation and Representatives Schmidt, Wilson, Eberle, Houchen, Owen, McCormick, James, Lundquist, Nisbet and Berleen:

Granting emergency powers to the governor to operate the Puget Sound ferry and toll bridge system.

The bill was read the third time and placed on final passage.

Ms. Schmidt spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 677, and the bill passed the House by the following vote: Yeas, 69; nays, 29; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bender, Brekke, Brown, Burns, Dickie, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Grimm, Gruger, Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., North, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Stratton, Walk, Wang.

Engrossed House Bill No. 677, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

Please change my vote on Engrossed House Bill No. 677. I inadvertently placed the button down.

LYLE J. DICKIE, 15th District.

SUBSTITUTE HOUSE BILL NO. 570, by Committee on Financial Institutions and Insurance (originally sponsored by Representative Bickham):

Revising laws on interest on life insurance loans.

The bill was read the third time and placed on final passage.

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

POINT OF INQUIRY

Mr. Dawson yielded to question by Ms. Winsley.

Ms. Winsley: "Representative Dawson, would you explain what a Moody's Index is and what that rate is at the present time?"

Mr. Dawson: "The Moody's Index is an index of a selected group of shop-rated corporate bonds and I can't tell you, Representative Winsley, exactly what it is, but I believe it's around nine and a half percent at this time. It might be above that."

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. Barnes.

Mr. Barnes: "Representative Dawson, why do we have a minimum rate set in this law?"

Mr. Dawson: "It was a maximum rate and it is set in law now at six percent. It's in state law and what this would do is modify the law to allow that rate to increase to eight percent or the Moody's Index. No greater than the Moody's Index."

Mr. Barnes: "I'm a little confused. In the bill report it says, 'The minimum allowable rate would be equal to...' Why is that minimum allowable rate put in there?"

Mr. Dawson: "I don't know how to answer that any other way, Representative Barnes, except to tell you that in state law legislators, at prior times, saw fit to set a rate."

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. O'Brien.

Mr. O'Brien: "On loans on insurance policies, the cash surrender value, how about old policies? Does this affect old policies or just new policies on the rates that you've set forth in this bill?"

Mr. Dawson: "Representative O'Brien, I thought everyone would recall when we discussed the substitute bill on second reading. It made the perspective that it only affect policies sold after August 1 of this year, 1981."

Representatives Winsley, Eng and Pruitt spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 570, and the bill passed the House by the following vote: Yeas, 59; nays, 39; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Schmidt, Scott, Smith, Sprague, Stratton, Teutsch, Tilly, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Barr, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Hine, King R., Maxie, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Salatino, Sanders, Sherman, Sommers, Struthers, Taylor, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Substitute House Bill No. 570, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 667, by Committee on Education (originally sponsored by Committee on Education and Representatives Nelson (G) and Sommers):

Modifying provisions relating to school districts.

The bill was read the third time and placed on final passage.

Representatives Nelson (G) and Sommers spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 667, and the bill passed the House by the following vote: Yeas, 94; nays, 4; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Hankins, Stratton, Thompson.

Substitute House Bill No. 667, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 660, by Committee on Labor and Economic Development and Representatives Sanders, Clayton, Barr and Smith:

Modifying labor dispute disqualification for unemployment benefits.

The bill was read the third time and placed on final passage.

Mr. Sanders spoke in favor of passage of the bill, and Representatives Lux and King (R) spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 660, and the bill passed the House by the following vote: Yeas, 63; nays, 34; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Walk, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Eng, Erak, Erickson, Gallagher, Garrett, Grimm, Gruger, Heck, King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Scott, Sherman, Stratton, Tupper, Valle, Wang, Warnke, Winsley.

Not voting: Representative Thompson.

Engrossed House Bill No. 660, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

Inadvertently I voted wrong on Engrossed House Bill No. 660. I wish my vote recorded as No.

MARGARET J. LEONARD, 3rd District.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 397, by Committee on Ethics, Law and Justice (originally sponsored by Representatives Tilly, Sanders, Leonard, Nelson (G) and McGinnis):

Revising laws relating to mobile homes.

The bill was read the third time and placed on final passage.

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

POINT OF PARLIAMENTARY INQUIRY

Mr. Heck: "Does the addition of Representative Van Dyken's amendment, now require, because of the revenue impact, that this bill be referred to one of the Ways and Means Committees?"

The Speaker: "The best information that is available on the bill is that it has approximately \$20,000 fiscal impact, and only if we have a fiscal impact of \$50,000 would it be necessary to order it to Ways and Means Committee."

Mr. Ehlers spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 397, and the bill passed the House by the following vote: Yeas, 72; nays, 26; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Gruger, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bender, Brekke, Brown, Burns, Ehlers, Eng, Erickson, Gallagher, Galloway, Granlund, Grimm, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Nelson D., Pruitt, Rinehart, Rust, Sherman, Valle, Walk, Wang.

Engrossed Substitute House Bill No. 397, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 490, by Committee on Labor and Economic Development (originally sponsored Committee on Labor and Economic Development and Representatives Isaacson, Hankins, Hastings and Struthers):

Providing for a state exhibition at Energy Fair '83.

The bill was read the third time and placed on final passage.

Representatives Hankins, Lux, Struthers and Stratton spoke in favor of the bill, and Representatives McDonald, Mitchell, Nelson (D), Nisbet, Chandler and Heck spoke against it.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 490, and the bill passed the House by the following vote: Yeas, 51; nays, 47; not voting, 0.

Voting yea: Representatives Barrett, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dickie, Eberle, Erak, Fiske, Galloway, Garrett, Garson, Granlund, Grimm, Hankins, Hastings, Houchen, Isaacson, James, Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, McCormick, McGinnis, Monohon, Nelson G. A., Nickell, Owen, Padden, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Vander Stoep, Walk, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Brekke, Burns, Chandler, Dawson, Ehlers, Ellis, Eng, Erickson, Fancher, Flanagan, Gallagher, Greengo, Gruger, Heck, Hine, Johnson, King J., King R., Martinis, Maxie, McDonald, Mitchell, Nelson D., Nisbet, North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Sherman, Sommers, Thompson, Tilly, Tupper, Valle, Van Dyken, Wang, Williams, Winsley.

Substitute House Bill No. 490, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 446, by Committee on Labor and Economic Development and Representatives Isaacson, Sanders, Hankins, Hastings and Struthers:

Modifying provisions on the state energy fair.

The bill was read the third time and placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 446, and the bill passed the House by the following vote: Yeas, 87; nays, 11; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McCormick, McDonald, McGinnis, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders,

Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Ehlers, Fancher, Gallagher, Gruger, Martinis, Mitchell, Sherman, Thompson, Valle, Winsley.

Engrossed House Bill No. 446, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 169, by Committee on Human Services (originally sponsored by Committee on Human Services and Representative Mitchell - by Board of Pharmacy request):

Revising laws relating to pharmacy.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 169, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Second Substitute House Bill No. 169, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 254, by Representatives Dawson, Bickham, Patrick, Brown, McGinnis, Erak, Ellis, Lewis, Houchen, Lane, Tilly and Garrett:

Requiring certain coverages in automobile insurance policies.

The bill was read the third time and placed on final passage.

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

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. King (J).

Mr. King (J): "Representative Dawson, if I have a car that I'm not going to drive—say it's my son's car and he's in the service and I want to park it in the garage and it won't be driven—but I'm interested in covering it for comprehensive only, would I be able to do this under this bill?"

Mr. Dawson: "No, you would not. You would not be able to buy comprehensive or collision without liability insurance. I would, however, reserve judgment in that area. There are several provisions for vehicles which are driven only occasionally or stored, but that's a provision I'm not prepared to speak to."

Mr. King (J) spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 254, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott,

Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 254, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 515, by Committee on Ethics, Law and Justice and Representatives Nisbet and Ellis:

Modifying requirements for the establishment by counties of a full-time office of justice of the peace.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 515, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Owen.

House Bill No. 515, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

Apparently my switch malfunctioned when the vote was taken on House Bill No. 515. I would like it noted that my vote was a "yes" vote.

BRAD OWEN, 24th District.

ENGROSSED HOUSE BILL NO. 516, by Committee on Ethics, Law and Justice and Representatives Patrick and Wang:

Imposing a minimum five year sentence upon certain public officials committing enumerated felonies under color of office.

The bill was read the third time and placed on final passage.

Mr. Patrick spoke in favor of the bill, and Mr. Pruitt spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 516, and the bill passed the House by the following vote: Yeas, 92; nays, 6; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Burns, Maxie, Pruitt, Rinehart, Salatino.

Engrossed House Bill No. 516, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 580, by Committee on State Government (originally sponsored by Committee on State Government and Representatives Addison and Heck):

Directing administrative rules to achieve a certain minimum score on the Flesch reading ease test.

The bill was read the third time and placed on final passage.

Mr. Addison spoke in favor of passage of the bill, and Representatives Ehlers, Nelson (D) and Taylor spoke against it.

Mr. Hastings demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 580, and the bill failed to pass the House by the following vote: Yeas, 49; nays, 48; not voting, 1.

Voting yea: Representatives Addison, Barnes, Becker, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Kreidler, Lane, Leonard, Lewis, Lundquist, Maxie, McGinnis, Mitchell, Monohon, Nelson G. A., Owen, Patrick, Rosbach, Salatino, Sanders, Smith, Sprague, Stratton, Tilly, Tupper, Van Dyken, Walk, Williams, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Barrett, Brekke, Brown, Burns, Clayton, Dawson, Dickie, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Granlund, Gruger, Hine, Johnson, King J., King R., Lux, Martinis, McCormick, McDonald, Nelson D., Nickell, North, O'Brien, Padden, Prince, Pruitt, Rinehart, Rust, Schmidt, Scott, Sherman, Sommers, Struthers, Taylor, Teutsch, Thompson, Valle, Vander Stoep, Wang, Warnke, Wilson, Winsley.

Not voting: Representative Nisbet.

Substitute House Bill No. 580, having failed to receive the constitutional majority, was declared lost.

HOUSE BILL NO. 87, by Representatives Berleen, Hastings, Owen, Johnson, Lewis, Bond, Vander Stoep, Isaacson, McDonald and Hankins:

Abolishing the state hospital commission.

The bill was read the third time.

MOTION

On motion of Ms. Berleen, the rules were suspended, and House Bill No. 87 was returned to second reading.

On motion of Mr. Mitchell, Substitute House Bill No. 87 was substituted for House Bill No. 87, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 87 was read the second time.

Ms. Berleen moved adoption of the following amendment by Representatives Berleen, Mitchell, Walk and Owen:

On page 1, line 11 after "senate." insert "The hospital commission shall cease to exist on June 30, 1983, unless extended by the legislature."

Representatives Berleen and Lane spoke in favor of the amendment, and Mr. Kreidler spoke against it.

ROLL CALL

The clerk called the roll on adoption of the amendment by Representative Berleen and others to Substitute House Bill No. 87, and the amendment was adopted by the following vote: Yeas, 56; nay, 41; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, McCormick, Monohon, Nelson D., O'Brien, Pruitt, Rinehart, Rust, Sherman, Sommers, Stratton, Taylor, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representative Maxie.

On motion of Ms. Berleen, the following amendment to the title was adopted:

On page 1, line 2 after "section;" insert "providing an expiration date;"

The bill was ordered engrossed.

MOTION

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 87 be placed on final passage.

Mr. Kreidler spoke against the motion.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advance Engrossed Substitute House Bill No. 87 to third reading, and the motion failed to receive the required two-thirds majority by the following vote: Yeas, 58; nays, 39; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, McCormick, Monohon, Nelson D., O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Wang, Warnke, Winsley.

Not voting: Representative Maxie.

MOTION FOR RECONSIDERATION

Ms. Berleen, having voted on the prevailing side moved that the House reconsider the vote by which the amendments by Representative Berleen and others to Substitute House Bill No. 87 were adopted.

The motion was carried. The amendments were reconsidered and failed to be adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Berleen spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 87, and the bill passed the House by the following vote: Yeas, 91; nays, 6; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Eng, Erickson, Lux, Martinis, Taylor, Winsley.

Not voting: Representative Maxie.

Substitute House Bill No. 87, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 226, by Committee on Ethics, Law and Justice (originally sponsored by Committee on Ethics, Law and Justice and Representatives Ellis, Stratton and Rosbach):

Insuring the informed consent of a woman having an abortion.

The bill was read the third time and placed on final passage.

Representatives Padden and Ellis spoke in favor of passage of the bill, and Representatives Salatino and Gruger spoke against it.

Mr. Hastings demanded the previous question, and a division was called.

ROLL CALL

The Clerk called the roll on the demand for the previous question on the debate on final passage of Engrossed Substitute House Bill No. 226, and the demand was not sustained by the following vote: Yeas, 55; nays, 39; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Gruger, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Padden, Patrick, Prince, Rosbach, Schmidt, Smith, Sprague, Stratton, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Hankins, Heck, Hine, King J., King R., Lane, Lewis, Lux, Monohon, Nelson D., O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Teutsch, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representatives Kreidler, Maxie, Sommers, Struthers.

The Speaker stated the question before the House to be Engrossed Substitute House Bill No. 226 on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 226, and the bill passed the House by the following vote: Yeas, 57; nays, 35; not voting, 6.

Voting yea: Representatives Addison, Barnes, Barrett, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Fancher, Fiske, Gallagher, Garson, Greengo, Grimm, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, Kreidler, Lundquist, Martinis, McCormick, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Rosbach, Schmidt, Scott, Sprague, Stratton, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Becker, Bender, Brekke, Burns, Eng, Erak, Erickson, Galloway, Garrett, Granlund, Gruger, Hankins, King J., King R., Lane, Lewis, Lux, Monohon, Nelson D., Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Sherman, Sommers, Struthers, Teutsch, Thompson, Valle, Wang, Warnke.

Not voting: Representatives Berleen, Flanagan, Leonard, Maxie, Mitchell, Smith.

Engrossed Substitute House Bill No. 226, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

I wish to have it entered into the record that my vote on Engrossed Substitute House Bill No. 226 was recorded opposite to my wishes. To correct this error, I wish to have my vote recorded as "Nay" and not "Aye."

MIKE KREIDLER, 22nd District.

STATEMENT FOR THE JOURNAL

Inadvertently I failed to vote on Engrossed Substitute House Bill No. 226. Please record my vote as "Yes."

MARGARET LEONARD, 3rd District.

STATEMENT FOR THE JOURNAL

Please let the record show that I wished to vote "Yes" on Engrossed Substitute House Bill No. 226.

CURTIS P. SMITH, 13th District.

ENGROSSED HOUSE BILL NO. 63, by Representatives Monohon and Garrett:

Updating provisions allowing state credit unions to exercise powers conferred on federal credit unions doing business in state.

The bill was read the third time and placed on final passage.

Representatives Monohon and Dawson spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 63, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Clayton.

Not voting: Representative Isaacson.

Engrossed House Bill No. 63, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 572, by Committee on State Government and Representative Addison:

Transferring responsibility for voting devices to the secretary of state.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 572, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eng, Granlund.

House Bill No. 572, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 354, by Committee on State Government and Representatives Addison and Walk:

Transferring some functions of the state planning and community affairs agency to the office of financial management.

The bill was read the third time and placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 354, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Thompson.

House Bill No. 354, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 527, by Committee on State Government and Representatives Rosbach and North:

Continuing the state board on geographic names.

The bill was read the third time and placed on final passage.

Mr. Addison spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 527, and the bill passed the House by the following vote: Yeas, 94; nays, 4; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Eng, Sommers, Vander Stoep, Winsley.

Engrossed House Bill No. 527, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 84, by Committee on Appropriations - Human Services (originally sponsored by Representatives Chandler, Galloway, Salatino, Wang, Ellis, Teutsch, Nelson (D), Wilson and Brekke):

Authorizing means for the disclosure of natural parent identities to adopted persons.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 84, and the bill passed the House by the following vote: Yeas, 91; nays, 7; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Brown, Ehlers, Erickson, Gallagher, Johnson, Sherman, Winsley.

Engrossed Second Substitute House Bill No. 84, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION FOR RECONSIDERATION

Mr. Bond, having served notice on the previous day, moved that the House reconsider the vote by which Engrossed House Bill No. 25 failed to pass the House.

The motion was carried.

MOTION

On motion of Mr. Nelson (G), further consideration of Engrossed House Bill No. 25 was deferred, and the bill was ordered placed at the bottom of today's third reading calendar.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 189, by Committee on Education (originally sponsored by Committee on Education and Representative Taylor):

Authorizing administration of oral medication by common school and private school personnel.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 189, and the bill passed the House by the following vote: Yeas, 88; nays, 10; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bickham, Brekke, Dickie, Eng, Erak, Galloway, Nelson D., Rinehart, Scott, Stratton.

Engrossed Substitute House Bill No. 189, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION FOR RECONSIDERATION

Mr. Bond, having served notice on the previous day, moved for reconsideration of the vote by which Engrossed House Bill No. 723 failed to pass the House. The motion was carried.

MOTIONS

On motion of Mr. Nelson (G), further consideration of Engrossed House Bill No. 723 was deferred.

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 368, by Representatives Granlund, Ellis, Monohon, Clayton, Brown, Nelson (G), Chandler, Rust and Galloway:

Modifying provisions relating to camping clubs.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 368 was substituted for House Bill No. 368, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 368 was read the second time.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Granlund spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 368, and the bill passed the House by the following vote: Yeas, 93; nays, 3; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Struthers, Vander Stoep.

Not voting: Representatives Burns, Teutsch.

Substitute House Bill No. 368, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 22, by Representative Sprague:

Making it unlawful to sell, give, dispose, or deliver explosives to persons under eighteen.

The bill was read the second time.

Committee on Labor and Economic Development recommendation: Majority, do pass as amended. (For amendments, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Sanders, the committee amendments were adopted.

On motion of Mr. Garson, the following amendments were adopted:

On page 2, line 22 after "under" strike "~~((twenty-one))~~ eighteen" and insert "twenty-one"

On page 2, line 27 after "That" strike all material down to and including "themselves" on page 3, line 6 and insert "if there is a finding by the director that said use or disposition of explosives poses no unusual hazard to the safety of life or limb in any class of industry, where persons eighteen years of age or older are employed as users, and where said persons are adequately trained and adequately supervised by a superior in an employment relationship who is sufficiently experienced in the use of explosives, and who possesses a valid license for such use under this chapter, the director in his discretion may exclude said persons in that class of industry from said minimum age requirement"

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 22, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinchart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 22, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

Mr. Nelson (G) moved that the Rules Committee be relieved of ENGROSSED SUBSTITUTE HOUSE BILL NO. 626, and the bill be placed on the third reading calendar.

ROLL CALL

The Clerk called the roll on the motion to relieve the Rules Committee of Engrossed Substitute House Bill No. 626 and place it on the third reading calendar, and the motion was carried by the following vote: Yeas, 65; nays, 30; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Grimm, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Brown, Burns, Clayton, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Rinchart, Rust, Salatino, Thompson, Valle, Wang, Warnke.

Not voting: Representatives Bender, Nisbet, Scott.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 626, by Committee on Ethics, Law and Justice (originally sponsored by Committee on Ethics, Law and Justice and Representatives Ellis, Walk and Owen):

Providing civil and criminal penalties for certain acts relating to pornography and moral nuisances.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 626, and the bill passed the House by the following vote: Yeas, 83; nays, 13; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Burns, Eng, Gruger, Maxie, Monohon, Nelson D., Rinehart, Rust, Salatino, Scott, Valle, Wang.

Not voting: Representatives Rosbach, Wilson.

Engrossed Substitute House Bill No. 626, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 554, by Representatives Burns, Eng, Maxie, Bender, Tupper and Isaacson:

Allowing cities or towns to borrow on expected revenues from utility projects.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 554, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Flanagan, James.

Engrossed House Bill No. 554, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 116, by Representatives Schmitten, Thompson, Rosbach, Owen and Mitchell (by Department of Game request):

Revising game fees.

The bill was read the second time. On motion of Ms. Rosbach, Substitute House Bill No. 116 was substituted for House Bill No. 116, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 116 was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Rosbach and Thompson spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 116, and the bill passed the House by the following vote: Yeas, 81; nays, 17; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Bender, Berleen, Brown, Ehlers, Eng, Gallagher, Grimm, Gruger, King J., Lux, Maxie, McCormick, Pruitt, Salatino, Walk, Wang.

Substitute House Bill No. 116, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 10:00 a.m., Friday, April 3, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

EIGHTY-SECOND DAY**MORNING SESSION**

House Chamber, Olympia, Wash., Friday, April 3, 1981

The House was called to order at 10:00 a.m. by the Speaker.

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

RESOLUTION

HOUSE RESOLUTION NO. 81-38, by Representatives Bickham, Lewis, Rosbach, Vander Stoep, Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King (J), King (R), Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson (D), Nelson (G), Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Polk, Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson and Winsley:

WHEREAS, Steve and Phil Mahre of White Pass and Yakima have represented the state of Washington and the United States with skill and determination in Alpine skiing competition throughout the world; and

WHEREAS, Prior to this season, no American had ever won the World Cup which symbolizes individual excellence in Alpine ski racing; and

WHEREAS, After twenty-three World Cup races culminating at Laax, Switzerland, on March 28, 1981, Phil Mahre won the World Cup and Steve Mahre finished in fourth place among a highly competitive international field;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives congratulates Phil and Steve Mahre for their outstanding achievements and, on behalf of the skiing enthusiasts of this state, expresses its appreciation to them for the excitement they have brought to the sport of skiing in the State of Washington; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted by the Chief Clerk of the House of Representatives to Steve Mahre and to Phil Mahre.

On motion of Mr. Nelson (G), the resolution was adopted.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, April 6, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

EIGHTY-FIFTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Monday, April 6, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding).

REPORTS OF STANDING COMMITTEES

April 3, 1981

HOUSE BILL NO. 174, Prime Sponsor: Committee on Labor and Economic Development, modifying licensing requirements for podiatrists. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill by Committee on Labor and Economic Development be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; McDonald, Nisbet, Thompson, Warnke.

Voting nay: Representative Greengo.

Not attending: Representatives Becker, Williams.

April 3, 1981

ENGROSSED SENATE BILL NO. 3052, Prime Sponsor: Senator von Reichbauer, changing the availability of certain driver records. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Burns, Cantu, Chamberlain, Gallagher, Garrett, Garson, Hankins, Lundquist, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Bender, Eberle, Erak, Gallagher, Hankins, McCormick, Owen, Prince, Smith, Sprague.

April 3, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3231, Prime Sponsor: Committee on Transportation, authorizing the board of pilotage commissioners to prescribe additional qualifications for pilot applicants. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:
On page 1, line 15 after "the age of" strike "ninety" and insert "seventy"

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, Patrick, Prince, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Clayton, Vice Chairman; Bender, Eberle, McCormick, Owen, Prince.

April 3, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3232, Prime Sponsor: Committee on Transportation, authorizing state patrol closures of highways. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. There is added to chapter 47.48 RCW a new section to read as follows:

(1) Whenever the chief or another officer of the state patrol determines on the basis of a traffic investigation that an emergency exists or less than safe road conditions exist due to human-caused or natural disasters or extreme weather conditions upon any state highway, or any part thereof, state patrol officers may determine and declare closures and temporarily reroute traffic from any such affected highway.

(2) Any alteration of vehicular traffic on any state highway due to closure in emergency conditions is effective until such alteration has been approved or altered by the secretary of transportation or other department of transportation authorities in their local respective jurisdictions.

(3) All state highway closures by officers of the state patrol shall be immediately reported to the secretary of transportation and to other authorities in their local jurisdictions."

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Clayton, Vice Chairman; Bender, Eberle, McCormick, Owen, Prince.

April 3, 1981

SENATE BILL NO. 3234, Prime Sponsor: Senator von Reichbauer, revising vehicle accident reporting procedures. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Clayton, Vice Chairman; Bender, Eberle, McCormick, Owen, Prince.

March 31, 1981

SUBSTITUTE SENATE BILL NO. 3344, Prime Sponsor: Committee on Ways and Means, allocating funds for facilities for the handicapped. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: Do pass with the following amendment:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. The funds specified in sections 2 through 33 of this act, are hereby authorized as provided in this section for maximum allocation to the department of social and health services for the specified public bodies of the state for the specified projects for the planning, acquisition, construction, renovation, improvement, and equipping of regional and community facilities for the care, training, and rehabilitation of persons with sensory, physical, or mental handicaps in accordance with chapter 43.99C RCW (Referendum 37).

In accordance with RCW 43.99C.047, the amounts specified in sections 2 through 33 of this act are authorized for capital allocation by the department of social and health services from the 1979 handicapped facilities construction account appropriation contained in section 3, chapter 136, Laws of 1980.

The moneys allocated for the projects described in sections 2 through 33 of this act shall revert for reallocation if the final application for the project has not been submitted by December 31, 1981, and approved by March 31, 1982.

NEW SECTION. Sec. 2. ASOTIN COUNTY.

For Asotin County to renovate a community center for the handicapped
(Project No. 201) \$ 99,220

NEW SECTION. Sec. 3. BENTON AND FRANKLIN COUNTIES.

(1) For the City of Kennewick to renovate a vocational rehabilitation center
(Project No. 202) \$ 500,000

(2) For the City of Kennewick to purchase a home and renovate it as a group home for the developmentally disabled (Project No. 203) \$ 95,000

NEW SECTION. Sec. 4. CLALLAM COUNTY.

(1) For Clallam County to purchase and renovate an existing building for a community center for mental health day treatment (Project No. 601) \$ 81,860

(2) For the Port of Port Angeles to construct a greenhouse to serve as a sheltered workshop (Project No. 603) \$ 180,000

NEW SECTION. Sec. 5. CLARK COUNTY.

(1) For Clark County to expand an existing group home to provide additional space for developmentally disabled adults (Project No. 604) \$ 164,990

(2) For Clark County to construct a community center to serve the handicapped (Project No. 609) \$ 421,456

(3) For Clark College to construct two additional classrooms for the Parents Receiving Intensive Developmental Education (PRIDE) program to train developmentally disabled children from birth to six years of age (Project No. 632) \$ 129,310

NEW SECTION. Sec. 6. COLUMBIA COUNTY.

For Columbia County to construct a community center for the handicapped
(Project No. 209) \$ 75,000

NEW SECTION. Sec. 7. COWLITZ COUNTY.

For Cowlitz County to purchase an existing building and renovate it as a developmental disabilities center for multi-handicapped adults (residential facility and vocational program for developmentally disabled) (Project No. 611) \$ 180,000

NEW SECTION. Sec. 8. DOUGLAS AND/CHELAN COUNTIES.

For Douglas County to purchase land and construct a community center to serve mentally ill clients from Douglas and Chelan counties (Project No. 107) \$ 401,000

NEW SECTION. Sec. 9. GARFIELD COUNTY.

For Garfield County to purchase a building and renovate it as a community center for the handicapped (Project No. 210) \$ 74,268

NEW SECTION. Sec. 10. GRANT COUNTY.

For the Port of Moses Lake to renovate an existing building and purchase equipment to operate a job and living skill training program for the handicapped in a sheltered workshop (Project No. 133) \$ 259,184

NEW SECTION. Sec. 11. GRAYS HARBOR COUNTY.

(1) For Grays Harbor County to renovate a building in Elma to serve as a community center for mentally ill clients and provide day treatment (Project No. 615) \$ 100,000

(2) For Grays Harbor County to construct a community center in Aberdeen to serve mentally ill clients (Project No. 616) \$ 200,460

(3) For Grays Harbor County to renovate and equip an existing facility to be used as a sheltered workshop (Project No. 617) \$ 94,000

NEW SECTION. Sec. 12. ISLAND COUNTY.

(1) For Island County to purchase a building and renovate it as a community center for mentally ill clients (Project No. 301) \$ 92,000

(2) For Island County to purchase a building and renovate it as a developmental disabilities training center (Project No. 304) \$ 137,000

NEW SECTION. Sec. 13. JEFFERSON COUNTY.

For Jefferson County to renovate and expand an existing developmental disabilities center (Project No. 618) \$ 87,120

NEW SECTION. Sec. 14. KING COUNTY.

(1) For the Seattle Housing Authority to renovate or construct a six-unit apartment for the mentally ill (Project No. 402) \$ 425,453

(2) For the Seattle Housing Authority to construct a six-bed close-to-home unit for the physically disabled (Project No. 403) \$ 515,584

(3) For the Seattle Housing Authority to purchase a house and renovate it as a group home for six mentally ill clients (Project No. 406) \$ 174,780

(4) For the City of Bellevue to expand an existing developmental disabilities training center to serve the handicapped (Project No. 408) \$ 163,600

(5) For the City of Bellevue to purchase an existing building and renovate it as a center to provide care and training for crippled children, developmentally disabled, and severely disabled (Project No. 409) \$ 231,000

(6) For Bellevue School District No. 405 to construct a developmental disabilities training center for handicapped students (Project No. 410) \$ 330,000

(7) For the City of Issaquah to construct a group training home for severely and profoundly developmentally disabled adults (Project No. 412) \$ 88,000

(8) For the Housing Authority of King County to construct a close-to-home living unit for sixteen developmentally disabled clients (Project No. 413) \$ 726,656

(9) For King County to construct a community center for handicapped children (Project No. 414) \$ 928,759

(10) For King County to construct a community center for deaf clients (Project No. 416) \$ 1,143,087

(11) For the Seattle Housing Authority to purchase a house and renovate it as a close-to-home living unit to serve six mentally ill clients (Project No. 419) \$ 157,392

(12) For King County to construct a building to serve thirty seriously mentally ill, primarily low-income clients in a community home for the mentally ill (Project No. 420) \$ 529,496

(13) For King County to purchase a building and renovate it as a 68-bed close-to-home living unit for primarily low-income alcoholics who have been released from inpatient treatment (Project No. 421) \$ 586,037

(14) For the City of Issaquah to construct a developmental disability training center to provide work and independent living skills training for up to seventy multihandicapped adults (Project No. 423) \$ 465,318

(15) For the Port of Seattle to construct a developmental disability training center to provide vocational training of up to fifty-five severely retarded and behaviorally disordered adults (Project No. 424) \$ 799,597

(16) For Community College District No. 9 to construct a group home for up to eight developmentally disabled and physically handicapped clients of all ages (Project No. 426) \$ 340,708

(17) If a project or group of projects with a dollar value of at least \$789,353 does not meet the deadlines specified in section 1 of this 1981 act, the department of social and health services shall allocate funds not exceeding

\$789,353 to King County for the construction of a developmental disability training center to provide prevocational services as well as social and living skills for retarded adults (Project No. 422).

NEW SECTION. Sec. 15. KITSAP COUNTY.

(1) For the City of Winslow to purchase, renovate, and expand a building for use as a multipurpose community center for the handicapped (Project No. 501) \$ 162,500

(2) For Kitsap County to purchase specialized equipment to enrich existing programs in a children's developmental disabilities center and an adult sheltered workshop (Project No. 503) \$ 13,620

(3) For Kitsap County to expand a community mental health center to serve seriously mentally handicapped clients (Project No. 505) \$ 199,920

(4) For Kitsap County to purchase special woodshop equipment to expand work and training experience for the handicapped at a sheltered workshop (Project No. 509) \$ 106,983

(5) For Kitsap County to construct a community center to serve physically and developmentally disabled clients (Project No. 510) \$ 298,785

NEW SECTION. Sec. 16. KITTITAS COUNTY.

(1) For Kittitas County to expand a developmental disabilities training center (Project No. 211) \$ 44,000

(2) For Kittitas County to purchase a building and renovate it as a mental health center (Project No. 212) \$ 118,140

NEW SECTION. Sec. 17. KLICKITAT COUNTY.

(1) For Klickitat County to purchase a mobile home to be used as a residential facility for four developmentally disabled adults (Project No. 619) \$ 50,625

(2) For Klickitat County to purchase a facility to house a community center for the county's developmental disability and mental health programs to serve developmentally disabled children from birth to five years of age and mentally ill clients of all ages (Project No. 633) \$ 44,655

NEW SECTION. Sec. 18. LEWIS COUNTY.

For Lewis County to purchase and remodel a building to serve as a community mental health center (Project No. 620) \$ 324,280

NEW SECTION. Sec. 19. MASON COUNTY.

For the Port of Shelton to purchase a building for a day training center for developmentally disabled clients (Project No. 624) \$ 168,400

NEW SECTION. Sec. 20. OKANOGAN COUNTY.

For Okanogan County to purchase a building and renovate it as a community center to serve developmentally disabled and mental health clients (Project No. 112) \$ 188,760

NEW SECTION. Sec. 21. PACIFIC COUNTY.

For Pacific County to construct a community center for mental health, developmentally disabled, and drug and alcohol clients (Project No. 627) \$ 101,640

NEW SECTION. Sec. 22. PIERCE COUNTY.

(1) For Pierce County to purchase a house and renovate it as a group home for developmentally disabled adolescents (Project No. 513) \$ 155,000

(2) For Pierce County to construct a community home for chronically mentally ill clients in conjunction with a related outpatient treatment center (Project No. 514) \$ 432,200

(3) For the City of Tacoma to purchase equipment for expansion of vocational training at a sheltered workshop (Project No. 516) \$ 6,432

(4) For the City of Tacoma to construct a community center for a consortium of handicapped groups to provide multiple services to blind, deaf, and physically handicapped clients (Project No. 519) \$ 1,000,000

(5) For the City of Tacoma to construct a residential treatment center for psychiatrically impaired youths (Project No. 520) \$ 596,006

(6) For the Housing Authority of the City of Tacoma to purchase an existing building and renovate it as specialized housing for developmentally disabled youths (Project No. 521) \$ 95,000

(7) For the City of Puyallup to purchase and renovate duplex housing for developmentally disabled clients to improve independent living skills (Project No. 523) \$ 450,000

NEW SECTION. Sec. 23. SAN JUAN COUNTY.

For San Juan County to purchase a building and renovate it as a community center for mental health, alcohol, and developmental disabilities programs (Project No. 305) \$ 75,000

NEW SECTION. Sec. 24. SKAGIT COUNTY.

(1) For Skagit County to renovate a building as a day treatment center for mental health clients (Project No. 306) \$ 23,280

(2) For Skagit County to construct a building for a developmental disabilities training center (Project No. 307)	\$	164,372
(3) For Skagit Valley Community College to construct a building for a sheltered workshop (Project No. 308)	\$	159,375
<u>NEW SECTION, Sec. 25. SKAMANIA COUNTY.</u>		
For Skamania County to construct a developmental disabilities training center (Project No. 628)	\$	46,000
<u>NEW SECTION, Sec. 26. SNOHOMISH COUNTY.</u>		
(1) For the Port of Everett to renovate an existing building, purchase equipment, and construct a building for a sheltered workshop (Project No. 311)	\$	53,803
(2) For Edmonds Community College to renovate a former school as a sheltered workshop and developmental disabilities training center (Project No. 313)	\$	620,800
(3) For Snohomish County to construct two buildings for day treatment centers for developmentally disabled and mentally ill children and adults (Project No. 315)	\$	563,400
(4) For Community College District No. 5 to construct a specialized group home for six severely developmentally disabled children and adults (Project No. 323)	\$	514,835
<u>NEW SECTION, Sec. 27. SPOKANE COUNTY.</u>		
(1) For School District No. 81 to renovate an existing building as a developmental disabilities training center to serve children (Project No. 116)	\$	244,000
(2) For Spokane County to purchase equipment for a vocational rehabilitation center (Project No. 117)	\$	383,345
(3) For Spokane County to construct a building and renovate another building to serve the handicapped (Project No. 121)	\$	126,000
(4) For Spokane County to purchase a building and renovate it to serve as a community center for the deaf/blind (Project No. 122)	\$	531,034
(5) For Spokane County to construct a group home for mentally retarded adults and purchase and remodel a home for severely mentally retarded adults (Project No. 124)	\$	250,000
(6) For Spokane County to purchase a building and renovate it as a community mental health center focusing on vocational rehabilitation of mentally ill adults (Project No. 134)	\$	170,630
(7) For Spokane County to purchase equipment to develop and expand a job training program for developmentally disabled and physically handicapped adults (Project No. 135)	\$	8,080
<u>NEW SECTION, Sec. 28. STEVENS COUNTY.</u>		
(1) For Stevens County to construct and partially renovate a vocational rehabilitation sheltered workshop (Project No. 125)	\$	74,740
(2) For Stevens County to renovate the mental health center to expand services (Project No. 126)	\$	92,240
<u>NEW SECTION, Sec. 29. THURSTON COUNTY.</u>		
For Thurston County to construct a mental health center to serve Thurston and Mason counties (Project No. 630)	\$	575,000
<u>NEW SECTION, Sec. 30. WALLA WALLA COUNTY.</u>		
(1) For Walla Walla County to purchase rehabilitation equipment, renovate a sheltered workshop, and purchase a house to serve as a living unit for four developmentally disabled adults (Project No. 215)	\$	92,250
(2) For Walla Walla County to renovate the mental health center to expand services (Project No. 217)	\$	48,000
(3) For Walla Walla County to purchase a premanufactured building for an infant stimulation program serving handicapped children from birth to three years of age (Project No. 223)	\$	66,000
<u>NEW SECTION, Sec. 31. WHATCOM COUNTY.</u>		
(1) For Whatcom County to purchase and renovate a building as a supervised residential and treatment center for mentally ill clients (Project No. 319)	\$	201,150
(2) For Whatcom County to renovate a developmental disabilities training center in Bellingham (Project No. 320)	\$	42,855
(3) For Whatcom County to renovate a developmental disabilities training center in Lynden (Project No. 321)	\$	15,967
(4) For Whatcom County to construct a building for a sheltered workshop and training center for the developmentally disabled (Project No. 322)	\$	307,817
<u>NEW SECTION, Sec. 32. WHITMAN COUNTY.</u>		
(1) For Whitman County to purchase microfilm processing equipment for a sheltered employment project to serve developmentally disabled adults (Project No. 130)	\$	42,432

(2) For Whitman County to renovate a portion of the mental health center to expand services (Project No. 132)	\$	73,900
(3) For Whitman County to purchase a house and renovate it as a group home for eight severely developmentally disabled adults (Project No. 141)	\$	118,812
<u>NEW SECTION, Sec. 33. YAKIMA COUNTY.</u>		
(1) For the City of Union Gap to renovate a vocational rehabilitation training center (Project No. 220)	\$	106,090
(2) For Yakima County to purchase equipment for a developmental disability training center (Project No. 221)	\$	46,058
(3) For Yakima County to purchase a building and renovate it as a center for deaf persons (Project No. 222)	\$	400,000
(4) For Yakima County to purchase equipment to expand an agricultural wood products program at a developmental disability training center (Project No. 225)	\$	56,000
(5) For Yakima County to purchase and renovate six two-bedroom units as supervised community homes for the mentally ill (Project No. 226)	\$	125,000
(6) For Yakima County to purchase a home and renovate it as a group home for six developmentally disabled adults from 21 to 35 years of age (Project No. 229)	\$	105,000

NEW SECTION, Sec. 34. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION, Sec. 35. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Houchen, Johnson, Kreidler, Mitchell, Pruitt.

Voting nay: Representative Valle.

Not attending: Representatives Dawson, Tilly.

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fifth order of business were passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Tuesday, April 7, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

10 EIGHTY-SIXTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, April 7, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages James Carbough and Robert Parrish. Prayer was offered by The Reverend Lee Forstrom of the Westwood Baptist Church of Olympia.

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

MESSAGES FROM THE SENATE

April 1, 1981

Mr. Speaker:

The Senate has passed:

SECOND SUBSTITUTE SENATE BILL NO. 3105,
ENGROSSED SENATE BILL NO. 3310,
SENATE BILL NO. 3394,
ENGROSSED SENATE BILL NO. 3591,
SENATE BILL NO. 3717,
SUBSTITUTE SENATE BILL NO. 3751,
SUBSTITUTE SENATE BILL NO. 3824,
SUBSTITUTE SENATE BILL NO. 3857,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3945,
ENGROSSED SENATE BILL NO. 4026,
SENATE BILL NO. 4083,
ENGROSSED SUBSTITUTE SENATE BILL NO. 4085,
ENGROSSED SUBSTITUTE SENATE BILL NO. 4190,
ENGROSSED SENATE BILL NO. 4208,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 2, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 3118,
ENGROSSED SENATE BILL NO. 3304,
SUBSTITUTE SENATE BILL NO. 3360,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3522,
ENGROSSED SENATE BILL NO. 3565,
ENGROSSED SENATE BILL NO. 3580,
SUBSTITUTE SENATE BILL NO. 3602,
ENGROSSED SENATE BILL NO. 3610,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3704,
SENATE BILL NO. 3776,
SUBSTITUTE SENATE BILL NO. 3777,
SUBSTITUTE SENATE BILL NO. 3778,
REENGROSSED SUBSTITUTE SENATE BILL NO. 3797,
SUBSTITUTE SENATE BILL NO. 3844,
ENGROSSED SENATE BILL NO. 3871,
SUBSTITUTE SENATE BILL NO. 3890,
ENGROSSED SENATE BILL NO. 4034,
SUBSTITUTE SENATE BILL NO. 4078,
SUBSTITUTE SENATE BILL NO. 4087,
ENGROSSED SUBSTITUTE SENATE BILL NO. 4182,

SUBSTITUTE SENATE BILL NO. 4315,
 ENGROSSED SENATE BILL NO. 4348,
 SUBSTITUTE SENATE BILL NO. 4360,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 4, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3636,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 6, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 3640,
 SENATE BILL NO. 4201,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 742, by Committee on Appropriations – Human Services and Representatives Chandler and Nisbet:

AN ACT Relating to the distribution of liquor revolving fund moneys; amending section 77, chapter 62, Laws of 1933 ex. sess. as last amended by section 166, chapter 151, Laws of 1979 and RCW 66.08-.180; and amending section 13, chapter 188, Laws of 1953 as last amended by section 1, chapter 84, Laws of 1975-'76 2nd ex. sess. and RCW 68.08.107.

To Committee on Appropriations – Human Services.

HOUSE BILL NO. 743, by Representatives Struthers, Hastings and Lane:

AN ACT Relating to the unfair cigarette sales act; amending section 1, chapter 286, Laws of 1957 as last amended by section 1, chapter 107, Laws of 1979 and RCW 19.91.010; amending section 8, chapter 286, Laws of 1957 as amended by section 13, chapter 278, Laws of 1975 1st ex. sess. and RCW 19.91.080; amending section 13, chapter 286, Laws of 1957 as amended by section 14, chapter 278, Laws of 1975 1st ex. sess. and RCW 19.91.130; amending section 14, chapter 286, Laws of 1957 as amended by section 15, chapter 278, Laws of 1975 1st ex. sess. and RCW 19.91.140; amending section 15, chapter 286, Laws of 1957 as amended by section 16, chapter 278, Laws of 1975 1st ex. sess. and RCW 19.91.150; amending section 18, chapter 286, Laws of 1957 as amended by section 17, chapter 278, Laws of 1975 1st ex. sess. and RCW 19.91.180; amending section 19, chapter 286, Laws of 1957 as last amended by section 2, chapter 107, Laws of 1979 and RCW 19.91.190; creating new sections; providing an effective date; and declaring an emergency.

To Committee on Labor and Economic Development

HOUSE BILL NO. 744, by Committee on Appropriations – General Government and Representatives Williams and Isaacson:

AN ACT Relating to salaries of members of the legislature; and amending section 43.03.010, chapter 8, Laws of 1965 as last amended by section 1, chapter 255, Laws of 1979 ex. sess. and RCW 43.03.010.

To Committee on Appropriations – General Government

SECOND SUBSTITUTE SENATE BILL NO. 3105, by Committee on Ways and Means (originally sponsored by Senators Charnley, Zimmerman, Conner, Peterson, McDermott, Guess, Goltz and Gould – by Department of Natural Resources request):

Establishing a natural heritage program.

To Committee on Ways and Means

SUBSTITUTE SENATE BILL NO. 3118, by Committee on Local Government (originally sponsored by Senators Gaspard and Sellar):

Permitting any port district to appoint police officers.

To Committee on Local Government

ENGROSSED SENATE BILL NO. 3304, by Senators Wilson and Deccio:

Modifying eligibility requirements for local jail improvement and construction funds.

To Committee on Institutions

ENGROSSED SENATE BILL NO. 3310, by Senators Gould, Williams and Fuller:

Confirming rules adopted as standards for energy use in buildings.

To Committee on Energy and Utilities

SUBSTITUTE SENATE BILL NO. 3360, by Committee on Parks and Ecology (originally sponsored by Senators Patterson, Charnley and Zimmerman):

Providing for park and recreation service areas.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3394, by Senators Goltz, Bottiger and Quigg:

Increasing the tax credit for cogeneration facilities.

To Committee on Revenue

ENGROSSED SUBSTITUTE SENATE BILL NO. 3522, by Committee on Agriculture (originally sponsored by Senators Hansen, Deccio, Gaspard, Talley, Fuller, Sellar, Bauer, Wilson and Benitz):

Providing for the preservation of agricultural lands.

To Committee on Revenue

ENGROSSED SENATE BILL NO. 3565, by Senators Quigg, Fleming and Peterson:

Modifying requirements for harbor area leases.

To Committee on Natural Resources and Environmental Affairs

ENGROSSED SENATE BILL NO. 3580, by Senators Guess and Hansen:

Excluding from disclosure certain information relating to bids.

To Committee on State Government

ENGROSSED SENATE BILL NO. 3591, by Senators Craswell, Bottiger and Guess:

Permitting counties to establish local improvement districts for water, sewer and/or drainage.

To Committee on Local Government

SUBSTITUTE SENATE BILL NO. 3602, by Committee on Commerce and Labor (originally sponsored by Senators Vognild and Newhouse):

Establishing industrial insurance benefit payment requirement for self-insurers.

To Committee on Financial Institutions and Insurance

ENGROSSED SENATE BILL NO. 3610, by Senators Wojahn, Jones, Vognild, Deccio, Hemstad, Williams, Quigg, Hurley and Newhouse:

Authorizing a class L liquor license for nonprofit arts organizations.

To Committee on Labor and Economic Development

ENGROSSED SUBSTITUTE SENATE BILL NO. 3636, by Committee on Ways and Means (originally sponsored by Senators Hayner, Scott and Jones - by Office of Financial Management request):

Adopting the budget.

To Committee on Ways and Means

SUBSTITUTE SENATE BILL NO. 3640, by Committee on Judiciary (originally sponsored by Senators Hayner, Rasmussen, Newhouse, Jones, Talley and Benitz – by Attorney General request):

Granting the attorney general authority to investigate and prosecute crimes of public corporation.

To Committee on Ethics, Law and Justice

ENGROSSED SUBSTITUTE SENATE BILL NO. 3704, by Committee on State Government (originally sponsored by Senator Rasmussen):

Modifying provisions relating to the law against discrimination.

To Committee on State Government

SENATE BILL NO. 3717, by Senators Peterson and Goltz:

Authorizing criminal justice training for law enforcement personnel of recognized Indian tribes.

To Committee on Appropriations – Human Services

SUBSTITUTE SENATE BILL NO. 3751, by Committee on Natural Resources (originally sponsored by Senators Gallagher, Rasmussen, Quigg, Sellar, Shinpoch, Lee, Haley, Peterson, Fuller, Bottiger, Metcalf, Zimmerman and Vognild):

Transferring the licensing functions of the departments of fisheries and game to the department of licensing.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3776, by Senators von Reichbauer, Gallagher, Conner and Guess (by Department of Licensing request):

Revising procedures for issuance of vehicle trip permits.

To Committee on Transportation

SUBSTITUTE SENATE BILL NO. 3777, by Committee on Transportation (originally sponsored by Senators von Reichbauer, Gallagher, Conner and Guess – by Department of Licensing request):

Establishing appeal and collection of procedures for proportionally licensed vehicles.

To Committee on Transportation

SUBSTITUTE SENATE BILL NO. 3778, by Committee on Transportation (originally sponsored by Senators von Reichbauer, Gallagher, Conner and Guess – by Department of Licensing request):

Revising proportional vehicle licensing laws.

To Committee on Transportation

REENGROSSED SUBSTITUTE SENATE BILL NO. 3797, by Committee on Energy and Utilities (originally sponsored by Senators Gould, Bottiger, Guess, Hemstad, Hurley, Scott, Williams, Woody and Moore):

Modifying provisions relating to the management of joint operating agencies.

To Committee on Local Government

SUBSTITUTE SENATE BILL NO. 3824, by Committee on Parks and Ecology (originally sponsored by Senators Talley and Fuller):

Authorizing adjacent land owners to own accretion caused by the volcanic eruption.

To Committee on Natural Resources and Environmental Affairs

SUBSTITUTE SENATE BILL NO. 3844, by Committee on Constitution and Elections (originally sponsored by Senators Craswell, Goltz and Metcalf):

Prohibiting legislators from accepting campaign contributions during the legislative session.

To committee on Ethics, Law and Justice

SUBSTITUTE SENATE BILL NO. 3857, by Committee on Social and Health Services (originally sponsored by Senators Moore, Haley and Hemstad):

Extending authority for use of legend drugs.

To Committee on Human Services

ENGROSSED SENATE BILL NO. 3871, by Senators Benitz, Patterson and Guess:

Facilitating construction of a toll bridge at north Richland.

To Committee on Transportation

SUBSTITUTE SENATE BILL NO. 3890, by Committee on Judiciary (originally sponsored by Senators Jones, Moore and Hemstad):

Modifying provisions on commercial paper.

To Committee on Ethics, Law and Justice

ENGROSSED SUBSTITUTE SENATE BILL NO. 3945, by Committee on Natural Resources (originally sponsored by Senators Zimmerman, Bauer, Benitz and Talley):

Authorizing the establishment of an Oregon-Washington bi-state Columbia River Gorge agreement.

To Committee on Natural Resources and Environmental Affairs

ENGROSSED SENATE BILL NO. 4026, by Senator Bluechel:

Redefining personal service for purposes of personal service contracts with state agencies.

To Committee on State Government

ENGROSSED SENATE BILL NO. 4034, by Senators Talmadge and Newhouse:

Modifying provisions on refunds for property taxes paid.

To Committee on Revenue

SUBSTITUTE SENATE BILL NO. 4078, by Committee on Ways and Means (originally sponsored by Senators Scott, Jones, Hayner and Craswell - by Governor Spellman request):

Establishing a budget stabilization account.

To Committee on Ways and Means

SENATE BILL NO. 4083, by Senators Hemstad, Talmadge and Clarke:

Placing judicial training under the administrator for the courts.

To Committee on Ethics, Law and Justice

ENGROSSED SUBSTITUTE SENATE BILL NO. 4085, by Committee on Energy and Utilities (originally sponsored by Senators Gould, Williams and Newhouse - by Governor Spellman request):

Modifying powers and duties of the energy office.

SUBSTITUTE SENATE BILL NO. 4087, by Committee on Agriculture (originally sponsored by Senator Benitz):

Providing for emergency cloud seeding.

To Committee on Agriculture

ENGROSSED SUBSTITUTE SENATE BILL NO. 4182, by Committee on Energy and Utilities (originally sponsored by Senator Gould):

Enacting the Northwest Interstate Compact on Low-Level Radioactive Waste Management.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4190, by Committee on Parks and Ecology (originally sponsored by Senator Lee):

Providing for a study and evaluation of the state environmental policy act.

To Committee on Labor and Economic Development

SENATE BILL NO. 4201, by Senator Clarke:

Regulating the valuation of insurance and nonforfeiture of life insurance.

To Committee on Financial Institutions and Insurance

ENGROSSED SENATE BILL NO. 4208, by Senators Gould, Newhouse and Williams (by Washington State Energy Office request):

Modifying the governor's powers during energy shortages.

SUBSTITUTE SENATE BILL NO. 4315, by Committee on Energy and Utilities (originally sponsored by Senators Quigg, McCaslin, Fuller, Newhouse, Gould and Bluechel):

Extending powers of joint operating agencies.

To Committee on Energy and Utilities

ENGROSSED SENATE BILL NO. 4348, by Senators Sellar, Clarke and Bauer (by Department of General Administration request):

Establishing revolving funds for the division of banking and the division of savings and loan associations.

To Committee on Financial Institutions and Insurance

SUBSTITUTE SENATE BILL NO. 4360, by Committee on Education (originally sponsored by Senator Hayner):

Changing procedure for determining payments by nonhigh school districts to high school districts.

To Committee on Education

REPORTS OF STANDING COMMITTEES

April 3, 1981

SENATE BILL NO. 3042, Prime Sponsor: Senator Wojahn, expanding the authorization for satellite facilities of financial institutions. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Monohon, Rosbach, Sanders, Scott.

Not attending: Representatives Bond, Nisbet, Salatino.

Passed to Committee on Rules for second reading.

April 6, 1981

SENATE BILL NO. 3062, Prime Sponsor: Senator von Reichbauer, exempting traffic restrictions shown by signs from adoption through the APA. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Cantu, Chamberlain, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Bender, Burns, Eberle, Erak, Gallagher, Owen, Sprague, Walk.

Passed to Committee on Rules for second reading.

April 6, 1981

SUBSTITUTE SENATE BILL NO. 3064, Prime Sponsor: Committee on Transportation, prohibiting abandoning junk vehicles in public parking lots. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Cantu, Chamberlain, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Bender, Burns, Eberle, Erak, Owen, Sprague, Walk.

Passed to Committee on Rules for second reading.

April 6, 1981

SENATE BILL NO. 3065, Prime Sponsor: Senator von Reichbauer, clarifying authority over limited access highway facilities. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Bender, Eberle, Erak, Owen, Sprague.

Passed to Committee on Rules for second reading.

April 3, 1981

SUBSTITUTE SENATE BILL NO. 3205, Prime Sponsor: Committee on Financial Institutions and Insurance, modifying provisions regulating savings and loan associations. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Monohon, Rosbach, Sanders, Scott.

Not attending: Representatives Bond, Nisbet, Salatino.

Passed to Committee on Rules for second reading.

April 3, 1981

SENATE BILL NO. 3207, Prime Sponsor: Senator Rasmussen, extending the authorization on the transfer of public funds by electronic communication. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Eng, King (R), McGinnis, Monohon, Rosbach, Sanders, Scott.

Not attending: Representatives Bond, Salatino.

Not signing report: Representatives Dickie, Nisbet.

Passed to Committee on Rules for second reading.

April 3, 1981

SENATE BILL NO. 3208, Prime Sponsor: Senator Rasmussen, excluding the state treasurer from the reporting requirement on highest bank balances during the fiscal year. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Eng, King (R), McGinnis, Monohon, Rosbach, Sanders, Scott.

Not attending: Representatives Bond, Salatino.

Not signing report: Representatives Dickie, Nisbet.

Passed to Committee on Rules for second reading.

April 6, 1981

SUBSTITUTE SENATE BILL NO. 3214, Prime Sponsor: Committee on Social and Health Services, providing for the sale of early milk to persons with multiple sclerosis. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Mitchell, Chairman; Kridler, Ranking Minority Member; Erickson, Houchen, King (J), Lane, Leonard, Nickell, North, Padden, Pruitt, Stratton, Vander Stoep, Wang.

Not attending: Representatives Lewis, Vice Chairman; Pruitt, Teutsch, Winsley.

Passed to Committee on Rules for second reading.

April 6, 1981

SENATE BILL NO. 3230, Prime Sponsor: Senator Talley, limiting liability of pilots. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 30 after "pursuant to" strike "RCW 88.16.010" and insert "Chapter 88.16 RCW"

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Chamberlain, Eberle, Gallagher, Hankins, Patrick, Prince, Schmidt, Smith, Walk.

Voting nay: Representatives Martinis, Ranking Minority Member; Garson, Lundquist.

Not signing report: Representatives Bender, Burns, Garrett, McCormick, Sherman, Sprague.

Not attending: Representatives Eberle, Erak, Owen.

Passed to Committee on Rules for second reading.

April 3, 1981

SENATE BILL NO. 3327, Prime Sponsor: Senator Gaspard, pertaining to powers and duties of mutual savings banks. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Eng, McGinnis, Monohon, Nisbet, Rosbach, Sanders, Scott.

Not signing report: Representatives Dickie, King (R).

Not attending: Representatives Bond, Salatino.

Passed to Committee on Rules for second reading.

April 6, 1981

SENATE BILL NO. 3589, Prime Sponsor: Senator Talley, revising certain laws governing the promulgation and distribution of transportation tariffs. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Bender, Eberle, Erak, Owen.

Passed to Committee on Rules for second reading.

April 3, 1981

SENATE BILL NO. 3632, Prime Sponsor: Senator Wojahn, modifying provisions relating to branch banking. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Monohon, Nisbet, Rosbach, Sanders, Scott.

Not attending: Representatives Bond, Salatino.

Passed to Committee on Rules for second reading.

April 3, 1981

ENGROSSED SENATE BILL NO. 3903, Prime Sponsor: Senator Newhouse, excluding weekends and holidays from definition of "banking day." Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, McGinnis, Monohon, Nisbet, Rosbach, Sanders, Scott.

Not signing report: Representative King (R).

Not attending: Representatives Bond, Nisbet, Salatino.

Passed to Committee on Rules for second reading.

April 6, 1981

SENATE BILL NO. 4080, Prime Sponsor: Senator Wilson, implementing monthly tonnage purchase. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Bender, Eberle, Erak, Owen.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 274, by Committee on Human Services and Representative Mitchell:

Modifying licensing procedures for practical nurses.

The bill was read the second time. On motion of Mr. Mitchell, Substitute House Bill No. 274 was substituted for House Bill No. 274, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 274 was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 274, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Owen.

Not voting: Representative Wang.

Substitute House Bill No. 274, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Nelson (G), the following bills remaining on the second reading calendar were referred to the committee of origin:

HOUSE BILL NO. 28 to Committee on Human Services;

HOUSE BILL NO. 72 to Committee on Ethics, Law and Justice;

HOUSE BILL NO. 91 to Committee on Institutions;

HOUSE BILL NO. 261 to Committee on Local Government;

HOUSE BILL NO. 429 to Committee on Local Government;

HOUSE BILL NO. 454 to Committee on Financial Institutions and Insurance;

HOUSE BILL NO. 517 to Committee on Human Services;

HOUSE BILL NO. 528 to Committee on Education;

HOUSE BILL NO. 653 to Committee on Local Government;

HOUSE BILL NO. 687 to Committee on Labor and Economic Development;

HOUSE BILL NO. 718 to Committee on Appropriations - General Government;

HOUSE BILL NO. 737 to Committee on State Government.

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

On motion of Mr. Nelson (G), the following bills remaining on the third reading calendar were referred to the committee of origin:

SUBSTITUTE HOUSE BILL NO. 10 to Committee on Ethics, Law and Justice;

ENGROSSED HOUSE BILL NO. 127 to Committee on Natural Resources and Environmental Affairs;

HOUSE BILL NO. 150 to Committee on Natural Resources and Environmental Affairs;
 SUBSTITUTE HOUSE BILL NO. 329 to Committee on Local Government;
 ENGROSSED HOUSE BILL NO. 351 to Committee on Higher Education;
 ENGROSSED HOUSE BILL NO. 358 to Committee on State Government;
 ENGROSSED HOUSE BILL NO. 365 to Committee on State Government;
 ENGROSSED HOUSE BILL NO. 457 to Committee on Transportation;
 HOUSE BILL NO. 567 to Committee on Ethics, Law and Justice;
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 652 to Committee on Natural Resources and Environmental Affairs;
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 699 to Committee on Financial Institutions and Insurance.

SUBSTITUTE HOUSE BILL NO. 355, by Committee on Transportation (originally sponsored by Committee on Transportation and Representatives Eberle and Wilson):

Limiting penalties for the traffic infraction of energy waste.

The bill was read the third time and placed on final passage.

POINT OF ORDER

Mr. Martinis: "Mr. Speaker, the bill was not ruled as something that would have to go back to Rules. It implies that it does have a twenty dollar fine for energy infractions, which is actually a decrease in revenue, but that's not really the intent of the act. The intent of the act is an energy infraction which is not rightly reported to the insurance companies, so that speeders on our highways would be exempt if they are endangering life and limb, which is the major deterrent in traffic infractions. Those people who patrol our highways have proved that this has had an effect on our highways in the state of Washington, and that the judgment on the fiscal impact of keeping it on the calendar is phony."

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker, I'd like to have the ruling as to the objections by Representative Martinis, but I didn't expect a third reading speech on the pros and cons until you ruled on that."

SPEAKER'S RULING (MR. AMEN PRESIDING)

The Speaker (Mr. Amen presiding): "Representative Martinis, the bill provides for a reduction in the fine from twenty-five dollars to twenty dollars; therefore it is a revenue bill and would be considered."

Representatives Wilson, Eberle, Sprague and Dawson spoke in favor of passage of the bill, and Representatives Martinis, Walk, Bender and Nelson (D) spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 355, and the bill failed to pass the House by the following vote: Yeas, 43; nays, 54; not voting, 1.

Voting yea: Representatives Addison, Barnes, Barr, Barrett, Cantu, Chamberlain, Clayton, Dawson, Eberle, Ellis, Fancher, Fiske, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lundquist, McCormick, McDonald, McGinnis, Monohon, Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Struthers, Tilly, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Dickie, Ehlers, Eng, Erak, Erickson, Flanagan, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lewis, Lux, Martinis, Maxie, Mitchell, Nelson D., Nelson G. A., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Walk, Wang.

Not voting: Representative Chandler.

Substitute House Bill No. 355, having failed to receive the constitutional majority, was declared lost.

SUBSTITUTE HOUSE BILL NO. 555, by Committee on Labor and Economic Development (originally sponsored by Committee on Labor and Economic Development and Representatives Sanders, Patrick and Scott):

Modifying the regulation of escrow agents and officers.

The bill was read the third time and placed on final passage.

POINT OF ORDER

Mr. O'Brien: "It appears to me, Mr. Speaker, that House Bill No. 555 doesn't come under the scope of House Concurrent Resolution No. 3. It is not a general fund revenue measure."

SPEAKER'S RULING (MR. AMEN PRESIDING)

The Speaker (Mr. Amen presiding): "Representative O'Brien, the fiscal note shows that there is a \$100,000 impact, so your point is not well taken."

MOTIONS

On motion of Mr. Nelson (G), Substitute House Bill No. 555 was rereferred to Committee on Revenue.

On motion of Mr. Nelson (G), **SUBSTITUTE HOUSE BILL NO. 578** was rereferred to Committee on Revenue.

On motion of Mr. Nelson (G), the rules were suspended and **ENGROSSED HOUSE BILL NO. 723** was returned to second reading for the purpose of amendment.

On motion of Mr. Nelson (G), further consideration of Engrossed House Bill No. 723 was deferred, and the bill was placed at the bottom of today's second reading calendar.

SUBSTITUTE HOUSE BILL NO. 388, by Committee on Appropriations - Human Services (originally sponsored by Representatives Houchen, Becker, Leonard, Heck, Garrett, Patrick, Barr, Gruger, Rinehart, Burns, Lux, Maxie, Valle, Sommers, Nelson (D), Pruitt, Rust, Hine and Brekke - by Governor Spellman request):

Authorizing local jail improvement and construction bonds.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 388, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Chandler.

Substitute House Bill No. 388, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3076, by Committee on Ways and Means (originally sponsored by Senators Goltz, Jones, Wojahn, Craswell and Shinpoeh):

Providing for the taxation of vending machine sales of food.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3076, and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Erak, Scott, Warnke.

Not voting: Representative Chandler.

Substitute Senate Bill No. 3076, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3221, by Senators Goltz, Jones and Charnley:

Exempting certain students from other states from nonresident portion of tuition and fees where admitted to University of Washington dental school under contracts with certain other western states.

The bill was read the third time and placed on final passage.

Ms. Teutsch spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3221, and the bill passed the House by the following vote: Yeas, 92; nays, 5; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Bond, Erickson, Fancher, Flanagan.

Not voting: Representative Chandler.

Senate Bill No. 3221, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

On motion of Mr. Nelson (G), the rules were suspended and ENGROSSED SUBSTITUTE SENATE BILL NO. 4085, ENGROSSED SUBSTITUTE SENATE BILL NO. 4182 and ENGROSSED SENATE BILL NO. 4208 were advanced to second reading and placed at the bottom of today's second reading calendar.

On motion of Mr. Nelson (G), ENGROSSED SENATE BILL NO. 3071 was rereferred from Committee on Rules to Committee on Appropriations - General Government.

On motion of Mr. Nelson (G), ENGROSSED SUBSTITUTE SENATE BILL NO. 4190 was referred to Committee on Labor and Economic Development.

The Speaker (Mr. Amen presiding) declared the House to be at ease.

The Speaker called the House to order.

NOTICE OF RECONSIDERATION

Mr. Bond, having voted on the prevailing side, served notice that he would, on the next working day, move for reconsideration of the vote by which Substitute House Bill No. 355 failed to pass the House.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Wednesday, April 8, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

EIGHTY-SEVENTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, April 8, 1981

The House was called to order at 9:30 a.m. by the Speaker.

MESSAGE FROM THE SENATE

April 7, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE BILL NO. 3355,
SUBSTITUTE SENATE BILL NO. 3534,
SENATE BILL NO. 3612,
SENATE BILL NO. 3796,
ENGROSSED SENATE BILL NO. 3928,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 745, by Committee on Ethics, Law and Justice and Representatives Ellis and Johnson:

AN ACT Relating to crimes; adding a new chapter to Title 9 RCW; prescribing penalties; and declaring an emergency.

To Committee on Ethics, Law and Justice

ENGROSSED SENATE BILL NO. 3355, by Senators Hansen, Deccio, Gaspard, Wilson and Jones (by Department of Agriculture request):

Making miscellaneous changes in laws regulated by department of agriculture or director thereof.

To Committee on Agriculture

SUBSTITUTE SENATE BILL NO. 3534, by Committee on Local Government (originally sponsored by Senators Moore and Gallagher):

Revising laws relating to sewer and water districts.

To Committee on Local Government

SENATE BILL NO. 3612, by Senators Hurley, Zimmerman, Goltz and Fuller:

Establishing a state parks campsite reservation and information system.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3796, by Senators Benitz, Charnley and Jones:

Modifying provisions relating to intoxicating liquor.

To Committee on Labor and Economic Development

ENGROSSED SENATE BILL NO. 3928, by Senators Clarke and Deccio (by Department of General Administration request):

Revising laws relating to industrial loan companies.

To Committee on Financial Institutions and Insurance

MOTION

On motion of Mr. Nelson (G), the bill listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

April 6, 1981

HOUSE BILL NO. 607, Prime Sponsor: Representative Lundquist, providing assistance to small businesses engaged in domestic log manufacturing. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Addison, Barr, Dawson, Erak, Garson, Lundquist, Martinis, Mitchell, Nickell, Stratton, Williams, Wilson.

Voting nay: Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Brekke, McDonald, Rinehart, Thompson, Valle.

Not attending: Representative Owen.

April 7, 1981

SENATE BILL NO. 3238, Prime Sponsor: Senator Gaspard, repealing law relating to state school building systems project. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle Ranking Minority Member; Bender, Cantu, Ehlers, Ellis, Galloway, Hine, James, Warnke.

Not signing report: Representative Eng.

Not attending: Representatives Dickie, Lane, Lewis, Maxie, McDonald, Vander Stoep.

April 6, 1981

SENATE BILL NO. 3239, Prime Sponsor: Senator McDermott, repealing law providing for division of special educational service known as division of recreation. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle Ranking Minority Member; Bender, Cantu, Dickie, Ellis, Galloway, Hine, James, Lane, Maxie, McDonald, Vander Stoep.

Voting nay: Representative Eng.

Not signing report: Representatives Ehlers, Warnke.

Not attending: Representative Lewis.

April 6, 1981

SENATE BILL NO. 3240, Prime Sponsor: Senator McDermott, modifying certain laws relating to course instruction in the common schools. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ellis, Eng, Galloway, Hine, James, Lane, Maxie, McDonald, Vander Stoep.

Voting nay: Representative Warnke.

Not signing report: Representatives Taylor, Chairman; Ehlers.

Not attending: Representative Lewis.

April 6, 1981

ENGROSSED SENATE BILL NO. 3264, Prime Sponsor: Senator Peterson, modifying procedures for commercial salmon fishing licenses. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, beginning on line 24 strike all material down to and including "act." on page 2, line 4.

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Garson, Lundquist, Martinis, McDonald, Mitchell, Nickell, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not signing report: Representative Dawson.

Not attending: Representative Owen.

April 6, 1981

ENGROSSED SENATE BILL NO. 3272, Prime Sponsor: Senator Talley, permitting private landowners to transfer dredge materials from the Toulte river area. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendment:
On page 1, line 18 after "from" insert "two miles above"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Dawson, Erak, Garson, Lundquist, Martinis, McDonald, Mitchell, Nickell, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not attending: Representative Owen.

April 6, 1981

SENATE BILL NO. 3334, Prime Sponsor: Senator Gaspard, implementing law relating to reimbursement of school districts when unforeseen events occur. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 24 after "to" insert "(am)"

On page 1, line 26 after "(a) A" strike "n" and insert "n"

On page 2, line 15 after "water." insert "Provided that an unforeseen action or inaction shall not include any labor dispute between a school district board of directors and any employee of the school district."

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ellis, Eng, Galloway, Hine, James, Lane, Maxie, McDonald, Vander Stoep.

Not signing report: Representatives Ehlers, Warnke.

Not attending: Representative Lewis.

April 6, 1981

SENATE BILL NO. 3338, Prime Sponsor: Senator McDermott, repealing obsolete provision relating to minimum guarantee to school districts for 1974-75 school year. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Bender, Cantu, Dickie, Ellis, Galloway, Hine, James, Lane, Maxie, McDonald, Vander Stoep.

Voting nay: Representatives Valle, Ranking Minority Member; Ehlers, Warnke.

Not signing report: Representative Eng.

Not attending: Representative Lewis.

April 6, 1981

SENATE BILL NO. 3343, Prime Sponsor: Senator Hurley, modifying the interagency committee for outdoor recreation. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, after line 4 insert the following new section to read as follows:

NEW SECTION. Sec. 5. The interagency committee for outdoor recreation shall cease to exist on June 30, 1987, unless extended by law for an additional fixed period of time.

On page 1, line 9 of the title after "date;" insert "providing an expiration date;"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Dawson, Erak, Garson, Lundquist, Martinis, McDonald, Mitchell, Nickell, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not attending: Representative Owen.

April 6, 1981

SENATE BILL NO. 3352, Prime Sponsor: Senator Kiskaddon, repealing obsolete law requiring report on school districts' maintenance of resource services. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ellis, Galloway, Hine, James, Lane, Maxie, McDonald, Vander Stoep.

Voting nay: Representatives Ehlers, Eng.

Not signing report: Representative Warnke.

Not attending: Representative Lewis.

April 6, 1981

SENATE BILL NO. 3354, Prime Sponsor: Senator Kiskaddon, repealing law, parts of which were declared unconstitutional, relating to student financial assistance programs. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ellis, Eng, Galloway, Hine, James, Lane, Maxie, McDonald, Vander Stoep.

Not signing report: Representatives Ehlers, Warnke.

Not attending: Representative Lewis.

April 7, 1981

SENATE BILL NO. 3555, Prime Sponsor: Senator Bluechel, mandating certain information from institutions of higher education relating to remunerated professional leaves. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Sherman, Tupper.

Not attending: Representatives Burns, Ranking Minority Member, Isaacson.

April 6, 1981

SUBSTITUTE SENATE BILL NO. 3557, Prime Sponsor: Committee on Natural Resources, requiring a salmon management plan. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Addison, Barr, Brekke, Erak, Garson, Lundquist, Martinis, McDonald, Mitchell, Stratton, Thompson, Valle, Williams, Wilson.

Voting nay: Representatives North, Ranking Minority Member; Rinehart.

Not signing report: Representatives Chamberlain, Vice Chairman; Nickell.

Not attending: Representatives Dawson, Owen.

April 6, 1981

SENATE BILL NO. 3586, Prime Sponsor: Senator Peterson, revising salmon enhancement program. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Dawson, Erak, Garson, Lundquist, Martinis, Mitchell, Nickell, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not voting: Representative McDonald.

Not attending: Representative Owen.

April 6, 1981

SENATE BILL NO. 3626, Prime Sponsor: Senator Peterson, providing for the future termination of the forest practices appeals board. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Dawson, Erak, Garson, Lundquist, Martinis, McDonald, Mitchell, Nickell, Rinehart, Stratton, Thompson, Valle, Williams, Wilson.

Not attending: Representative Owen.

April 6, 1981

ENGROSSED SENATE BILL NO. 4022, Prime Sponsor: Senator Bluechel, providing for the transfer of the St. Edward Seminary to the parks and recreation commission. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Garson, Lundquist, Martinis, McDonald, Mitchell, Stratton, Valle, Wilson.

Voting nay: Representatives Thompson, Williams.

Not signing report: Representatives Dawson, Nickell, Rinehart.

Not attending: Representative Owen.

MOTIONS

On motion of Mr. Nelson (G), all bills listed on the agenda under the fifth order of business were passed to Committee on Rules for second reading.

On motion of Mr. Nelson (G), SENATE BILL NO. 3017 was rereferred from the Select Committee on Vietnam Era Veterans to Committee on State Government.

On motion of Mr. Nelson (G), SUBSTITUTE SENATE BILL NO. 4275 was rereferred from Committee on Human Services to Committee on Appropriations - Education.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Thursday, April 9, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

EIGHTY-EIGHTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Thursday, April 9, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Mike Brame and Jay Osborne. Prayer was offered by The Reverend Lee Forstrom of the Westwood Baptist Church of Olympia.

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

MESSAGES FROM THE SENATE

April 7, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE SENATE BILL NO. 3076,
SENATE BILL NO. 3221,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 8, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 3204,
SENATE BILL NO. 3884,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 746, by Committee on Revenue and Representative Greengo:

AN ACT Relating to timber taxation; amending section 3, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.030; amending section 6, chapter 134, Laws of 1980 and RCW 84.33.075; amending section 17, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.170; adding a new section to chapter 84.33 RCW; and providing an effective date.

To Committee on Revenue

HOUSE BILL NO. 747, by Committee on Revenue and Representatives Greengo and Bickham:

AN ACT Relating to the taxation of youth-related organizations; and adding new sections to chapter 82.04 RCW.

To Committee on Revenue

HOUSE BILL NO. 748, by Committee on Revenue and Representative Greengo:

AN ACT Relating to revenue and taxation; amending section 28A.45.060, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 154, Laws of 1980 and RCW 82.45.060; repealing section 82.20.005, chapter 15, Laws of 1961 and RCW 82.20.005; repealing section 82.20.010, chapter 15, Laws of 1961 and RCW 82.20.010; repealing section 82.20.020, chapter 15, Laws of 1961, section 57, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.20.020; repealing section 82.20.030, chapter 15, Laws of 1961, section 58, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.20.030; repealing section 82.20.050, chapter 15, Laws of 1961 and RCW 82.20.050; repealing section 82.20.060, chapter 15, Laws of 1961, section 60, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.20.060; repealing section 2, chapter 90, Laws of 1980 and RCW 82.20.065; and repealing section 82.20.070, chapter 15, Laws of 1961 and RCW 82.20.070.

To Committee on Revenue

HOUSE BILL NO. 749, by Committee on Revenue and Representatives Nelson (G) and Greengo:

AN ACT Relating to revenue and taxation; amending section 4, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.030; amending section 5, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.040; amending section 1, chapter 87, Laws of 1972 ex. sess. as last amended by section 4, chapter 175, Laws of 1979 ex. sess. and RCW 82.44.150; adding new sections to chapter 82.14 RCW; creating a new section; providing an effective date; and declaring an emergency.

To Committee on Revenue

HOUSE CONCURRENT RESOLUTION NO. 23, by Representative Nelson (G):

Extending certain cut-off dates for 47th legislature.

MOTION

On motion of Mr. Hastings, the rules were suspended, and House Concurrent Resolution No. 23 was placed on second reading and read the second time in full.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Representatives Hastings and King (R) spoke in favor of the resolution, and it was adopted.

SUBSTITUTE SENATE BILL NO. 3204, by Committee on Natural Resources (originally sponsored by Senators Conner and Fuller):

Authorizing formation of fishing associations.

To Committee on Natural Resources and Environmental Affairs

SENATE BILL NO. 3884, by Senator Goltz:

Changing the mountain sheep tag fee.

To Committee on Natural Resources and Environmental Affairs

On motion of Mr. Hastings, all bills on today's agenda under the fourth order of business were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

April 7, 1981

HOUSE CONCURRENT RESOLUTION NO. 16, Prime Sponsor: Representative James, creating a joint regulatory oversight committee. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass with the following amendment:
On page 1, line 28 after "revenue" insert "and the secretary of state or designee"

Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Clayton, Flanagan, Garrett, Hankins.

Voting nay: Representatives Brown, King (J), Lux.

Not attending: Representatives Eberle, Monohon, Smith.

Passed to Committee on Rules for second reading.

April 8, 1981

ENGROSSED SENATE BILL NO. 3049, Prime Sponsor: Senator Moore, revising law relating to confidentiality of records of health care institutions. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Houchen, King (J), Leonard, Nickell, North, Pruitt, Stratton, Teutsch, Vander Stoep, Wang.

Voting nay: Representative Padden.

Not attending: Representatives Lewis, Vice Chairman; Erickson, Lane, Teutsch, Winsley.

Passed to Committee on Rules for second reading.

April 6, 1981

SENATE BILL NO. 3053, Prime Sponsor: Senator von Reichbauer, allowing for the cancellation of "identcards" issued by the department of licensing. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Hankins, King (J), Lux, Monohon, Smith.

Voting nay: Representatives Barr, Garrett.

Passed to Committee on Rules for second reading.

April 6, 1981

ENGROSSED SENATE BILL NO. 3057, Prime Sponsor: Senator Charnley, permitting hotel, restaurant and club patrons to remove wine from the premises. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Passed to Committee on Rules for second reading.

April 8, 1981

SUBSTITUTE SENATE BILL NO. 3063, Prime Sponsor: Committee on Transportation, segregating revenues within the motor vehicle fund by investment source. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Eberle, Erak, Gallagher, Garson, Hankins, Lundquist, McCormick, Owen, Prince, Schmidt, Smith, Sprague, Walk.

MINORITY recommendation: Do not pass. Signed by Representative Garrett.

Voting nay: Representatives Garrett, Patrick, Sherman.

Not attending: Representative Gallagher.

Passed to Committee on Rules for second reading.

April 8, 1981

SENATE BILL NO. 3303, Prime Sponsor: Senator Talmadge, revising law relating to speed traps. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Eberle, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Walk.

Voting nay: Representative Sprague.

Not attending: Representative Schmidt.

Passed to Committee on Rules for second reading.

April 7, 1981

SENATE BILL NO. 3356, Prime Sponsor: Senator Hansen, revising procedures for irrigation district elections. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass with the following amendments:

On page 3 after line 6 insert the following:

On page 3, after line 6, insert the following:

*NEW SECTION. Sec. 3. There is added to chapter 87.03 RCW a new section to read as follows:

Any irrigation district engaged in the distribution of energy is hereby authorized, within limits established by the Constitution of the state of Washington, to assist the owners of residential structures in financing the acquisition and installation of materials and equipment, for compensation or otherwise, for the conservation or more efficient use of energy in such structures pursuant to an energy conservation plan adopted by the irrigation district if the cost per unit of energy saved or produced by the use of such materials and equipment is less than the cost per unit of energy produced by the next least costly new energy resource which the irrigation district could acquire to meet future demand. Except where otherwise authorized, such assistance shall be limited to:

(1) Providing an inspection of the residential structure, either directly or through one or more inspectors under contract, to determine and inform the owner of the estimated cost of purchasing and installing conservation materials and equipment for which financial assistance will be approved and the estimated life cycle savings in energy costs that are likely to result from the installation of such materials or equipment.

(2) Providing a list of businesses who sell and install such materials and equipment within or in close proximity to the service area of the irrigation district, each of which businesses shall have requested to be included and shall have the ability to provide the products in a workmanlike manner and to utilize such materials in accordance with the prevailing national standards.

(3) Arranging to have approved conservation materials and equipment installed by a private contractor whose bid is acceptable to the owner of the residential structure and verifying such installation.

(4) Arranging or providing financing for the purchase and installation of approved conservation materials and equipment. Such materials and equipment shall be purchased from a private business and shall be installed by a private business or the owner.

(5) Pay back shall be in the form of incremental additions to the utility bill, billed either together with use charge or separately. Loans shall not exceed one hundred twenty months in length."

On page 1, line 3 of the title, after "87.03.075;" strike "and" and on line 4 of the title, after "87.03.100" and before the period insert "; and adding a new section to chapter 87.03 RCW"

Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Fancher, Fiske, Gallagher, Granlund, Hastings, Kreidler, Padden, Prince, Sommers.

Not attending: Representatives Van Dyken, Vice Chairman; Amen, Lux, Sommers.

Passed to Committee on Rules for second reading.

April 7, 1981

ENGROSSED SENATE BILL NO. 3358, Prime Sponsor: Senator Hansen, modifying delinquency provisions on irrigation district assessments. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Fancher, Fiske, Gallagher, Granlund, Hastings, Kreidler, Padden, Prince, Sommers.

Not attending: Representatives Amen, Lux.

Passed to Committee on Rules for second reading.

April 8, 1981

ENGROSSED SENATE BILL NO. 3359, Prime Sponsor: Senator Patterson, placing ferry employees under the state civil service system. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 47.64.010, chapter 13, Laws of 1961 as amended by section 33, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.010 are each amended to read as follows:

Words and phrases used in this chapter shall have the meaning in this chapter ascribed to them except where, from the context thereof, they shall clearly have a contrary meaning:

(1) (~~"Washington toll bridge authority" and "authority," toll bridge authority shall be used herein interchangeably and shall~~) "Department" means the Washington (~~toll bridge authority~~) department of transportation as now, or as hereafter constituted by law, or such board, commission, authority, or officers as shall succeed to its duties;

(2) "Commission" means public employment relations commission;

(3) "Ferry" (~~shall~~) means any ferry, ferry system, wharves, or terminals constructed or acquired under the authority of the Washington (~~toll bridge authority~~) department of transportation;

(4) "Employee" (~~shall~~) means any person employed aboard ferries, wharves, or terminals acquired or constructed under the authority of the Washington (~~toll bridge authority~~) department of transportation.

NEW SECTION. Sec. 2. There is added to chapter 47.64 RCW a new section to read as follows:

(1) The department shall employ such persons as are necessary for the safe and efficient operation of the state ferry system in accordance with the state-wide marine classification and compensation plan adopted by the state personnel board pursuant to section 7 of this act. The department may allocate and reallocate positions within the classification plan as it deems necessary.

(2) The transportation commission shall adopt personnel rules for the employees of the ferry system governing hours, working conditions, recruitment, appointment, promotion, demotion, discipline, dismissal and all other personnel matters which are within the discretion of the commission, and not determined by the classification and compensation plan. The department shall administer the personnel rules so adopted, and shall from time to time propose to the commission such changes to the rules as are in the best interests of the public.

(3) The public employment relations commission shall adjudicate all complaints, grievances, and disputes concerning labor arising out of the operation of the ferry system in the best interests of the efficient operation of the ferry system in accordance with the authority vested in it by chapters 41.56 and 41.58 RCW. The commission shall conclusively determine labor disputes arising out of the application of personnel policies by the department and all other personnel matters over which the department may lawfully exercise discretion. In adjudicating disputes, the commission shall take into consideration that though an individual employee shall be free to decline to associate with his fellow employees, it is necessary that he have full freedom of association, self-organization, and designation of representatives of his own choosing who shall represent him in all respects before the commission.

NEW SECTION. Sec. 3. There is added to chapter 47.64 RCW a new section to read as follows:

(1) For purposes of efficient, dependable, and equitable personnel management, the provisions of this chapter and the state-wide maritime classification and compensation plan adopted by the state personnel board shall apply, after the effective date of this act, to the employees of the Washington state ferries.

(2) The employees of Washington state ferries under this chapter shall continue to have the right to affiliate with the employees' existing unions or other employee organizations of their choice and shall have the right to bargain collectively with the department of transportation regarding grievance procedures and all personnel matters over which the department of transportation may lawfully exercise discretion.

(3) This chapter shall not affect the provisions of any existing collective bargaining agreement entered into prior to the effective date of this act, or any order of the public employment relations commission issued prior to the effective date of this act.

(4) Each employee of the Washington state ferries shall remain subject to the classification and compensation provisions of the applicable collective bargaining agreement in effect on the effective date of this act, until the termination of the collective bargaining agreement and thereafter until the employee's position has been duly classified and incorporated into the state-wide maritime classification and compensation plan by the state personnel board and department of personnel.

(5) No permanent employee of the Washington state ferries may be required to pass a competitive examination to retain the position held by the employee on the effective date of this act, or held by the employee on the termination date of a collective bargaining agreement in force on the effective date of this act which governs the conditions of employment of the employee, whichever date is later.

NEW SECTION. Sec. 4. There is added to chapter 47.64 RCW a new section to read as follows:

(1) It is unlawful for any employee of the Washington state ferry system or any employee organization, representing such employees, directly or indirectly, to induce, instigate, encourage, authorize, ratify, or participate in a strike.

(2) 'Strike' means concerted action in failing to report for duty, the wilful absence from one's position, the stoppage of work, slowdown, or the abstinence in whole or in part from the full, faithful, and proper performance of the duties of employment for the purposes of inducing, influencing, or coercing a change in the conditions or compensation or the rights, privileges, or obligations of employment.

(3) If an employee, a group of employees, an employee organization or any officer, agent, or representative of any employee organization engages in a strike in violation of subsection (1) of this section or if there is a clear, real, and present danger that such a strike is imminent, the state of Washington may file suit to restrain or enjoin the strike in the superior court having proper jurisdiction and proper venue of such actions in accordance with superior court civil rules.

(4) In the event of any violation or imminently threatened violation of subsection (1) of this section, any citizen domiciled within the jurisdictional boundaries of the state of Washington who is or may be affected by the violation may petition the superior court for the county in which the violation occurs for a restraining order or an injunction in accordance with superior court civil rules. The plaintiff need not show that the violation or threatened violation would greatly or irreparably injure him; and no bond may be required of the plaintiff unless the court determines that a bond is necessary in the public interest.

(5) If an injunction to enjoin a strike issued pursuant to this section is not promptly complied with, on the application of the plaintiff, the court shall immediately hear contempt proceedings in accordance with superior court civil rules.

(a) An employee organization found to be in contempt of court for violating an injunction against a strike shall be fined an amount deemed appropriate by the court. In determining the appropriate fine, the court shall objectively consider the extent of lost services and the particular nature and position of the employee group in violation. In no event may the fine exceed two thousand five hundred dollars for each calendar day that the violation is in progress.

(b) Each officer, agent, or representative of an employee organization or employee found to be in contempt of court for violating an injunction against a strike, shall be fined not less than fifty dollars nor more than two hundred dollars for each calendar day that the violation is in progress.

(6) Each of the remedies and penalties provided by this section is separate and several, and is in addition to any other legal or equitable remedy or penalty.

(7) The court may receive and collect any fines imposed pursuant to this section and disburse such funds pursuant to law.

NEW SECTION. Sec. 5. There is added to chapter 47.60 RCW a new section to read as follows:

(1) In order to maintain an adequate, fair, and economically sound schedule of charges for the transportation of passengers, vehicles, and commodities on the Washington state ferries, including the Hood Canal bridge, the department of transportation each year shall conduct a full review of such charges.

(2) Prior to February 1st of each year the department shall transmit to the transportation commission a report of its review together with its recommendations for the revision of a schedule of charges for the ensuing fiscal year. The commission on or before April 1st shall adopt as a rule, in the manner provided by the Washington administrative procedure act, a schedule of charges for the Washington state ferries for the ensuing twelve-month period commencing May 1st. The schedule may initially be adopted as an emergency rule if necessary to take effect on, or as near as possible to, May 1st.

(3) The department in making its review and formulating recommendations and the commission in adopting a schedule of charges may consider any of the following factors:

- (a) The amount of subsidy available to the ferry system for maintenance and operation;
 - (b) The time and distance of ferry runs;
 - (c) The maintenance and operation costs for ferry runs with a proper adjustment for higher costs of operating outmoded or less efficient equipment;
 - (d) The efficient distribution of traffic between cross-sound routes;
 - (e) The desirability of reasonable commutation rates for persons using the ferry system to commute daily to work;
 - (f) The effect of proposed fares in increasing walk-on and vehicular passenger use;
 - (g) The effect of proposed fares in promoting all types of ferry use during nonpeak periods;
 - (h) Such other factors as prudent managers of a major ferry system would consider.
- (4) If at any time during the biennium it appears that projected toll revenues from the ferry system, together with the appropriation from the Puget Sound ferry operations account and any other operating subsidy available to the Washington state ferries, will be less than the projected total cost of maintenance and operation of the Washington state ferries for the biennium, the department shall forthwith undertake a review of its schedule of charges to ascertain whether or not the schedule of charges should be revised. The department shall, upon completion of its review report, submit its recommendation to the transportation commission which may in its sound discretion revise the schedule of charges as required to meet necessary maintenance and operation expenditures of the ferry system for the biennium or may defer action until the regular annual review and revision of ferry charges as provided in subsection (2) of this section.

Sec. 6. Section 5, chapter 39, Laws of 1970 ex. sess. as last amended by section 55, chapter 151, Laws of 1979 and RCW 41.05.050 are each amended to read as follows:

(1) Every department, division, or separate agency of state government, and such county, municipal, or other political subdivisions as are covered by this chapter, shall provide contributions to insurance and health care plans for its employees and their dependents, the content of such plans to be determined by the state employees insurance board. Such contributions, which shall be paid by the county, the municipality, or other political subdivision for their employees, shall include an amount determined by the state employee's insurance board to pay the administrative expenses of the board and the salaries and wages and expenses of the benefits supervisor and other necessary personnel: PROVIDED, That this administrative service charge for state employees shall not result in an employer contribution in excess of the amount authorized by the governor and the legislature as prescribed in RCW 41.05.050(2), and that the sum of an employee's insurance premiums and administrative service charge in excess of such employer contribution shall be paid by the employee. All such contributions will be paid into the state employees insurance fund to be expended in accordance with RCW 41.05.030.

(2) The contributions of any department, division, or separate agency of the state government, and such county, municipal, or other political subdivisions as are covered by this chapter, shall be set by the state employees insurance board, subject to the approval of the governor for availability of funds as specifically appropriated by the legislature for that purpose: PROVIDED, ((That nothing herein shall be a limitation on employees employed under chapter 47.64 RCW: PROVIDED FURTHER:)) That provision for school district personnel shall not be made under this chapter.

(3) The trustee with the assistance of the department of personnel shall annually survey private industry and public employers in the state of Washington to determine the average employer contribution for group insurance programs under the jurisdiction of the state employees insurance board. Such survey shall be reported to the board for its use in setting the amount of the recommended employer contribution to the employee insurance benefit program covered by this chapter. The board shall transmit a recommendation for the amount of the employer contribution to the governor and the director of financial management for inclusion in the proposed budgets submitted to the legislature.

NEW SECTION. Sec. 7. There is added to chapter 41.06 RCW a new section to read as follows:

(1) The state personnel board shall adopt and from time to time revise a state-wide marine classification and compensation plan for all positions in the Washington state ferry system, based on an investigation and analysis of the duties and responsibilities of each such position, which shall be accomplished generally in the manner prescribed in RCW 41.06.140 through 41.06.165. The plan shall be forwarded to the transportation commission and department of transportation for their use, and the department may allocate and reallocate positions within the classification plan as it deems necessary for the efficient operation of the ferry system.

(2) In each even-numbered year the department of personnel shall prepare a comprehensive salary and fringe benefit survey plan for ferry system employees, generally in the manner prescribed by RCW 41.06.140 through 41.06.165. The plan shall be forwarded to the transportation commission for its use in preparing the department of transportation budget for submission to the legislature, and a copy of the data and supporting documentation shall be submitted to the legislative transportation committee.

NEW SECTION. Sec. 8. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 9. There is appropriated to the department of personnel for the biennium ending June 30, 1983, from the motor vehicle fund, the sum of twenty thousand dollars or so much thereof as may be necessary, to prepare recommendations to the state personnel board for the classification of the positions of employees of the Washington state ferries in accordance with section 7 of this act.

NEW SECTION. Sec. 10. The following acts or parts of acts are each repealed:

(1) Section 8, chapter 24, Laws of 1972 ex. sess. and RCW 47.60.325; and

(2) Section 47.64.030, chapter 13, Laws of 1961, section 34, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.030.

NEW SECTION. Sec. 11. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

In line 1 of the title, after "ferry system;" strike the remainder of the title and insert "amending section 5, chapter 39, Laws of 1970 ex. sess. as last amended by section 55, chapter 151, Laws of 1979 and RCW 41.05.050; amending section 47.64.010, chapter 13, Laws of 1961 as amended by section 33, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.010; adding a new section to chapter 41.06 RCW; adding a new section to chapter 47.60 RCW; adding new sections to chapter 47.64 RCW; repealing section 8, chapter 24, Laws of 1972 ex. sess. and RCW 47.60.325; repealing section 47.64.030, chapter 13, Laws of 1961, section 34, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.030; prescribing penalties; making an appropriation; and declaring an emergency."

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Chamberlain, Eberle, Garson, Hankins, Lundquist, Owen, Prince, Schmidt, Smith, Sprague.

MINORITY recommendation: Do not pass. Signed by Representatives Martinis, Ranking Minority Member; Bender, Burns, Erak, Gallagher, Garrett, McCormick, Patrick, Sherman, Walk.

Not attending: Representative Gallagher.

Passed to Committee on Rules for second reading.

April 6, 1981

SUBSTITUTE SENATE BILL NO. 3630, Prime Sponsor: Committee on Agriculture, expanding the authority of the department of ecology for land reclamation. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Fancher, Fiske, Gallagher, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representatives Van Dyken, Vice Chairman; Amen, Granlund, Hastings, Sommers.

Rereferred to Committee on Ways and Means

April 6, 1981

SENATE BILL NO. 3722, Prime Sponsor: Senator Benitz, modifying provisions relating to home-made wine. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Passed to Committee on Rules for second reading.

April 8, 1981

SUBSTITUTE SENATE BILL NO. 3857, Prime Sponsor: Committee on Social and Health Services. Extending authority for use of legend drugs. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Houchen, King (J), Nickell, Pruitt, Stratton, Teutsch, Vander Stoep, Wang.

MINORITY recommendation: Do not pass. Signed by Representatives Leonard, North, Padden.

Not attending: Representatives Erickson, Lane, Winsley.

Passed to Committee on Rules for second reading.

April 8, 1981

ENGROSSED SENATE BILL NO. 3898, Prime Sponsor: Senator Rasmussen, changing the name of the utilities and transportation commission to the public service commission. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 82, line 33 insert the following additional section:

*Sec. 85. Section 81.29.020, chapter 14, Laws of 1961 as amended by section 1, chapter 132, Laws of 1980 and RCW 81.29.020 are each amended to read as follows:

Any common carrier receiving property for transportation wholly within the state of Washington from one point in the state of Washington to another point in the state of Washington, shall issue a receipt or bill of lading therefor, and shall be liable to the lawful holder thereof for any loss, damage, or injury to such property caused by it, or by any common carrier to which such property may be delivered, or over whose line or lines such property may pass when transported on a through bill of lading, and no contract, receipt, rule, regulation, or other limitation of any character whatsoever, shall exempt such common carrier from the liability imposed; and any such common carrier so receiving property for transportation wholly within the state of Washington, or any common carrier delivering said property so received and transported, shall be liable to the lawful holder of said receipt or bill of lading, or to any party entitled to recover thereon, whether such receipt or bill of lading has been issued or not, for the full actual loss, damage, or injury to such property caused by it or by any such common carrier to which such property may be delivered, or over whose line or lines such property may pass, when transported on a through bill of lading, notwithstanding any limitation of liability or limitation of the amount of recovery, or representation or agreement as to value in any such receipt or bill of lading, or in any contract, rule, or regulation, or in any tariff filed with the public service commission; and any such limitation, without respect to the manner or form in which it is sought to be made, is hereby declared to be unlawful and void: PROVIDED, HOWEVER, That the provisions hereof respecting liability for full actual loss, damage, or injury, notwithstanding any limitation of liability or recovery or representation or agreement or release as to value, and declaring any such limitation to be unlawful and void, shall not apply: First, to baggage carried on passenger trains, boats, motor vehicles, or aircraft, or trains, boats, motor vehicles, or aircraft carrying passengers; second, to property, except ordinary livestock received for transportation concerning which the carrier shall have been or shall be expressly authorized or required by order of the commission, to establish and maintain rates dependent upon the value declared in writing by the shipper or agreed upon in writing as the released value of the property, in which case such declaration or agreement shall have no other effect than to limit liability and recovery to an amount not exceeding the value so declared or released; and any tariff schedule which may be filed with the commission pursuant to such order shall contain specific reference thereto and may establish rates varying with the value so declared and agreed upon; and the commission is hereby empowered to make such order in cases where rates dependent upon and varying with declared or agreed values would, in its opinion, be just and reasonable under the circumstances and conditions surrounding the transportation. ((If the receipt, manifest or bill of lading is for hazardous material, as defined in 49 CFR 172, transported by motor vehicle upon the public highways of this state, it shall be red in color or shall have a red border. Red bills of lading, receipts or manifests or red bordered bills of lading, receipts or manifests shall only be used for the transportation of hazardous materials as defined in 49 CFR 172.)) The term 'ordinary livestock' shall include all cattle, swine, sheep, goats, horses, and mules, except such as are chiefly valuable for breeding, racing, show purposes, or other special uses: PROVIDED, FURTHER, That nothing in this section shall deprive any holder of such receipt or bill of lading of any remedy or right of action which he has under the existing law: PROVIDED, FURTHER, That it shall be unlawful for any such receiving or delivering common carrier to provide by rule, contract, regulation, or otherwise a shorter period for the filing of claims than nine months, and for the institution of suits than two years, such period for institution of suits to be computed from the day when notice in writing is given by the carrier to the claimant that the carrier has disallowed the claim or any part or parts thereof specified in the notice: AND PROVIDED, FURTHER, That for the purposes of this section and of RCW 81.29.030 the delivering carrier in the case of rail transportation shall be construed to be the carrier performing the linehaul service nearest to the point of destination, and not a carrier performing merely a switching service at the point of destination: AND PROVIDED FURTHER, That the liability imposed by this section shall also apply in the case of property reconsigned or diverted in accordance with the applicable tariffs filed with the commission."

Remember the sections following consecutively, and correct internal references accordingly.

On page 91, line 20 insert the following additional section:

*Sec. 98. Section 81.80.010, chapter 14, Laws of 1961 as amended by section 1, chapter 69, Laws of 1967 and RCW 81.80.010 are each amended to read as follows:

((When used in this chapter.)) The definitions set forth in this section apply throughout this chapter.

(1) 'Person' means and includes an individual, firm, copartnership, corporation, company, or association or their lessees, trustees, or receivers.

(2) 'Motor vehicle' means any truck, trailer, semitrailer, tractor, dump truck which uses a hydraulic or mechanical device to dump or discharge its load, or any self-propelled or motor-driven vehicle used upon any public highway of this state for the purpose of transporting property, but not including baggage, mail, and express transported on the vehicles of auto transportation companies carrying passengers.

(3) 'Public highway' means every street, road, or highway in this state.

(4) 'Common carrier' means any person who undertakes to transport property for the general public by motor vehicle for compensation, whether over regular or irregular routes, or regular or irregular schedules, including motor vehicle operations of other carriers by rail or water and of express or forwarding companies.

(5) 'Contract carrier' (~~shall include~~) includes all motor vehicle operators not included under the terms 'common carrier' and 'private carrier' as herein defined in paragraph (4) and paragraph (6), and further (~~shall include~~) includes any person who under special and individual contracts or agreements transports property by motor vehicle for compensation.

(6) A 'private carrier' is a person who transports by his own motor vehicle, with or without compensation therefor, property which is owned or is being bought or sold by such person, or property of which such person is the seller, purchaser, lessee, or bailee where such transportation is incidental to and in furtherance of some other primary business conducted by such person in good faith.

(7) 'Motor carrier' means and includes 'common carrier,' 'contract carrier,' 'private carrier,' and 'exempt carrier' as herein defined.

(8) 'Exempt carrier' means any person operating a vehicle exempted from certain provisions of this chapter under RCW 81.80.040.

(9) 'Vehicle' means every device capable of being moved upon a public highway and in, upon, or by which any person or property is or may be transported or drawn upon a public highway, excepting devices moved by human or animal power or used exclusively upon stationary rail or tracks.

(10) 'Commercial zone' means an area encompassing one or more cities or towns and environs thereto established pursuant to RCW 81.80.400.

(11) 'Terminal area' means an area including one or more cities or towns and environs adjacent thereto established pursuant to RCW 81.80.410.

(12) 'Common carrier' and 'contract carrier' (~~shall~~) include persons engaged in the business of providing, contracting for, or undertaking to provide transportation of property for compensation over the public highways of the state of Washington as brokers or forwarders."

Renumber the sections following consecutively, and correct internal references accordingly.

On page 93, line 12, insert the following additional sections after renumbered section 99:

*Sec. 100. Section 1, chapter 22, Laws of 1972 ex. sess. and RCW 81.80.400 are each amended to read as follows:

((When upon public hearing the commission has designated an area to constitute a commercial zone upon a finding that public convenience and necessity require such designation,)) There is hereby established for each city and town within the state a commercial zone and terminal area coextensive with the present geographic limits of the commercial zone and terminal area established for each city and town by the interstate commerce commission pursuant to section 10526(b)(i) (formerly 203(b)(8)) of the Interstate Commerce Act. The public service commission shall promulgate and publish within ninety days of the effective date of this 1981 act, appropriate rules designating the area of the commercial zones and terminal areas established hereby. Any common carrier of general freight who ((in the usual and ordinary course of his business during the past twelve months immediately preceding such designation)), on the effective date of rules promulgated by the public service commission hereunder, has ((served as an inter-city carrier of)) general freight authority between any two ((cities)) points in such zone shall have the authority to serve as a common carrier of general freight between any points within the zone at rates prescribed by the public service commission: PROVIDED, HOWEVER, That any restrictions, other than territorial restrictions, on his authority to transport general freight shall remain in full force and effect. Any person thereafter seeking to serve as a common carrier of general freight within the zone shall be subject to all the requirements of this chapter and the rules of the public service commission applicable to persons seeking new or extended permit authority. (~~Commercial zone as used herein is declared to mean an area including one or more cities or towns and environs thereto, found by the commission to be commercially interdependent)), except as exempted by RCW 81.80.040.~~

Sec. 101. Section 2, chapter 22, Laws of 1972 ex. sess. and RCW 81.80.410 are each amended to read as follows:

((When, following public hearing, the commission has designated an area to constitute a terminal area upon a finding that the same is required by public convenience and necessity,)) Any common carrier ((having)) who, on the effective date of rules promulgated by the public service commission hereunder, has general freight authority between a city or town within ((such)) a commercial zone or terminal area and a city or town without such zone or area ((on the effective date of such designation)) may as part of inter-city service perform pickup and delivery any place in such zone or area at rates prescribed by the public service commission. ((Terminal area is declared to mean an area including one or more cities or towns, and environs adjacent thereto, which is found by the commission to be commercially interdependent.))

NEW SECTION. Sec. 102. There is added to chapter 81.80 RCW a new section to read as follows:

The public service commission may, by rule, expand the geographic scope of any commercial zone and/or terminal area upon a finding that such expansion is consistent with the public interest. Expansion of a commercial zone or terminal area by the interstate commerce commission constitutes prima facie evidence of public interest."

Renumber the sections following consecutively, and correct internal references accordingly.

On page 5, line 7 of the title after "RCW 81.20.010;" insert "amending section 81.29.020, chapter 14, Laws of 1961 as amended by section 1, chapter 132, Laws of 1980 and RCW 81.29.020;"

On page 5, line 27 of the title after "RCW 81.77.080;" insert "amending section 81.80.010, chapter 14, Laws of 1961 as amended by section 1, chapter 69, Laws of 1967 and RCW 81.80.010;"

On page 5, line 29 of the title after "RCW 81.80.320;" insert "amending section 1, chapter 22, Laws of 1972 ex. sess. and RCW 81.80.400; amending section 2, chapter 22, Laws of 1972 ex. sess. and RCW 81.80.410;"

On page 6, line 9 of the title after "RCW 88.16.190;" strike "and"

On page 6, line 12 of the title after "90.62.020" insert "; and adding a new section to chapter 81.80 RCW"

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Eberle, Erak, Garrett, Garson, Hankins, Lundquist, Patrick, Prince, Schmidt, Smith.

Voting nay: Representatives Martinis, Ranking Minority Member; Bender, Burns, McCormick, Owen, Sherman, Walk.

Not signing report: Representatives Chamberlain, Sprague.

Not attending: Representative Gallagher.

Passed to Committee on Rules for second reading.

April 8, 1981

SENATE BILL NO. 4327, Prime Sponsor: Senator Deccio, authorizing the department of social and health services to establish fee schedules for certain services. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, after line 15 insert the following:

"NEW SECTION. Sec. 3. There is added to chapter 43.20 RCW a new section to read as follows:

The department shall prescribe by rule a schedule of reasonable fees predicated on the cost of performing water chemistry and water bacteriology tests on samples of water from public water systems. The purpose of this testing is to monitor levels of harmful chemicals and bacteria in the water tested to assure that the provisions of the rules of the state board of health regarding public water systems are complied with and that the water supplies of the state remain safe for domestic use and such other uses as may affect the public health.

NEW SECTION. Sec. 4. There is added to chapter 70.83 RCW a new section to read as follows:

The department shall prescribe by rule a schedule of fees predicated on ability to pay and the cost of conducting appropriate phenylketonuria and other preventable heritable disorder laboratory tests on specimens received from hospitals and other health care providers."

On page 1, line 1 after "services;" strike "and" and insert "adding a new section to chapter 43.20 RCW;" and on page 1, line 2 after "RCW" insert ", and adding a new section to chapter 70.83 RCW"

Signed by Representatives Mitchell, Chairman, Lewis, Vice Chairman; Kreidler, Ranking Minority Member; Houchen, King (J), Nickell, Pruitt, Stratton, Teutsch, Wang.

MINORITY recommendation: Do not pass. Signed by Representatives Leonard, Padden, Vander Stoep.

Voting nay: Representatives North, Stratton.

Not attending: Representatives Erickson, Lane, Winsley.

Passed to Committee on Rules for second reading.

SECOND READING

SUBSTITUTE SENATE BILL NO. 3034, by Committee on Local Government (originally sponsored by Senators Conner, Talley, Vognild and Craswell);

Pertaining to disability and death benefits for volunteer firemen.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3034, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott,

Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3034, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3140, by Senators Ridder, Williams, Scott and Lee:

Authorizing the rental of certain city property for gardening.

The bill was read the second time.

Mr. Hastings moved adoption of the following amendment:

On page 1, after line 11 insert the following:

"Sec. 2. Section 1, chapter 56, Laws of 1975 1st ex. sess. as amended by section 1, chapter 89, Laws of 1979 ex. sess. and RCW 35.22.620 are each amended to read as follows:

(1) Any public work or improvement of a first class city shall be done by contract pursuant to public notice and call for competitive bids, whenever the estimated cost of such work or improvement, including the cost of materials, supplies, and equipment will exceed the sum of ten thousand dollars: PROVIDED, That whenever this public work or improvement is for construction of water mains, such sum shall be fifteen thousand dollars: PROVIDED FURTHER, That whenever the public work or improvement in a first class city with a population of less than one hundred thousand or more than four hundred thousand is for construction of electrical distribution and generating systems, such sum shall be thirty-five thousand dollars. When any emergency shall require the immediate execution of such public work, upon the finding of the existence of such emergency by the authority having power to direct such public work to be done and duly entered of record, publication of description and estimate may be made within seven days after the commencement of the work.

(2) In addition to the procedures of subsection (1) of this section, a first class city may use a small works roster and award contracts under this subsection for contracts of thirty thousand dollars or less.

(a) The city may maintain a small works roster comprised of all contractors who have requested to be on the roster and are, where required by law, properly licensed or registered to perform such work in this state.

(b) Whenever work is done by contract, the estimated cost of which is thirty thousand dollars or less, and the city uses the small works roster, the city shall invite proposals from all appropriate contractors on the small works roster; PROVIDED, That whenever possible, the city shall invite at least one proposal from a minority contractor who shall otherwise qualify under this section. Such invitation shall include an estimate of the scope and nature of the work to be performed, and materials and equipment to be furnished.

(c) When awarding such a contract for work, the estimated cost of which is thirty thousand dollars or less, the city shall award the contract to the contractor submitting the lowest responsible bid.

Sec. 3. Section 3, chapter 56, Laws of 1975 1st ex. sess. and RCW 35.22.640 are each amended to read as follows:

Cities of the first class, with a population of one hundred thousand or more but less than four hundred thousand and one, are relieved from complying with the provisions of RCW 35.22.620 with respect to any public work or improvement relating solely to electrical distribution and generating systems on public rights of way or on municipally owned property: PROVIDED, That nothing ((herein)) in this chapter shall prevent any first class city from operating a solid waste department utilizing its own personnel."

Renumber the remaining section consecutively.

POINT OF ORDER

Mr. O'Brien: "I question the germaneness of this amendment. It doesn't appear to be in accordance with the original intent of the act, which just permits gardening. This amendment completely distorts the original intent of the act and I submit to you it's irrelevant, not germane and out of order."

The Speaker (Mr. Amen presiding): "Representative O'Brien, your point is well taken."

MOTION

On motion of Mr. Hastings, further consideration of Senate Bill No. 3140 was deferred, and the bill was ordered placed at the bottom of today's second reading calendar.

SENATE BILL NO. 3058, by Senators Charnley, Goltz and Scott:

Implementing law relating to commercial operations selling term papers, theses, and dissertations.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Teutsch spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3058, and the bill passed the House by the following vote: Yeas, 92; nays, 6; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Bond, Clayton, Eberle, Hastings, Struthers.

Senate Bill No. 3058, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3098, by Senators von Reichbauer, Quigg and Talley:

Permitting fare adjustments on public transportation facilities for distinguishable classes of users.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3098, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Greengo.

Senate Bill No. 3098, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3150, by Committee on Local Government (originally sponsored by Senators Zimmerman, Bauer and Wilson):

Modifying library district boundary provisions.

The bill was read the second time. On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3150, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Eng.

Engrossed Substitute Senate Bill No. 3150, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3006, by Committee on Social and Health Services (originally sponsored by Senators Talley, Shipoch and Wojahn):

Authorizing the issuance of certificates of presumed death as a result of natural disasters.

The bill was read the second time.

Committee on Human Services recommendation: Majority, do pass as amended. (For amendment, see Journal, 59th Day, March 11, 1981.)

On motion of Mr. Mitchell, the committee amendment was adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Mitchell and Teutsch spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3006 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Isaacson.

Substitute Senate Bill No. 3006 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3170, by Senators Rasmussen and Jones (by State Finance Committee request):

Providing for the payment of bond anticipation notes.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3170, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3170, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3158, by Senators Talmadge, Jones, Bottiger, Talley, Hayner and Clarke:

Making changes in the tort law with emphasis on product liability law.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Ellis and Salatino spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Ellis, when this issue was debated last year in the House, one of the problems that we were debating was the issue of the delayed effect that a chemical product might have on a worker. For example, the issue of asbestos that some workers are exposed to. Would the statute of limitations in this bill of twelve years affect the right of the worker that is injured by whatever chemical agent, natural or manmade, to bring an action after that twelve-year period?"

Mr. Ellis: "Representative Nelson, I would hesitate to answer that off the top of my head without taking a look at it. My impression is that the design of that statute was to provide a pinpoint out there and the twelve years, as I understand it, is a compromise and apparently we will have, as situations develop, a chance to look at what really happens in that area. It would be my understanding that would be the case. I think it would only apply to manufactured things."

Mr. Nelson (D): "So according to the bill, the worker would have to show on the basis of preponderance of evidence, that the product harmed the worker if the twelve years had passed?"

Mr. Ellis: "Yes, that would be my understanding."

Mr. Nelson (D) spoke against passage of the bill.

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Tilly.

Mr. Tilly: "Representative Ellis, I'm concerned about the language in section 2, where it defines 'manufacturer,' and also how this affects the small business people. My understanding is that in this bill the small business people would be kind of separated from manufacturer, especially where they are selling machinery. I'm concerned about farm machinery especially. Quite often you get products that are what they call 'knocked down.' They are in crates and we assemble them. There is no fabrication that goes into them, but we have to bolt them together. Under the language of this bill, in section 2, would a farm equipment dealer be considered a manufacturer or not?"

Mr. Ellis: "Representative Tilly, the language states that a product seller who performs minor assembly of the product—of course at the instruction of the manufacturer—shall not be deemed a manufacturer. As I recall the testimony, it's designed primarily for subcontractors who maybe assemble components for a larger manufacturer. Reading the language, I would say that it covers the situation you describe, that you are following the instructions of the principle manufacturer, and they are not to be deemed manufacturers for the purposes of this bill."

Mr. Tilly spoke in favor of the bill.

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Bender.

Mr. Bender: "Representative Ellis, my question is a follow-up on Representative Nelson's question. My understanding of the bill is that time of discovery plays a factor in this bill, so that if, after fifteen years, you find out that a chemical is harmful to that person, the twelve years would not go into effect. It would not start until the time of discovery that the chemical was harmful to the human being?"

Mr. Ellis: "Yes, I think that's correct."

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3158, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald,

McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Eng.

Engrossed Senate Bill No. 3158, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3075, by Committee on Local Government (originally sponsored by Senators Bauer and Lee):

Authorizing the investment of water and sewer district funds in the interest-bearing demand accounts.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3075, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Substitute Senate Bill No. 3075, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker assumed the Chair.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3080, by Committee on Judiciary (originally sponsored by Senators Talmadge, Clarke, Newhouse and Wojahn - by Judicial Council request):

Correcting an erroneous cross-reference in RCW 46.63.020.

The bill was read the second time.

The Clerk read the following amendment by Representative Sanders:

On page 6, after line 22 insert the following:

"Sec. 7. Section 2, chapter 133, Laws of 1974 ex. sess. and RCW 46.61.165 are each amended to read as follows:

The state (~~highway commission~~) department of transportation and local authorities are authorized to reserve all or any portion of any highway under their respective jurisdictions, including any designated lane or ramp, for the exclusive or preferential use of public transportation vehicles or private motor vehicles carrying not less than a specified number of passengers when such limitation will increase the efficient utilization of the highway or will aid in the conservation of energy resources. Regulations authorizing such exclusive or preferential use of a highway facility may be declared to be effective at all times or at specified times of day or on specified days.

Violation of any regulation issued under this section shall be punished by a penalty assessment of one hundred dollars."

Remember the remaining sections consecutively.

With the consent of the House, Mr. Sanders withdrew the amendment.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3080, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Substitute Senate Bill No. 3080, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3886, by Senator Shinpoch:

Implementing law relating to the Washington health care facilities authority.

The bill was read the second time.

Committee on Human Services recommendation: Majority, do pass as amended. (For amendments, see Journal, 80th Day, April 1, 1981.)

On motion of Mr. Mitchell, the committee amendments were adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3886 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3886 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3498, by Senators Wojahn, Sellar and Bauer:

Implementing law relating to bond financing by the Washington health care facilities authority.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3498, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott,

Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3498, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3052, by Senators von Reichbauer, Conner, Gallagher and Guess (by Department of Licensing request):

Changing the availability of certain driver records.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3052, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Vander Stoep, Winsley.

Engrossed Senate Bill No. 3052, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF AMENDMENT TO HOUSE RULES

Mr. King (R) served notice that he would, at a later date, offer an amendment to the House rules.

SENATE BILL NO. 3234, by Senators von Reichbauer and Guess (by State Patrol request):

Revising vehicle accident reporting procedures.

The bill was read the second time.

Mr. Sanders moved adoption of the following amendment:

On page 1, line 10 after "extent of" strike "three" and insert "((three)) five"

Mr. Sanders spoke in favor of the amendment, and Mr. Dawson spoke against it.

Mr. Sanders spoke again in favor of the amendment.

The amendment was not adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3234, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3234, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3168, by Senators Conner, Fuller and Zimmerman:

Increasing the landowner contingency forest fire suppression account.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Williams yielded to question by Mr. Ehlers.

Mr. Ehlers: "I'm a little confused, Representative Williams; I hear on this bill and others some terms, and I'm wondering if you could clarify for the body what this is? Is this something that's in a push forward status? A revenue enhancement? A revenue augmentation? A reversal tax decrease? A tax increase which is not a general tax increase? A user fee? Or is this a non-general tax increase revenue increase? Which one of these would you characterize this particular assessment?"

Mr. Williams: "I guess you can take your pick of one of those. I would characterize this as a user fee since the forest fire suppression account was set up to take care of forest fires to the industry. This makes the fund self-sufficient."

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3168, and the bill passed the House by the following vote: Yeas, 94; nays, 4; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Garrett, Salatino, Wang.

Senate Bill No. 3168, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), all bills passed to this point in today's session were ordered immediately transmitted to the Senate.

THIRD READING

MOTION FOR RECONSIDERATION

Mr. Bond, having served notice previously, moved that the House reconsider the vote by which SUBSTITUTE HOUSE BILL NO. 355 failed to pass the House.

POINT OF ORDER

Mr. Walk: "I believe that Representative Bond's motion is out of order. I would like to refer you to Rule 25(D), where it discusses reconsideration. It says, 'Provided, That the reconsideration of the vote by which a bill passed or failed must be taken on the next working day after such vote was taken....' The vote was taken last Tuesday, April 7th, and this is now the 9th. Yesterday was the working day and we were in session, therefore, Representative Bond's motion is out of order."

SPEAKER'S RULING

The Speaker: "Representative Walk, your point of order is not well taken. The proper order of business on which to reconsider the final passage of House Bill 355 is the seventh order. The house adjourned yesterday after completion of the fifth order of business and left unfinished business on both the sixth and seventh order, including the question of whether or not the House would decide to reconsider House Bill No. 355.

"Both Reed's Rule 205, which provides that a motion to reconsider is in order at any time before the body has taken action in consequence of the vote, and a March 8, 1977 ruling by Representative O'Brien supports the position that House Rule 25(D) must be read as providing a duty to move reconsideration on the next working day that such motion would be in order. The Speaker notes that a contrary ruling by the Chair would allow the majority party to defeat any effort of the minority to reconsider the final passage vote of any bill, simply by avoiding the appropriate order of business for such motion on the next convening day."

POINT OF ORDER

Mr. Bender: "Mr. Speaker, two wrongs don't make a right."

The Speaker: "Well, Representative Bender, you know that this body has worked along long-standing decisions, traditions and wisdom that has gone before us by past presiding officers who have governed fairly, uniformly and have managed to carry the House of Representatives forward with noble rulings of all sorts from either side, and so I think we should remain with the traditions established by Representative O'Brien, in this case."

The Speaker stated the question before the House to be the motion by Representative Bond that the House reconsider final passage of Substitute House Bill No. 355.

Representatives Wilson and Clayton spoke in favor of the motion, and Representatives Walk and Bender spoke against it.

POINT OF ORDER

Mr. Heck: "Mr. Speaker, I believe we are on the seventh order of business, or third reading and final passage of bills, and Representative Bond placed a motion before the body which is appropriate under the eighth order of business."

SPEAKER'S RULING

The Speaker: "Representative Heck, the appropriate time to make a motion for reconsideration on final passage is when you are on final passage."

Representatives Martinis, Walk and Heck spoke against the motion, and Mr. Eberle spoke in favor of it.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which Substitute House Bill No. 355 failed to pass the House, and the motion was carried by the following vote: Yeas, 54; nays, 44; not voting, 0.

Voting yea: Representatives Addison, Barrett, Berleen, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Struthers, Teutsch, Tilly, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Barr, Becker, Bender, Bickham, Brekke, Burns, Ehlers, Eng, Erickson, Flanagan, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lewis, Lux, Martinis, Maxie, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Sherman, Sommers, Stratton, Taylor, Thompson, Tupper, Valle, Van Dyken, Walk, Wang.

The Speaker stated the question before the House to be final passage of Substitute House Bill No. 355.

ROLL CALL

The Clerk called the roll on the reconsideration of final passage of Substitute House Bill No. 355, and the bill passed the House by the following vote: Yeas, 51; nays, 47; not voting, 0.

Voting yea: Representatives Addison, Barnes, Barrett, Berleen, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ellis, Erak, Fancher, Fiske, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lundquist, McCormick, McDonald, McGinnis, Monohon, Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Struthers, Teutsch, Tilly, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Becker, Bender, Bickham, Brekke, Burns, Dickie, Ehlers, Eng, Erickson, Flanagan, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lewis, Lux, Martinis, Maxie, Mitchell, Nelson D., Nelson G. A., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Sherman, Sommers, Stratton, Taylor, Thompson, Tupper, Valle, Van Dyken, Walk, Wang.

Substitute House Bill No. 355, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

On motion of Mr. Nelson (G), SENATE BILL NO. 3586, SUBSTITUTE SENATE BILL NO. 3630 and ENGROSSED SENATE BILL NO. 4022 were referred to Committee on Appropriations – General Government.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, April 10, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

EIGHTY-NINTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Friday, April 10, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present except Representative Clayton, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Dan Dawson and Arthur Brooks. Prayer was offered by The Reverend Lee Forstrom of the Westwood Baptist Church of Olympia.

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

MESSAGE FROM THE SENATE

April 9, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE HOUSE BILL NO. 49,
ENGROSSED HOUSE BILL NO. 163,
SUBSTITUTE HOUSE BILL NO. 219,
ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 4,
SENATE BILL NO. 3023,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3390,
ENGROSSED SENATE BILL NO. 3915,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 750, by Committee on Transportation and Representatives Martinis and Wilson:

AN ACT Relating to marine transportation; and creating a new chapter in Title 47 RCW.

To Committee on Transportation

SENATE BILL NO. 3023, by Senators Hansen and Gaspard:

Setting the business and occupation tax on beans, lentils and triticale.

To Committee on Revenue

ENGROSSED SUBSTITUTE SENATE BILL NO. 3390, by Committee on Commerce and Labor (originally sponsored by Senator Goltz):

Expanding the scope of business improvement areas.

To Committee on Labor and Economic Development

ENGROSSED SENATE BILL NO. 3915, by Senators Lee, Hurley and Vognild:

Establishing the recreation guide revolving fund.

To Committee on Natural Resources and Environmental Affairs

MOTION

On motion of Mr. Nelson (G), the bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

April 9, 1981

HOUSE BILL NO. 152, Prime Sponsor: Representative Barrett, limiting registration fee for certain securities. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Revenue.

April 9, 1981

HOUSE BILL NO. 423, Prime Sponsor: Committee on Transportation, equalizing the authority of municipalities to impose local sales tax. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Revenue.

April 6, 1981

HOUSE BILL NO. 506, Prime Sponsor: Representative Dickie, deleting the requirement of annual claims for senior citizen property tax relief. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust.

Not attending: Representative Sanders.

Passed to Committee on Rules for second reading.

April 8, 1981

HOUSE BILL NO. 603, Prime Sponsor: Representative Nelson (G), creating a Washington state drug enforcement administration. Reported by Committee on Revenue.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Galloway, Granlund, Hastings, Rust, Sanders.

Not attending: Representative Brown.

Passed to Committee on Rules for second reading.

April 9, 1981

HOUSE BILL NO. 607, Prime Sponsor: Representative Lundquist, providing assistance to small businesses engaged in domestic log manufacturing. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Revenue.

April 6, 1981

HOUSE BILL NO. 648, Prime Sponsor: Committee on Revenue, modifying provisions on real estate excise taxation. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust.

Not attending: Representative Sanders.

Passed to Committee on Rules for second reading.

April 7, 1981

ENGROSSED SENATE BILL NO. 3009, Prime Sponsor: Senator Shinpoch, expanding the membership of the horse racing commission. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, following section 2 insert the following:

NEW SECTION. Sec. 3. There is added to chapter 67.16 RCW a new section to read as follows:

Upon written application to the commission by a licensee holding a race meet, and approval by the commission, the licensee may conduct the sale of parimutuel pools on out-of-state televised races of national interest, including without limitation, the Kentucky Derby, Preakness and Belmont races: **PROVIDED**, That the sale of such parimutuel pools shall be conducted only within the enclosure of the licensee's race course and only during the conduct of a race meet in the state of Washington by said licensee.

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 6 of the title after "67.16.015" insert "; and adding a new section to chapter 67.16 RCW; and declaring an emergency"

Signed by Representatives Garson, Vice Chairman; Walk, Ranking Minority Member; Hankins, Johnson, Lewis, McGinnis, Nickell, Rinehart, Rust.

Voting nay: Representative Sprague.

Not signing report: Representative Nelson (D).

Not attending: Representatives Addison, Chairman; Ehlers, Erak, Greengo, O'Brien.

Passed to Committee on Rules for second reading.

April 7, 1981

SENATE BILL NO. 3051, Prime Sponsor: Senator von Reichbauer, adding a requirement for the issuance of a drivers' license or permit under certain circumstances. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Voting nay: Representative Winsley.

Passed to Committee on Rules for second reading.

April 9, 1981

SUBSTITUTE SENATE BILL NO. 3063, Prime Sponsor: Committee on Transportation, segregating revenues within the motor vehicle fund by investment source. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means.

April 8, 1981

ENGROSSED SENATE BILL NO. 3067, Prime Sponsor: Senator Talley, modifying provisions on the intergovernmental disposition of property. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang.

Not attending: Representatives Schmidt, Winsley.

Passed to Committee on Rules for second reading.

April 8, 1981

SENATE BILL NO. 3079, Prime Sponsor: Senator Talmadge, permitting written statements made under penalty of perjury in lieu of sworn written statements under some circumstances. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang.

Not attending: Representatives Schmidt, Winsley.

Passed to Committee on Rules for second reading.

April 7, 1981

SENATE BILL NO. 3102, Prime Sponsor: Senator Talmadge, adding motor vehicle offenses used to define the habitual offender. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Voting nay: Representative Winsley.

Passed to Committee on Rules for second reading.

April 7, 1981

SUBSTITUTE SENATE BILL NO. 3118, Prime Sponsor: Committee on Local Government, permitting any port district to appoint police officers. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; James, Lane, Leonard, North.

Passed to Committee on Rules for second reading.

April 8, 1981

SUBSTITUTE SENATE BILL NO. 3127, Prime Sponsor: Committee on State Government, establishing investment policies for state funds. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rust, Sprague.

Not attending: Representative Rinehart.

Passed to Committee on Rules for second reading.

April 7, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3128, Prime Sponsor: Committee on Local Government, modifying provisions on special purpose districts. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Leonard.

Passed to Committee on Rules for second reading.

April 7, 1981

SENATE BILL NO. 3143, Prime Sponsor: Senator Talley, modifying the authority of port commissions to sell or convey port district property. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; Leonard.

Passed to Committee on Rules for second reading.

April 7, 1981

SENATE BILL NO. 3153, Prime Sponsor: Senator Charnley, requiring notice of certain city programs to be provided to counties. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Voting nay: Representative Berleen.

Not attending: Representative Leonard.

Passed to Committee on Rules for second reading.

April 8, 1981

ENGROSSED SENATE BILL NO. 3183, Prime Sponsor: Senator Talmadge, revising laws relating to proceedings after judgments against debtors. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang.

Not attending: Representatives Schmidt, Winsley.

Passed to Committee on Rules for second reading.

April 7, 1981

SUBSTITUTE SENATE BILL NO. 3187, Prime Sponsor: Committee on Local Government, specifying the manner of service for writs of garnishment and changing the fees collected for various services performed by sheriffs and their deputies. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Leonard, Monohon, North, Stratton, Van Dyken.

Voting nay: Representative Barrett.

Not signing report: Representative Lane.

Not attending: Representatives Erickson, Ranking Minority Member; Leonard.

Passed to Committee on Rules for second reading.

April 7, 1981

SENATE BILL NO. 3196, Prime Sponsor: Senator Wojahn, increasing the bond requirement for notaries public. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Wang.

Voting nay: Representatives Tilly, Tupper, Winsley.

Passed to Committee on Rules for second reading.

April 8, 1981

ENGROSSED SENATE BILL NO. 3233, Prime Sponsor: Senator von Reichbauer, revising vehicle accident reporting procedure. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, after line 25 insert the following:

***NEW SECTION.** Sec. 2. Any person who has committed a traffic infraction which is not classified as a criminal offense pursuant to RCW 46.63.020, as now or hereafter amended, may have the infraction excluded from any abstract furnished to an insurance company pursuant to RCW 46.52.130: **PROVIDED**, That the person committing the traffic infraction successfully completes a National Safety Council defensive driving course or its equivalent as determined by the department of licensing within three months of the infraction: **PROVIDED FURTHER**, That only one infraction may be excluded within any three year period: **PROVIDED HOWEVER**, That this section shall not apply to abstracts furnished to employers or prospective employers for purposes of determining whether the licensee should be permitted to operate a commercial vehicle, school bus, or an official police, state patrol, or fire department vehicle upon the public highways of this state. In the case of school bus drivers, the board of education rules and regulations shall ensure that school bus drivers are provided a due process hearing before any certification required by such rules and regulations is cancelled.

Nothing in this section shall affect the furnishing of abstracts for evidentiary purposes pursuant to RCW 46.29.050, as now or hereafter amended. Nothing in this section shall affect the power of the department of licensing to suspend or revoke a license.

Sec. 3. Section 4, chapter 153, Laws of 1969 ex. sess. as amended by section 89, chapter 158, Laws of 1979 and RCW 28A.04.131 are each amended to read as follows:

In addition to other powers and duties, the state board of education shall adopt rules and regulations governing the training and qualifications of school bus drivers. Such rules and regulations shall be designed to insure that persons will not be employed to operate school buses unless they possess such physical health and driving skills as are necessary to safely operate school buses: **PROVIDED**, That such rules and regulations shall ensure that school bus drivers are provided a due process hearing before any certification required by such rules and regulations is cancelled: **PROVIDED FURTHER**, That such rules and regulations shall not conflict with the authority of the department of licensing to license school bus drivers in accordance with RCW 46.20.440 through 46.20.470."

On page 1, line 1 of the title after "vehicles;" strike "and" and insert "amending section 4, chapter 153, Laws of 1969 ex. sess. as amended by section 89, chapter 158, Laws of 1979 and RCW 28A.04.131;"

On page 1, line 4 of the title after "46.52.120" insert "; and adding a new section to chapter 46.52 RCW"

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rust.

Not signing report: Representatives Greengo, Sprague.

Not attending: Representative Rinehart.

Passed to Committee on Rules for second reading.

April 9, 1981

ENGROSSED SENATE BILL NO. 3242, Prime Sponsor: Senator Craswell, making miscellaneous changes in law relating to education. Reported by Committee on Education:

MAJORITY recommendation: Do pass with the following amendment:

On page 3, line 28 after "county" strike "commissioners" and insert "~~(commissioners)~~ legislative authority"

Signed by Representatives Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Eng, Galloway, Hine, James, Maxie, McDonald, Vander Stoep.

Not signing report: Representatives Taylor, Chairman; Ehlers, Warnke.

Not attending: Representatives Ellis, Lane, Lewis.

Passed to Committee on Rules for second reading.

April 8, 1981

SENATE BILL NO. 3250, Prime Sponsor: Senator Deccio, requiring surplus line brokers to be residents of this state. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Eng, McGinnis, Monohon, Nisbet, Sanders, Scott.

Not attending: Representatives Dickie, King (R), Rosbach, Salatino.

Passed to Committee on Rules for second reading.

April 8, 1981

SUBSTITUTE SENATE BILL NO. 3254, Prime Sponsor: Committee on Constitution and Elections, making available braille and/or taped transcripts of the voters' and candidates' pamphlets. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rust, Sprague.

Not attending: Representative Rinehart.

Passed to Committee on Rules for second reading.

April 9, 1981

SENATE BILL NO. 3262, Prime Sponsor: Senator Bottiger, mandating due process hearing before certification of school bus driver, required by state board of education rule, is cancelled. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Eng, Galloway, Hine, James, Lane, Maxie, McDonald, Vander Stoep, Warnke.

Not attending: Representatives Ellis, Lewis.

Passed to Committee on Rules for second reading.

April 8, 1981

SENATE BILL NO. 3298, Prime Sponsor: Senator Bottiger, permitting a jury to be selected in another county to accomplish a change of venue. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendments:
on page 1, after line 13 insert:

***NEW SECTION.** Sec. 2. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title after "procedures;" strike "and"

On page 1, line 2 of the title after "RCW" insert "; and declaring an emergency"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Schmidt, Winsley.

Passed to Committee on Rules for second reading.

April 7, 1981

SENATE BILL NO. 3306, Prime Sponsor: Senator Talmadge, extending arrest authority of WSP officers. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Salatino, Ranking Minority Member; Bickham, Granlund, Gruger, Pruitt, Schmidt, Tupper, Wang, Winsley.

Not signing report: Representatives Padden, Vice Chairman; Becker, Patrick, Tilly.

Passed to Committee on Rules for second reading.

April 9, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3315, Prime Sponsor: Committee on Higher Education, exempting barber and cosmetology schools from educational service registration act. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 6, line 29 after "fees;" insert "this subsection (5) shall not apply to an accredited school or college;"

On page 6, following line 31 insert a new paragraph to read as follows:

"For purposes of this section, an 'accredited school or college' shall mean a school or college which is accredited by an accrediting association recognized by the commission for vocational education pursuant to RCW 28B.05.040(5)."

On page 12, following line 27 insert a new paragraph to read as follows:

"For purposes of this section, 'nonaccredited school' shall mean a school which is not accredited by an accrediting association recognized by the commission for vocational education pursuant to RCW 28B.05.040(5)."

Signed by Representatives Teutsch, Chairwoman; Prince, Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Sherman, Tupper.

Not attending: Representative Tupper.

Passed to Committee on Rules for second reading.

April 9, 1981

ENGROSSED SENATE BILL NO. 3319, Prime Sponsor: Senator Goltz, reviving foreign student scholarship program from extinction under sunset act. Reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Teutsch, Chairwoman; Prince Vice Chairman; Burns, Ranking Minority Member; Barnes, Greengo, Gruger, Isaacson, Rust, Sherman, Tupper.

Passed to Committee on Rules for second reading.

April 7, 1981

ENGROSSED SENATE BILL NO. 3362, Prime Sponsor: Senator Jones, permitting port commissions to offer rewards. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Erickson, Ranking Minority Member; Lane, Leonard.

Passed to Committee on Rules for second reading.

April 8, 1981

SENATE BILL NO. 3383, Prime Sponsor: Senator Deccio, revising licensing laws regulating insurance industry. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Eng, King (R), McGinnis, Monohon, Nisbet, Sanders, Scott.

Not attending: Representatives Dickie, King (R), Rosbach, Salatino.

Passed to Committee on Rules for second reading.

April 7, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3386, Prime Sponsor: Committee on State Government, authorizing legislative review of agency rules by a joint select committee with power to suspend. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 16, beginning on line 26 strike all of section 18 and insert the following:

*NEW SECTION. Sec. 18. There is added to chapter 28B.19 RCW a new section to read as follows:

(1) When the legislature is not in session, the rules review committee may suspend an existing rule or delay the adoption of a proposed rule or any part thereof if the committee finds by a majority vote of its members that the rule has not been modified, amended, withdrawn or repealed by the institution so as to conform with the intent of the legislature. The suspension of a rule or delay of a proposed rule by the rules review committee may not remain in effect beyond the thirtieth day of the next regular session of the legislature.

(2) The rules review committee shall provide the code reviser with a notice of any rule suspension or delay and a statement of the reasons therefor. The code reviser shall publish the rules review committee's notice of suspension or delay and a statement of the reasons therefor in the Washington state register and shall publish in the next supplement and compilation of the Washington Administrative Code a reference to the notice and statement and to the issue of the Washington state register in which the full text thereof appears.*

On page 17, beginning on line 20 strike all material down to and including "1982." on page 20, line 6.

On page 17, after line 19 insert the following:

*NEW SECTION. Sec. 20. There is added to chapter 44.28 RCW a new section to read as follows:

The legislative auditor may review fiscal notes filed with the legislature by the office of financial management pursuant to chapter 43.88A RCW and chapter 43.132 RCW. The legislative auditor may file a written addendum specifying any deficiencies a fiscal note may have in form, accuracy, or completeness with the secretary of the senate and the chief clerk of the house for attachment to the referenced fiscal note.

NEW SECTION. Sec. 21. There is added to chapter 44.28 RCW a new section to read as follows:

The rules review committee may request the legislative auditor to prepare an analysis, in the form of a fiscal note, on the expected fiscal impact of selected existing and proposed administrative rules as defined in chapter 28B.19 RCW and chapter 34.04 RCW. This fiscal note shall indicate the estimated fiscal impact of the administrative rule on the operations of state and local government.*

Re-number the remaining sections consecutively.

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Sprague.

Voting nay: Representatives Erak, Nelson (D), Rinehart, Rust.

Not signing report: Representative Walk, Ranking Minority Member; Greengo.

Not attending: Representative Ehlers.

Referred to Committee on Appropriations - General Government.

April 8, 1981

SUBSTITUTE SENATE BILL NO. 3415, Prime Sponsor: Committee on Social and Health Services, revising laws relating to health care service contracts. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Eng, King (R), McGinnis, Monohon, Nisbet, Sanders, Scott.

Voting nay: Representative Bond.

Not attending: Representatives Dickie, Rosbach, Salatino.

Passed to Committee on Rules for second reading.

April 7, 1981

SUBSTITUTE SENATE BILL NO. 3456, Prime Sponsor: Committee on Local Government, removing the requirement that certain certificates and licenses be filed with county officials. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, after line 35 insert the following:

"Sec. 2. Section 8, chapter 5, Laws of 1919 as amended by section 21, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.25.050 are each amended to read as follows:

(1) The director may refuse to grant or may revoke a license to practice chiropractic in this state (~~or may cause a licentiate's name to be removed from the records in the office of the county clerk of any county in this state~~) upon any of the following grounds, to wit: The employment of fraud or deception in applying for a license or in passing an examination provided for in this chapter; the practice of chiropractic under a false or assumed name, or the impersonation of another practitioner of like or different name; the conviction of a crime involving moral turpitude; habitual intemperance in the use of ardent spirits, controlled substances, or stimulants to such an extent as to incapacitate him or her for the performance of his or her professional duties; exploiting or advertising through the press, or by the use of handbills, circulars, or other periodicals, other than professional cards, giving only name, address, profession, office hours, and telephone connections. Any person who is a licentiate, or who is an applicant for a license to practice chiropractic against whom any of the foregoing grounds for revoking or refusing a license, is presented to said director with a view of having the director revoke or refuse to grant a license, shall be furnished with a copy of the complaint, and shall have a hearing before said director in person or by attorney, and witnesses may be examined by said director respecting the guilt or innocence of said accused.

(2) Said director may at any time within two years of the refusal or revocation or cancellation of registration under this section, issue a new license or grant a license to the person affected, restoring him to, or conferring upon him all the rights and privileges of, and pertaining to the practice of chiropractic as defined and regulated by this chapter. Any person to whom such have been restored shall pay to the director a fee determined by the director as provided in RCW 43.24.085 as now or hereafter amended upon issuance of a new license."

Renumber the remaining sections consecutively and correct internal references accordingly.

On page 7, line 34, after "section" strike "and under RCW 25.08.020 and 25.08.250"

On page 1, line 3 of the title, after "2.32.050;" insert "amending section 8, chapter 5, Laws of 1919 as amended by section 21, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.25.050;"

Signed by Representatives Isaacson, Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Leonard, Monohon, North, Stratton, Van Dyken.

Voting nay: Representatives Lundquist, Vice Chairman; Stratton.

Not attending: Representatives Lane, Leonard, North.

Passed to Committee on Rules for second reading.

April 7, 1981

SUBSTITUTE SENATE BILL NO. 3514, Prime Sponsor: Committee on Local Government, correcting terminology by using the term councilmember. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; Barr, Brown, Leonard, Monohon.

Passed to Committee on Rules for second reading.

April 8, 1981

ENGROSSED SENATE BILL NO. 3536, Prime Sponsor: Senator Wojahn, authorizing parity between state and federal savings and loan associations. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Eng, King (R), McGinnis, Monohon, Nisbet, Sanders, Scott.

Not attending: Representatives Dickie, Rosbach, Salatino.

Passed to Committee on Rules for second reading.

April 9, 1981

SUBSTITUTE SENATE BILL NO. 3557, Prime Sponsor: Committee on Natural Resources, requiring a salmon management plan. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Appropriations – General Government.

April 7, 1981

SUBSTITUTE SENATE BILL NO. 3584, Prime Sponsor: Committee on State Government, transferring the state archives to the secretary of state. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rust, Sprague.

Not signing report: Representative Rinehart.

Not attending: Representatives Ehlers, Erak, Greengo.

Rereferred to Committee on Appropriations – General Government.

April 7, 1981

ENGROSSED SENATE BILL NO. 3595, Prime Sponsor: Senator Williams, permitting public service companies to sell, lease, or otherwise dispose of property to municipal corporations without authorization of the utilities and transportation commission. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Brown, Burns, Chamberlain, Garrett, Hine, James, Leonard, Monohon, North, Stratton, Van Dyken.

Voting nay: Representative Berleen.

Not attending: Representatives Lane, Leonard, North.

Passed to Committee on Rules for second reading.

April 8, 1981

SUBSTITUTE SENATE BILL NO. 3640, Prime Sponsor: Committee on Judiciary, granting the attorney general authority to investigate and prosecute crimes of public corruption. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, after line 18 add a new section as follows:

***NEW SECTION. Sec. 5.** This act shall terminate on June 30, 1985, unless extended by law. The legislative budget committee shall cause a performance audit to be conducted on the operation of this act. The final audit report shall be available to the legislature at least six months prior to the scheduled termination date. The audit shall include, but is not limited to, objective findings of fact, conclusions and recommendations as to continuation, modification, or termination of this act.*

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper.

Voting nay: Representative Wang.

Not attending: Representative Winsley.

Passed to Committee on Rules for second reading.

April 7, 1981

SENATE BILL NO. 3730, Prime Sponsor: Senator Charnley, requiring investment of certain municipal moneys. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; Barr, Leonard.

Passed to Committee on Rules for second reading.

April 8, 1981

ENGROSSED SENATE BILL NO. 3740, Prime Sponsor: Senator Shinpoch, modifying provisions relating to the state investment board. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rust, Sprague.

Not attending: Representative Rinehart.

Passed to Committee on Rules for second reading.

April 8, 1981

ENGROSSED SENATE BILL NO. 3834, Prime Sponsor: Senator Clarke, revising laws regulating agents of title insurers. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Bond, Eng, King (R), McGinnis, Monohon, Scott.

Voting nay: Representative Sanders.

Not signing report: Representative Nisbet.

Not attending: Representatives Dickie, King (R), Rosbach, Salatino.

Passed to Committee on Rules for second reading.

April 7, 1981

SUBSTITUTE SENATE BILL NO. 4209, Prime Sponsor: Committee on Local Government, modifying procedures for forming and financing local improvement. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; Barr, Leonard.

Passed to Committee on Rules for second reading.

April 7, 1981

SUBSTITUTE SENATE BILL NO. 4319, Prime Sponsor: Committee on Local Government, authorizing counties to provide for the taking and keeping of records of the board of county commissioners. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Berleen, Brown, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Not attending: Representatives Lundquist, Vice Chairman; Barr, Leonard.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), SENATE BILL NO. 3360 was rereferred from Committee on Natural Resources and Environmental Affairs to Committee on Local Government.

The Speaker (Mr. Amen presiding) declared the House to be at ease.

The Speaker called the House to order.

SECOND READING

HOUSE BILL NO. 639, by Committee on Revenue and Representatives Greengo, Stratton, Burns, Granlund, Galloway, Rust, Pruitt, Wang, Gruger, Rinehart, Maxie, Valle, Nelson (D), Walk, Becker, Brekke, North, Lux, Sherman and Bender:

Modifying provisions on delinquent property taxes.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 639 was substituted for House Bill No. 639, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 639 was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 639, and the bill passed the House by the following vote: Yeas, 91; nays, 6; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bond, Fiske, Gallagher, Sprague, Tilly, Warnke.

Not voting: Representative Clayton.

Substitute House Bill No. 639, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE HOUSE BILL NO. 49,
HOUSE BILL NO. 163,
SUBSTITUTE HOUSE BILL NO. 219,
HOUSE CONCURRENT RESOLUTION NO. 4,
SUBSTITUTE SENATE BILL NO. 3076,
SENATE BILL NO. 3221.

SECOND SUBSTITUTE HOUSE BILL NO. 179, by Committee on Ethics, Law and Justice (originally sponsored by Committee on Human Services and Representatives Mitchell, Winsley, Houchen, Brekke, Wang, Patrick, Rinehart and Brown):

Creating the council on child abuse and neglect.

The bill was read the second time. On motion of Mr. Nisbet, Third Substitute House Bill No. 179 was substituted for Second Substitute House Bill No. 179, and the third substitute bill was placed on the calendar for second reading.

Third Substitute House Bill No. 179 was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Nisbet and Brekke spoke in favor of passage of the bill.

The Clerk called the roll on the final passage of Third Substitute House Bill No. 179, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden,

Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Vander Stoep, Walk.

Not voting: Representative Clayton.

Third Substitute House Bill No. 179, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT RESOLUTION NO. 7, by Representatives Chamberlain, Isaacson, Garrett, Galloway, Barrett, King (J), Winsley, Nickell, Garson, Heck, Hine, Williams, Lundquist, Teutsch, Tilly, Stratton and Wang (by Governor Spellman, Secretary of State and State Treasurer request):

Proposing constitutional amendment allowing state and municipal corporations and public corporations acting on their behalf to issue revenue bonds.

The resolution was read the second time. On motion of Mr. Greengo, Substitute House Joint Resolution No. 7 was substituted for House Joint Resolution No. 7, and the substitute resolution was placed on the calendar for second reading.

Substitute House Joint Resolution No. 7 was read the second time.

Mr. Flanagan moved adoption of the following amendment:

On page 1, after line 8 strike the remainder of the resolution and insert:

"Article XXXII. Section 1. SPECIAL REVENUE FINANCING. The legislature may enact laws authorizing the state, counties, cities, towns, port districts, or public corporations established thereby to issue nonrecourse revenue bonds or other nonrecourse revenue obligations and to apply the proceeds thereof in the manner and for the purpose authorized by law, subject to the following limitations:

(a) Nonrecourse revenue bonds and other nonrecourse revenue obligations issued pursuant to this section shall be payable only from money or other property received as a result of capital facilities financed by the nonrecourse revenue bonds or other nonrecourse revenue obligations and from money and other property received from private sources.

(b) Nonrecourse revenue bonds and other nonrecourse revenue obligations issued pursuant to this section shall not be payable from or secured by any tax funds or governmental revenue or by all or part of the faith and credit of the state or any unit of local government.

(c) Nonrecourse revenue bonds or other nonrecourse revenue obligations issued pursuant to this section may only be issued if the issuer reasonably believes that the interest paid on the bonds or obligations will be exempt from income taxation by the federal government.

(d) Nonrecourse revenue bonds or other nonrecourse revenue obligations may only be used to finance industrial development projects and the purchase of land involved in the industrial development projects.

Sections 5 and 7 of Article VIII and section 9 of Article XII shall not be construed as a limitation upon the authority granted by this section. The use of the proceeds of revenue bonds and other revenue obligations issued pursuant to this section for the purpose of financing privately owned property or loans to private persons or corporations shall be subject to audit. This section is supplemental to and shall not be construed as a repeal of or limitation on any other authority lawfully exercisable under the Constitution and law of this state, including, among others, any existing authority to issue revenue bonds.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

Representatives Flanagan and Greengo spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. O'Brien.

Mr. O'Brien: "Representative Flanagan, what will this do to the issuance of bonds and the interest that will have to be paid? You've tightened the act of the proposed constitutional amendment considerably and I'm wondering about the bond market and what will happen to the interest because you don't back up these bonds with any guarantee of general revenue, you're holding it to project revenue only. Have you looked into this factor?"

Mr. Flanagan: "The reason everybody is rushing to try to get into this kind of financing is because these kinds of bonds are tax-exempt. The interest is tax-exempt and therefore, you are going to get a three or four percent lower interest rate than you would from the taxable bonds. Of course, you can't have it both ways. If you're going to go for these tax-exempt bonds, then you really couldn't expect to make them general obligation bonds also and have all that additional backing. I think everyone who has come in and asked for this type of financing has

agreed that they would confine it to revenue only and not use tax money or the credit of any taxing district. You're already getting quite an advantage, the private businesses, by getting tax-exempt bonds to finance with instead of the taxable bonds."

POINT OF INQUIRY

Mr. Flanagan yielded to question by Ms. Stratton.

Ms. Stratton: "Representative Flanagan, in section (d) of your amendment, you say, '...obligations may only be used to finance industrial development projects...' Would this include pollution control equipment, also?"

Mr. Flanagan: "In the implementing bill that's supposed to come out of the Revenue Committee, they have included—I think you might have a paper on your desk that will define 'industrial development.'"

POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Flanagan, I'm interested first of all in your understanding of what 'industrial' means. Is there a definition of this that's understood in this case?"

Mr. Flanagan: "Yes, we defined that, and went into detail of defining that in the implementing bill, House Bill No. 741. That bill goes into detail in defining industrial development."

Mr. Nelson (D): "Maybe I could get to my point by asking several questions. Could these bonds be used to purchase industrial companies rather than to develop new industrial projects?"

Mr. Flanagan: "I don't see anything in the constitutional amendment to prevent that as long as the financing came from the revenue and nothing else."

Mr. Nelson (D): "So in that case we might not be creating new jobs, we would simply be allowing people to finance the purchase of existing industrial capacities?"

Mr. Flanagan: "That's probably right."

Mr. Nelson (D): "Another point I'm wondering about, could they be used to refinance debts in industrial situations?"

Mr. Flanagan: "They could be used to refinance the same debts that were created in the first place. It would still be confined to revenue. I don't see anything that prevents that."

Mr. Nelson (D): "Would they be available for the purchase of new farm equipment?"

Mr. Flanagan: "As this is defined here, I don't think that would be considered industrial development."

Mr. Nelson (D): "So agricultural development is excluded from the implementing bill?"

Mr. Flanagan: "Well, agricultural development is a pretty broad term. If you were going to build a processing plant, or something like that, that would be included. There are agricultural companies who farm and process both, so that would be included."

Mr. Nelson (D): "But the bill distinguishes between farming and farm processing so that it would not be available for farming?"

Mr. Flanagan: "I don't think the bill, in the definition, would preclude a farming venture as long as a part of that farming venture was a processing plant or a manufacturing plant of some kind."

POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Isaacson.

Mr. Isaacson: "Under section (d) where it refers to the applications, that they may only be used to finance industrial development projects and the purchase of land involved in the industrial development projects; is it to be implied that the purchase of land is associated with the project or does that permit the purchase of land for industrial development projects without reference to the projects? In other words, are they separable or are they combined?"

Mr. Flanagan: "I'd assume that it would be possible to purchase land as a part of this industrial development as long as there was an intention of going ahead with the development."

If it's bare land and it's not going to be used for anything else except bare land, then I don't think it's included."

Mr. Isaacson: "I would like to point out that we should be very specific on that because it's conceivable that bonds might be issued to purchase land and without some type of industrial revenue derived from that, there would be no source of income to make payments for those revenue bonds issued unless it were associated with a revenue-producing property."

Mr. Flanagan: "When you look at the whole bill and the implementing bill that goes with it, I think it would be pretty hard to say that you were just going to buy bare land and nothing else and include it in the definition."

Mr. Greengo: "In answer to some of these questions, in an effort not to clutter up the Constitution, and at the same time still be as specific as possible, we have drawn the amendment in the manner in which it is. Following close on its heels is House Bill 741 which is in the Revenue Committee, and the next time we meet we will be hearing that bill. It is an implementing bill and will spell out in considerable detail exactly some of these questions that have been asked in regard to the purchase of land or payments for land or anything like that. It's going to depend upon the sale of revenue bonds for any project. The bond buyers are going to want to be assured that there is going to be revenue, so I think we have it rather tightly drawn and it is a good resolution the way it is. The implementing legislation will deal in detail on how we accomplish this."

Representatives Chamberlain, Nelson (D) and Flanagan spoke in favor of the amendment, and it was adopted.

MOTIONS

On motion of Mr. Nelson (G), further consideration of Substitute House Joint Resolution No. 7 was deferred, and the resolution was ordered placed at the bottom of the second reading calendar.

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Saturday, April 11, 1981.

VITO T. CHIECHI, Chief Clerk

WILLIAM M. POLK, Speaker

NINETIETH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Saturday, April 11, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Clayton, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Robie Minium and Jon Edmonds. Prayer was offered by The Reverend Lee Forstrom of the Westwood Baptist Church of Olympia.

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

MESSAGE FROM THE SENATE

April 10, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE HOUSE BILL NO. 49,
HOUSE BILL NO. 163,
SUBSTITUTE HOUSE BILL NO. 219,
HOUSE CONCURRENT RESOLUTION NO. 4,
SUBSTITUTE SENATE BILL NO. 3034,
SENATE BILL NO. 3052,
SENATE BILL NO. 3058,
SUBSTITUTE SENATE BILL NO. 3075,
SUBSTITUTE SENATE BILL NO. 3080,
SENATE BILL NO. 3098,
SUBSTITUTE SENATE BILL NO. 3150,
SENATE BILL NO. 3158,
SENATE BILL NO. 3168,
SENATE BILL NO. 3170,
SENATE BILL NO. 3234,
SENATE BILL NO. 3498,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE SENATE BILL NO. 3034,
SENATE BILL NO. 3052,
SENATE BILL NO. 3058,
SUBSTITUTE SENATE BILL NO. 3075,
SUBSTITUTE SENATE BILL NO. 3080,
SENATE BILL NO. 3098,
SUBSTITUTE SENATE BILL NO. 3150,
SENATE BILL NO. 3158,
SENATE BILL NO. 3168,
SENATE BILL NO. 3170,
SENATE BILL NO. 3234,
SENATE BILL NO. 3498.

REPORTS OF STANDING COMMITTEES

April 8, 1981

HOUSE BILL NO. 17, Prime Sponsor: Representative Sprague, modifying the 106% limit. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Galloway, Granlund, Hastings, Rust, Sanders.

Not attending: Representative Brown.

Passed to Committee on Rules for second reading.

April 8, 1981

HOUSE BILL NO. 21, Prime Sponsor: Representative Sprague, exempting electric cars from taxation. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Galloway, Granlund, Hastings.

Voting nay: Representatives Rust, Sanders.

Not attending: Representative Brown.

Passed to Committee on Rules for second reading.

April 9, 1981

SENATE BILL NO. 3109, Prime Sponsor: Senator Talmadge, enacting the uniform trade secrets act. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Not attending: Representatives Padden, Vice Chairman; Granlund.

Passed to Committee on Rules for second reading.

April 9, 1981

ENGROSSED SENATE BILL NO. 3129, Prime Sponsor: Senator Moore, making dental examiners board members and employees immune from legal suits. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Wang.

Voting nay: Representatives Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Tupper, Winsley.

Passed to Committee on Rules for second reading.

April 9, 1981

ENGROSSED SENATE BILL NO. 3156, Prime Sponsor: Senator Williams, considering renewable energy systems in the design of public buildings. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, line 7 after "at" strike "the current rate for borrowing public funds, as" and insert "a rate equal to the average annual rate of change in the construction cost index averaged over the previous five years, to be"

Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Bender, Dickie, Hine, Isaacson, Scott, Sherman, Sprague, Tupper, Vander Stoep, Wang.

Not attending: Representatives Bond, Eberle, McCormick, Schmidt, Sprague.

Passed to Committee on Rules for second reading.

April 9, 1981

SENATE BILL NO. 3189, Prime Sponsor: Senator Talmadge, modifying procedures for dependent children. Reported by Committee on Institutions.

MAJORITY recommendation: Do pass. Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Owen, Ranking Minority Member; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representatives Leonard, Vice Chairwoman; Erickson.

Passed to Committee on Rules for second reading.

April 9, 1981

SUBSTITUTE SENATE BILL NO. 3190, Prime Sponsor: Committee on Judiciary, modifying provisions relating to juvenile offenders. Reported by Committee on Institutions.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 2, chapter 160, Laws of 1913 as last amended by section 6, chapter 128, Laws of 1980 and RCW 13.04.030 are each amended to read as follows:

The juvenile courts in the several counties of this state, shall have exclusive original jurisdiction over all proceedings:

- (1) Under the interstate compact on placement of children as provided in chapter 26.34 RCW;
- (2) Relating to children alleged or found to be dependent as provided in chapter 26.44 RCW and in RCW 13.34.030 through 13.34.170, as now or hereafter amended;
- (3) Relating to the termination of a parent and child relationship as provided in RCW 13.34.180 through 13.34.210, as now or hereafter amended;
- (4) To approve or disapprove alternative residential placement as provided in RCW 13.32A.170;
- (5) Relating to children alleged to be or found to be in need of involuntary civil commitment as provided in chapter 72.23 RCW;
- (6) Relating to juveniles alleged or found to have committed offenses, traffic infractions, or violations as provided in RCW 13.40.020 through 13.40.230, as now or hereafter amended, unless:
 - (a) The juvenile court transfers jurisdiction of a particular juvenile to adult criminal court pursuant to RCW 13.40.110, as now or hereafter amended; or
 - (b) The statute of limitations applicable to adult prosecution for the offense, traffic infraction, or violation has expired; or
 - (c) The alleged offense or infraction is a traffic, fish, boating, or game offense or traffic infraction committed by a juvenile sixteen years of age or older and would, if committed by an adult, be tried or heard in a court of limited jurisdiction, in which instance the appropriate court of limited jurisdiction shall have jurisdiction over the alleged offense or infraction: **PROVIDED**, That if such an alleged offense or infraction and an alleged offense or infraction subject to juvenile court jurisdiction arise out of the same event or incident, the juvenile court may have jurisdiction of both matters: **PROVIDED FURTHER**, That the jurisdiction under this subsection does not constitute 'transfer' or a 'decline' for purposes of RCW 13.40.110(1) or subsection (6)(a) of this section; ~~(and)~~
- (7) Under the interstate compact on juveniles as provided in chapter 13.24 RCW; and
- (8) Relating to termination of a diversion agreement under RCW 13.40.080 as now or hereafter amended, including a proceeding in which the divertee has attained eighteen years of age.

Sec. 2. Section 56, chapter 291, Laws of 1977 ex. sess. as amended by section 54, chapter 155, Laws of 1979 and RCW 13.40.020 are each amended to read as follows:

For the purposes of this chapter:

- (1) 'Serious offender' means a person fifteen years of age or older who has committed an offense which if committed by an adult would be:
 - (a) A class A felony, or an attempt to commit a class A felony;
 - (b) Manslaughter in the first degree (~~(rape in the first degree,))~~ or rape in the second degree; or
 - (c) Assault in the second degree, extortion in the first degree, indecent liberties, kidnaping in the second degree, robbery in the second degree, burglary in the second degree, ~~((statutory rape in the first degree,))~~ or statutory rape in the second degree, where such offenses include the infliction of ~~((grievous))~~ bodily harm upon another or where during the commission of or immediate withdrawal from such an offense the perpetrator ~~((uses))~~ is armed with a deadly weapon or firearm as defined in RCW 9A.04.110;
- (2) 'Community service' means compulsory service, without compensation, performed for the benefit of the community by the offender as punishment for committing an offense;
- (3) 'Community supervision' means an order of disposition by the court of an adjudicated youth ~~((for a period of time not to exceed one year. Such an order may include one or more of)).~~ A community supervision order for a single offense may be for a period of up to one year and include one or more of the following:
 - (a) A fine, not to exceed one hundred dollars;
 - (b) Community service not to exceed one hundred fifty hours of service;
 - (c) Attendance of information classes;
 - (d) Counseling; or
 - (e) Such other services to the extent funds are available for such services, conditions, or limitations as the court may require which may not include confinement;
- (4) 'Confinement' means physical custody by the department of social and health services in a facility operated by or pursuant to a contract with the state, or physical custody in a facility operated by or pursuant to a contract with any county. Confinement of less than thirty-one days imposed as part of a disposition or modification order may be served consecutively or intermittently, in the discretion of the court;
- (5) 'Court', when used without further qualification, means the juvenile court judge(s) or commissioner(s);

(6) 'Criminal history' includes all criminal complaints against the respondent (~~(where)~~) for which, prior to the commission of a current offense:

(a) The allegations were found correct by a court. (~~In any judgment where~~) If a respondent is convicted of two or more charges arising out of the same course of conduct, only the highest charge from among these shall count as an offense for the purposes of this chapter; or

(b) The criminal complaint was diverted by a prosecutor pursuant to the provisions of this chapter on agreement of the respondent and after an advisement to the respondent that the criminal complaint would be considered as part of the respondent's criminal history;

(7) 'Department' means the department of social and health services;

(8) 'Diversion unit' means any probation counselor who enters into a diversion agreement with an alleged youthful offender or any other person or entity with whom the juvenile court administrator has contracted to arrange and supervise such agreements pursuant to RCW 13.04.040, as now or hereafter amended, or any person or entity specially funded by the legislature to arrange and supervise diversion agreements in accordance with the requirements of this chapter;

(9) 'Institution' means a juvenile facility established pursuant to chapters 72.05 and 72.16 through 72.20 RCW;

(10) 'Juvenile,' 'youth,' and 'child' mean any individual who is under the chronological age of eighteen years and who has not been previously transferred to adult court;

(11) 'Juvenile offender' means any juvenile who has been found by the juvenile court to have committed an offense, including a person eighteen years of age or older (~~;- committed pursuant to~~) over whom jurisdiction has been extended under RCW 13.40.300;

(12) 'Manifest injustice' means a disposition that would impose an excessive penalty on the juvenile or a clear danger to society in light of the purposes of this chapter;

(13) 'Middle offender' means a person who has committed an offense and who is neither a minor or first offender nor a serious offender;

(14) 'Minor or first offender' means a person sixteen years of age or younger whose current offense(s) and criminal history fall entirely within one of the following categories:

(a) Four misdemeanors;

(b) Two misdemeanors and one gross misdemeanor;

(c) One misdemeanor and two gross misdemeanors;

(d) Three gross misdemeanors;

(e) One class C felony (~~(except for any felony which is listed in subsection (1) (b) or (c) of this section))~~) and one misdemeanor or gross misdemeanor;

(f) One class B felony (~~(except for any felony which is listed in subsection (1) (a), (b), or (c) of this section))~~) except: Any felony which constitutes an attempt to commit a class A felony; manslaughter in the first degree; rape in the second degree; assault in the second degree; extortion in the first degree; indecent liberties; kidnapping in the second degree; robbery in the second degree; burglary in the second degree; or statutory rape in the second degree.

For purposes of this definition, current violations shall be counted as misdemeanors;

~~((+4))~~ (15) 'Offense' means an act designated a violation or a crime if committed by an adult under the law of this state, under any ordinance of any city or county of this state, under any federal law, or under the law of another state if the act occurred in that state;

~~((+5))~~ (16) 'Respondent' means a juvenile who is alleged or proven to have committed an offense;

~~((+6))~~ (17) 'Restitution' means financial reimbursement by the offender to the victim, and shall be limited to easily ascertainable damages for injury to or loss of property, actual expenses incurred for medical treatment for physical injury to persons, and lost wages resulting from physical injury. Restitution shall not include reimbursement for damages for mental anguish, pain and suffering, or other intangible losses. Nothing in this chapter shall limit or replace civil remedies or defenses available to the victim or offender;

~~((+7))~~ (18) 'Secretary' means the secretary of the department of social and health services;

~~((+8))~~ (19) 'Services' mean services which provide alternatives to incarceration for those juveniles who have pleaded or been adjudicated guilty of an offense or have signed a diversion agreement pursuant to this chapter;

~~((+9))~~ (20) 'Foster care' means temporary physical care in a foster family home or group care facility as defined in RCW 74.15.020 and licensed by the department, or other legally authorized care;

~~((20))~~ (21) 'Violation' means an act or omission, which if committed by an adult, must be proven beyond a reasonable doubt, and is punishable by sanctions which do not include incarceration.

NEW SECTION. Sec. 3. There is added to chapter 13.40 RCW a new section to read as follows:

(1) There is established a juvenile disposition standards commission to propose disposition standards to the legislature in accordance with RCW 13.40.030 and perform the other responsibilities set forth in this chapter.

(2) The commission shall be composed of the secretary or the secretary's designee and the following eight members appointed by the governor, subject to confirmation by the senate: (a) A superior court judge; (b) a prosecuting attorney or deputy prosecuting attorney; (c) a law enforcement officer; (d) an administrator of juvenile court services; (e) a public defender actively practicing in juvenile court; and (f) three other persons who have demonstrated significant interest in the adjudication and disposition of juvenile offenders. In making the appointments, the governor shall seek the recommendations of the association of superior court judges in respect to the member who is a superior court judge; of Washington prosecutors in respect to the prosecuting attorney or deputy prosecuting attorney member; of the Washington association of sheriffs

and police chiefs in respect to the member who is a law enforcement officer; of juvenile court administrators in respect to the member who is a juvenile court administrator; and of the state bar association in respect to the public defender member.

(3) The secretary or the secretary's designee shall serve as chairman of the commission.

(4) The secretary shall serve on the commission during the secretary's tenure as secretary of the department. The term of the remaining members of the commission shall be three years. The initial terms shall be determined by lot conducted at the commission's first meeting as follows: (a) Four members shall serve a two-year term; and (b) four members shall serve a three-year term. In the event of a vacancy, the appointing authority shall designate a new member to complete the remainder of the unexpired term.

(5) Commission members shall serve without compensation but shall be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060 as now or hereafter amended.

(6) The commission's first meeting shall be held prior to January 1, 1982. Thereafter, the commission shall meet at least once every six months.

NEW SECTION. Sec. 4. There is added to chapter 13.40 RCW a new section to read as follows:

(1) It is the responsibility of the commission to: (a) Evaluate the effectiveness of existing disposition standards and related statutes in implementing policies set forth in RCW 13.40.010; (b) solicit the comments and suggestions of the juvenile justice community concerning disposition standards; and (c) develop and propose to the legislature modifications of the disposition standards in accordance with RCW 13.40.030.

(2) It is the responsibility of the department to: (a) Provide the commission with available data concerning the implementation of the disposition standards and related statutes and their effect on the performance of the department's responsibilities relating to juvenile offenders; (b) at the request of the commission, provide technical and administrative assistance to the commission in the performance of its responsibilities; and (c) provide the commission with recommendations for modification of the disposition standards.

Sec. 5. Section 57, chapter 291, Laws of 1977 ex. sess. as amended by section 55, chapter 155, Laws of 1979 and RCW 13.40.030 are each amended to read as follows:

(1) (a) The ((secretary)) juvenile disposition standards commission shall propose to the legislature no later than November 1st of each even-numbered year disposition standards for all offenses. The standards shall establish, in accordance with the purposes of this chapter, ranges which may include terms of confinement and/or community supervision established on the basis of a youth's age, the instant offense, and the history and seriousness of previous offenses, but in no case may the period of confinement and supervision exceed that to which an adult may be subjected for the same offense(s). Standards proposed for offenders listed in RCW 13.40.020(1) shall include a range of confinement which may not be less than thirty days. No standard range may include a period of confinement which includes both more than thirty, and thirty or less, days. Disposition standards proposed by the ((department)) commission shall provide that in all cases where a youth is sentenced to a term of confinement in excess of thirty days the department may impose an additional period of parole not to exceed eighteen months. Standards of confinement which may be proposed may relate only to the length of the proposed terms and not to the nature of the security to be imposed.

(b) The secretary shall ((also)) submit guidelines pertaining to the nature of the security to be imposed on youth placed in his or her custody based on the age, offense(s), and criminal history of the juvenile offender. Such guidelines shall be submitted to the legislature for its review ((at the same time the department proposes its disposition standards)) no later than November 1st of each even-numbered year.

(2) If the commission fails to propose disposition standards as provided in this section, the existing standards shall remain in effect and may be adopted by the legislature or referred to the commission for modification as provided in subsection (3) of this section. If the standards are referred for modification, the provisions of subsection (4) shall be applicable.

(3) The legislature may adopt the proposed standards or refer the proposed standards to the ((secretary)) commission for modification. If the legislature fails to adopt or refer the proposed standards to the ((secretary)) commission by February 15th of the following year, the proposed standards shall take effect without legislative approval on July 1st of that year.

((3)) (4) If the legislature refers the proposed standards to the ((secretary)) commission for modification on or before February 15th, the ((secretary)) commission shall resubmit the proposed modifications to the legislature no later than March 1st. The legislature may adopt or modify the resubmitted proposed standards. If the legislature fails to adopt or modify the resubmitted proposed standards by April 1st, the resubmitted proposed standards shall take effect without legislative approval on July 1st of that year.

((4) Notwithstanding any other provision of this section, the secretary shall propose standards and submit guidelines to the legislature no later than November 1, 1977. The legislature shall consider the proposed standards and submitted guidelines during the following year in the manner prescribed by subsections (2) and (3) of this section. Such standards shall be in effect for the period July 1, 1978, to June 30, 1979.

(5) Any term of confinement in excess of thirty days shall be served at a facility operated by or pursuant to a contract with the state of Washington.

(6)) (5) In developing and promulgating the permissible ranges of confinement under this section the ((secretary)) commission shall be subject to the following limitations:

(a) Where the maximum term in the range is ninety days or less, the minimum term in the range may be no less than fifty percent of the maximum term in the range;

(b) Where the maximum term in the range is greater than ninety days but not greater than one year, the minimum term in the range may be no less than seventy-five percent of the maximum term in the range; and

(c) Where the maximum term in the range is more than one year, the minimum term in the range may be no less than eighty percent of the maximum term in the range.

Sec. 6. Section 60, chapter 291, Laws of 1977 ex. sess. as amended by section 59, chapter 155, Laws of 1979 and RCW 13.40.060 are each amended to read as follows:

(1) Proceedings under this chapter shall be commenced in the county where the juvenile resides. However, proceedings may be commenced in the county where an element of the alleged criminal offense occurred if so requested by the juvenile or by the prosecuting attorney of the county where the incident occurred.

(2) If the hearing takes place in the county where an element of the alleged criminal offense occurred, the case and copies of all legal and social documents pertaining thereto may in the discretion of the court be transferred to the county where the juvenile resides for a disposition hearing. All costs and arrangements for care and transportation of the juvenile in custody shall be the responsibility of the receiving county as of the date of the transfer of the juvenile to such county, unless the counties otherwise agree.

(3) If the adjudicatory and disposition hearings take place in a county in which an element of the alleged offense occurred, the case and copies of all legal and social documents pertaining thereto may in the discretion of the court be transferred to the county in which the juvenile resides for supervision and enforcement of the disposition order. The court of the receiving county has jurisdiction to modify and enforce the disposition order.

(4) The court upon motion of any party or upon its own motion may, at any time, transfer a proceeding to another juvenile court when:

(a) There is reason to believe that an impartial proceeding cannot be held in the county in which the proceeding was begun; or

(b) It appears that venue is incorrect under this section.

Sec. 7. Section 61, chapter 291, Laws of 1977 ex. sess. as amended by section 60, chapter 155, Laws of 1979 and RCW 13.40.070 are each amended to read as follows:

(1) Complaints referred to the juvenile court alleging the commission of an offense shall be referred directly to the prosecutor. The prosecutor, upon receipt of a complaint, shall screen the complaint to determine whether:

(a) The alleged facts bring the case within the jurisdiction of the court; and

(b) On a basis of available evidence there is probable cause to believe that the juvenile did commit the offense.

(2) If the requirements of subsections (1) (a) and (b) of this section are met, the prosecutor shall either file an information in juvenile court or divert the case, as set forth in subsections (4), (5) and (6) of this section. If the prosecutor neither files nor diverts the case, he shall maintain a record, for one year, of such decision and the reasons therefor. In lieu of filing an information or diverting an offense a prosecutor may file a motion to modify community supervision where such offense constitutes a violation of community supervision.

(3) An information shall be a plain, concise, and definite written statement of the essential facts constituting the offense charged. It shall be signed by the prosecuting attorney and conform to chapter 10.37 RCW.

(4) Where a case is legally sufficient, the prosecutor shall file an information with the juvenile court if:

(a) An alleged offender is accused of a class A felony, a class B felony, an attempt to commit a class B felony, assault in the third degree, rape in the third degree, or any other offense listed in RCW 13.40.020(1) (b) or (c); or

(b) An alleged offender is accused of a felony and has a criminal history of at least one class A or class B felony, or two class C felonies, or at least two gross misdemeanors, or at least two misdemeanors and one additional misdemeanor or gross misdemeanor, or at least one class C felony and one misdemeanor or gross misdemeanor; or

(c) An alleged offender has been referred by a diversion unit for prosecution or desires prosecution instead of diversion.

(5) Where a case is legally sufficient the prosecutor shall divert the case if the alleged offense is a misdemeanor or gross misdemeanor or violation and the alleged offense(s) in combination with the alleged offender's criminal history do not exceed three offenses or violations and do not include any felonies: PROVIDED, That if the alleged offender is charged with a related offense that must or may be filed under subsections (4) and (6) of this section, a case under this subsection may also be filed.

(6) Where a case is legally sufficient and falls into neither subsection (4) nor (5) of this section, it may be filed or diverted. In deciding whether to file or divert an offense under this section the prosecutor shall be guided only by the length, seriousness, and recency of the alleged offender's criminal history and the circumstances surrounding the commission of the alleged offense.

(7) Whenever a juvenile is placed in custody or, where not placed in custody, referred to a diversionary interview, the parent or legal guardian of the juvenile shall be notified as soon as possible concerning the allegation made against the juvenile and the current status of the juvenile.

(8) The responsibilities of the prosecutor under subsections (1) through (7) of this section may be performed by a juvenile court probation counselor for any complaint referred to the court alleging the commission of an offense which would not be a felony if committed by an adult, if the prosecutor has given sufficient written notice to the juvenile court that the prosecutor will not review such complaints.

Sec. 8. Section 62, chapter 291, Laws of 1977 ex. sess. as amended by section 61, chapter 155, Laws of 1979 and RCW 13.40.080 are each amended to read as follows:

(1) A diversion agreement shall be a contract between a juvenile accused of an offense and a diversionary unit whereby the juvenile agrees to fulfill certain conditions in lieu of prosecution. Such agreements may be entered into only after the prosecutor, or probation counselor pursuant to this chapter, has determined that probable cause exists to believe that a crime has been committed and that the juvenile committed it.

(2) A diversion agreement shall be limited to:

(a) Community service not to exceed one hundred fifty hours, not to be performed during school hours if the juvenile is attending school;

(b) Restitution limited to the amount of actual loss incurred by the victim, and to an amount the juvenile has the means or potential means to pay; and

(c) ~~((An informational, educational, or counseling interview, which may be required))~~ Attendance at up to two hours of counseling and/or up to ten hours of educational or informational sessions at a community agency.

(3) In assessing periods of community service to be performed and restitution to be paid by a juvenile who has entered into a diversion agreement, the court officer to whom this task is assigned shall to the extent possible involve members of the community. Such members of the community shall meet with the juvenile and advise the court officer as to the terms of the diversion agreement and shall supervise the juvenile in carrying out its terms.

(4) A diversion agreement may not exceed a period of six months for a misdemeanor or gross misdemeanor or one year for a felony and may include a period extending beyond the eighteenth birthday of the diveree. Any restitution assessed during its term may not exceed an amount which the juvenile could be reasonably expected to pay during this period. If additional time is necessary for the juvenile to complete restitution to the victim, the time period limitations of this subsection may be extended by an additional six months.

(5) The juvenile shall retain the right to be referred to the court at any time prior to the signing of the diversion agreement.

(6) Diverees and potential diverees shall be afforded due process in all contacts with a diversionary unit regardless of whether the juveniles are accepted for diversion or whether the diversion program is successfully completed. Such due process shall include, but not be limited to, the following:

(a) A written diversion agreement shall be executed stating all conditions in clearly understandable language;

(b) Violation of the terms of the agreement shall be the only grounds for termination;

(c) No diveree may be terminated from a diversion program without being given a court hearing, which hearing shall be preceded by:

(i) Written notice of alleged violations of the conditions of the diversion program; and

(ii) Disclosure of all evidence to be offered against the diveree;

(d) The hearing shall be conducted by the juvenile court and shall include:

(i) Opportunity to be heard in person and to present evidence;

(ii) The right to confront and cross-examine all adverse witnesses;

(iii) A written statement by the court as to the evidence relied on and the reasons for termination, should that be the decision; and

(iv) Demonstration by evidence that the diveree has substantially violated the terms of his or her diversion agreement.

(e) The prosecutor may file an information on the offense for which the diveree was diverted:

(i) In juvenile court if the diveree is under eighteen years of age; or

(ii) In superior court or the appropriate court of limited jurisdiction if the diveree is eighteen years of age or older.

(7) The diversion unit shall be responsible for advising a diveree of his or her rights as provided in this chapter.

(8) The right to counsel shall inure prior to the initial interview for purposes of advising the juvenile as to whether he or she desires to participate in the diversion process or to appear in the juvenile court. The juvenile may be represented by counsel at any critical stage of the diversion process, including intake interviews and termination hearings. The juvenile shall be fully advised at the intake of his or her right to an attorney and of the relevant services an attorney can provide. For the purpose of this section, intake interviews mean all interviews regarding the diversion agreement process.

The juvenile shall be advised that a diversion agreement shall constitute a part of the juvenile's criminal history as defined by RCW 13.40.020(6) as now or hereafter amended. A signed acknowledgment of such advisement shall be obtained from the juvenile, and the document shall be maintained by the diversionary unit together with the diversion agreement, and a copy of both documents shall be delivered to the prosecutor if requested by the prosecutor. The supreme court shall promulgate rules setting forth the content of such advisement in simple language.

(9) When a juvenile enters into a diversion agreement, the juvenile court may receive only the following information for dispositional purposes:

(a) The fact that a charge or charges were made;

(b) The fact that a diversion agreement was entered into;

(c) The juvenile's obligations under such agreement;

(d) Whether the alleged offender performed his or her obligations under such agreement; and

(e) The facts of the alleged offense.

(10) A diversionary unit may refuse to enter into a diversion agreement with a juvenile. It shall immediately refer such juvenile to the court for action and shall forward to the court the criminal complaint and a detailed statement of its reasons for refusing to enter into a diversion agreement. The diversionary unit shall also immediately refer the case to the prosecuting attorney for action if such juvenile fails to make restitution or perform community service as required by the diversion agreement.

(11) A diversionary unit may, in instances where it determines that the act or omission of an act for which a juvenile has been referred to it involved no victim, or where it determines that the juvenile referred to it has no prior criminal history and is alleged to have committed an illegal act involving no threat of or instance of actual physical harm and involving not more than fifty dollars in property loss or damage and that there is no loss outstanding to the person or firm suffering such damage or loss, counsel and release or release such a juvenile without entering into a diversion agreement: PROVIDED, That any juvenile so handled shall be advised that the act or omission of any act for which he or she had been referred shall constitute a part of the juvenile's criminal history as defined by RCW 13.40.020(6) as now or hereafter amended. A signed acknowledgment of such advisement shall be obtained from the juvenile, and the document shall be maintained by the unit, and a copy of the document shall be delivered to the prosecutor if requested by the prosecutor. The supreme court shall promulgate rules setting forth the content of such advisement in simple language: PROVIDED FURTHER, That a juvenile determined to be eligible by a diversionary unit for such release shall retain the same right to counsel and right to have his or her case referred to the court for formal action as any other juvenile referred to the unit.

(12) A diversion unit may supervise the fulfillment of a diversion agreement entered into before the juvenile's eighteenth birthday and which includes a period extending beyond the divertee's eighteenth birthday.

Sec. 9. Section 66, chapter 291, Laws of 1977 ex. sess. as amended by section 64, chapter 155, Laws of 1979 and RCW 13.40.120 are each amended to read as follows:

~~((The court shall hold an adjudicatory hearing on the information, and, after it has announced its findings of fact and its decision, shall hold a hearing to consider disposition of the case pursuant to RCW 13.40.150 and 13.40.160, as now or hereafter amended, immediately following the adjudicatory hearing or at a continued hearing within fourteen days unless good cause is shown for a further continuance. Notice of the time and place of the continued hearing may be given in open court. If notice is not given in open court to a party, that party shall be notified by mail of the time and place of any continued hearing.))~~

All hearings may be conducted at any time or place within the limits of the ((county)) judicial district, and such cases may not be heard in conjunction with other business of any other division of the superior court.

Sec. 10. Section 67, chapter 291, Laws of 1977 ex. sess. as amended by section 65, chapter 155, Laws of 1979 and RCW 13.40.130 are each amended to read as follows:

(1) The respondent shall be advised of the allegations in the information and shall be required to plead guilty or not guilty to the allegation(s). The state or the respondent may make preliminary motions up to the time of the plea.

(2) If the respondent pleads guilty, the court may proceed with disposition or may continue the case for a dispositional hearing. If the respondent denies guilt, ((a)) an adjudicatory hearing date shall be set.

(3) At the adjudicatory hearing it shall be the burden of the prosecution to prove the allegations of the information beyond a reasonable doubt.

(4) The court shall record its findings of fact and shall enter its decision upon the record. Such findings shall set forth the evidence relied upon by the court in reaching its decision.

(5) If the respondent is found not guilty he or she shall be released from detention.

(6) If the respondent is found guilty the court may immediately proceed to disposition or may continue the case for a dispositional hearing. Notice of the time and place of the continued hearing may be given in open court. If notice is not given in open court to a party, the party shall be notified by mail of the time and place of the continued hearing.

(7) The court following an adjudicatory hearing may request that a predisposition study be prepared to aid the court in its evaluation of the matters relevant to disposition of the case.

(8) The disposition hearing shall be held within fourteen days after the adjudicatory hearing or plea of guilty unless good cause is shown for further delay, or within twenty-one days if the juvenile is not held in a detention facility, unless good cause is shown for further delay.

(9) In sentencing an offender, the court shall use the disposition standards in effect on the date of the offense.

Sec. 11. Section 68, chapter 291, Laws of 1977 ex. sess. as amended by section 66, chapter 155, Laws of 1979 and RCW 13.40.140 are each amended to read as follows:

(1) A juvenile shall be advised of his or her rights when appearing before the court.

(2) A juvenile and his or her parent, guardian, or custodian shall be advised by the court or its representative that the juvenile has a right to be represented by counsel at all critical stages of the proceedings. Unless waived, counsel shall be provided to a juvenile who is financially unable to obtain counsel without causing substantial hardship to himself or herself or the juvenile's family, in any proceeding where the juvenile may be subject to transfer for criminal prosecution, or in any proceeding where the juvenile may be in danger of confinement. The ability to pay part of the cost of counsel does not preclude assignment. In no case may a juvenile be deprived of counsel because of a parent, guardian, or custodian refusing to pay therefor. The juvenile shall be fully advised of his or her right to an attorney and of the relevant services an attorney can provide.

(3) The right to counsel includes the right to the appointment of experts necessary, and the experts shall be required pursuant to the procedures and requirements established by the supreme court.

(4) Upon application of a party, the clerk of the court shall issue, and the court on its own motion may issue, subpoenas requiring attendance and testimony of witnesses and production of records, documents, or other tangible objects at any hearing, or such subpoenas may be issued by an attorney of record.

(5) All proceedings shall be transcribed verbatim by means which will provide an accurate record.

(6) The general public and press shall be permitted to attend any hearing unless the court, for good cause, orders a particular hearing to be closed. The presumption shall be that all such hearings will be open.

(7) In all adjudicatory proceedings before the court, all parties shall have the right to adequate notice, discovery as provided in criminal cases, opportunity to be heard, confrontation of witnesses except in such cases as this chapter expressly permits the use of hearsay testimony, findings based solely upon the evidence adduced at the hearing, and an unbiased fact-finder.

(8) A juvenile shall be accorded the same privilege against self-incrimination as an adult. An extrajudicial statement which would be constitutionally inadmissible in a criminal proceeding may not be received in evidence at an adjudicatory hearing over objection. Evidence illegally seized or obtained may not be received in evidence over objection at an adjudicatory hearing to prove the allegations against the juvenile if the evidence would be inadmissible in an adult criminal proceeding. An extrajudicial admission or confession made by the juvenile out of court is insufficient to support a finding that the juvenile committed the acts alleged in the information unless evidence of a corpus delicti is first independently established in the same manner as required in an adult criminal proceeding.

(9) Waiver of any right which a juvenile has under this chapter must be an express waiver intelligently made by the juvenile after the juvenile has been fully informed of the right being waived.

(10) Whenever this chapter refers to waiver or objection by a juvenile, the word juvenile shall be construed to refer to a juvenile who is at least twelve years of age. If a juvenile is under twelve years of age, the juvenile's parent, guardian, or custodian shall give any waiver or offer any objection contemplated by this chapter.

Sec. 12. Section 69, chapter 291, Laws of 1977 ex. sess. as amended by section 67, chapter 155, Laws of 1979 and RCW 13.40.150 are each amended to read as follows:

(1) In disposition hearings all relevant and material evidence, including oral and written reports, may be received by the court and may be relied upon to the extent of its probative value, even though such evidence may not be admissible in a hearing on the information. The youth or the youth's counsel and the prosecuting attorney shall be afforded an opportunity to examine and controvert written reports so received and to cross-examine individuals making reports when such individuals are reasonably available, but sources of confidential information need not be disclosed. The prosecutor and counsel for the juvenile may submit recommendations for disposition.

(2) For purposes of disposition:

- (a) Violations which are current offenses count as misdemeanors;
- (b) Violations may not count as part of the offender's criminal history;
- (c) In no event may a disposition for a violation include confinement.

(3) Before entering a dispositional order as to a respondent found to have committed an offense, the court shall hold a disposition hearing, at which the court shall:

- (a) Consider the facts supporting the allegations of criminal conduct by the respondent;
- (b) Consider information and arguments offered by parties and their counsel;
- (c) Consider any predisposition reports;

(d) Afford the respondent and the respondent's parent, guardian, or custodian an opportunity to speak in the respondent's behalf;

(e) Allow the victim or a representative of the victim and an investigative law enforcement officer to speak;

(f) Determine the amount of restitution owing to the victim, if any;

(g) Determine whether the respondent is a serious offender, a middle offender, or a minor or first offender;

(h) Consider whether or not any of the following mitigating factors exist:

(i) The respondent's conduct neither caused nor threatened serious bodily injury or the respondent did not contemplate that his or her conduct would cause or threaten serious bodily injury;

(ii) The respondent acted under strong and immediate provocation;

(iii) The respondent was suffering from a mental or physical condition that significantly reduced his or her culpability for the offense though failing to establish a defense;

(iv) Prior to his or her detection, the respondent compensated or made a good faith attempt to compensate the victim for the injury or loss sustained; and

(v) There has been at least one year between the respondent's current offense and any prior criminal offense;

(i) Consider whether or not any of the following aggravating factors exist:

(i) In the commission of the offense, or in flight therefrom, the respondent inflicted or attempted to inflict serious bodily injury to another;

(ii) The offense was committed in an especially heinous, cruel, or depraved manner;

(iii) The victim or victims were particularly vulnerable;

(iv) The respondent has a recent criminal history or has failed to comply with conditions of a recent dispositional order or diversion agreement; ((and))

(v) The respondent was the leader of a criminal enterprise involving several persons; and

(vi) There are other complaints which have resulted in diversion or a finding or plea of guilty but which are not included as criminal history.

(4) The following factors may not be considered in determining the punishment to be imposed:

(a) The sex of the respondent;

(b) The race or color of the respondent or the respondent's family;

(c) The creed or religion of the respondent or the respondent's family;

(d) The economic or social class of the respondent or the respondent's family; and

(e) Factors indicating that the respondent may be or is a dependent child within the meaning of this chapter.

(5) A court may not commit a juvenile to a state institution solely because of the lack of facilities, including treatment facilities, existing in the community.

Sec. 13. Section 70, chapter 291, Laws of 1977 ex. sess. as amended by section 68, chapter 155, Laws of 1979 and RCW 13.40.160 are each amended to read as follows:

(1) When the respondent is found to be a serious offender, the court shall commit the offender to the department for the standard range of disposition for the offense.

If the court concludes, and enters reasons for its conclusion, that disposition within the standard range would effectuate a manifest injustice the court shall impose a disposition outside the standard range.

A disposition outside the standard range shall be determinate and shall be comprised of confinement or community supervision, or a combination thereof. When a judge finds a manifest injustice and imposes a sentence of confinement exceeding thirty days, the court shall sentence the juvenile to a maximum term, and the provisions of RCW 13.40.030((6))(5), as now or hereafter amended, shall be used to determine the range. A disposition outside the standard range is appealable under RCW 13.40.230, as now or hereafter amended, by the state or the respondent. A disposition within the standard range is not appealable under RCW 13.40.230 as now or hereafter amended.

(2) Where the respondent is found to be a minor or first offender, the court shall order that the respondent serve a term of community supervision. If the court determines that a disposition of community supervision would effectuate a manifest injustice the court may impose another disposition. A disposition other than a community supervision may be imposed only after the court enters reasons upon which it bases its conclusions that imposition of community supervision would effectuate a manifest injustice. When a judge finds a manifest injustice and imposes a sentence of confinement exceeding thirty days, the court shall sentence the juvenile to a maximum term, and the provisions of RCW 13.40.030((6))(5), as now or hereafter amended, shall be used to determine the range. Any disposition other than community supervision may be appealed as provided in RCW 13.40.230, as now or hereafter amended, by the state or the respondent. A disposition of community supervision may not be appealed under RCW 13.40.230 as now or hereafter amended.

(3) Where a respondent is found to have committed an offense for which the respondent declined to enter into a diversion agreement, the court shall impose a term of community supervision limited to the conditions allowed in a diversion agreement as provided in RCW 13.40.080(2) as now or hereafter amended.

(4) ~~(Where)~~ If a respondent is found to ~~(have committed an offense which is neither a serious nor a minor or first offense)~~ be a middle offender:

(a) The court shall impose a determinate disposition within the standard range(s) for such offense: PROVIDED, That if the standard range includes a term of confinement exceeding thirty days, commitment shall be to the department for the standard range of confinement; or

(b) The court shall impose a determinate disposition of community supervision and/or up to thirty days confinement in which case, if confinement has been imposed, the court shall state either aggravating or mitigating factors as set forth in RCW 13.40.150 as now or hereafter amended.

(c) Only if the court concludes, and enters reasons for its conclusions, that disposition as provided in subsection (4) (a) or (b) of this section would effectuate a manifest injustice, the court shall sentence the juvenile to a maximum term, and the provisions of RCW 13.40.030((6))(5), as now or hereafter amended, shall be used to determine the range.

(d) A disposition pursuant to subsection (4)(c) of this section is appealable under RCW 13.40.230, as now or hereafter amended, by the state or the respondent. A disposition pursuant to subsection (4) (a) or (b) of this section is not appealable under RCW 13.40.230 as now or hereafter amended.

(5) Whenever a juvenile offender is entitled to credit for time spent in detention prior to a dispositional order, the dispositional order shall specifically state the number of days of credit for time served.

(6) In its dispositional order, the court shall not suspend or defer the imposition or the execution of the disposition.

Sec. 14. Section 72, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.180 are each amended to read as follows:

Where a disposition is imposed on a youth for two or more offenses, the terms shall run consecutively, subject to the following limitations:

(1) Where the offenses were committed through a single act or omission, omission, or through an act or omission which in itself constituted one of the offenses and also was an element of the other, the aggregate of all the terms shall not exceed one hundred fifty percent of the term imposed for the most serious offense; ~~(and)~~

(2) ~~((in all other cases,))~~ The aggregate of all consecutive terms shall not exceed three hundred percent of the term imposed for the most serious offense; and

(3) The aggregate of all consecutive terms of community supervision shall not exceed two years in length, or require payment of more than two hundred dollars in fines or the performance of more than two hundred hours of community service.

NEW SECTION. Sec. 15. There is added to chapter 13.40 RCW a new section to read as follows:

Any term of confinement imposed for an offense which exceeds thirty days shall be served under the supervision of the department. If the period of confinement imposed for more than one offense exceeds thirty days but the term imposed for each offense is less than thirty days, the confinement may, in the discretion of the court, be served in a juvenile facility operated by or pursuant to a contract with the state or a county.

Sec. 16. Section 77, chapter 291, Laws of 1977 ex. sess. as amended by section 72, chapter 155, Laws of 1979 and RCW 13.40.230 are each amended to read as follows:

(1) Dispositions reviewed pursuant to RCW 13.40.160, as now or hereafter amended, shall be reviewed in the appropriate division of the court of appeals.

An appeal under this section shall be heard solely upon the record that was before the disposition court. No written briefs may be required, and the appeal shall be heard within thirty days following the date of sentencing and a decision rendered within fifteen days following the argument. The supreme court shall promulgate any necessary rules to effectuate the purposes of this section.

(2) To uphold a disposition outside the standard range, or which imposes confinement for a minor or first offender, the court of appeals must find (a) that the reasons supplied by the disposition judge are supported by the record which was before the judge and that those reasons clearly and convincingly support the conclusion that a disposition within the range, or nonconfinement for a minor or first offender, would constitute a manifest injustice, and (b) that the sentence imposed was neither clearly excessive nor clearly too lenient.

(3) If the court does not find subsection (2)(a) of this section it shall remand the case for disposition within the standard range or for community supervision without confinement as would otherwise be appropriate pursuant to this chapter.

(4) If the court finds subsection (2)(a) but not subsection (2)(b) of this section it shall remand the case with instructions for further proceedings consistent with the provisions of this chapter.

(5) Pending appeal, a respondent may not be committed or detained for a period of time in excess of the standard range for the offense(s) committed ~~((and may not be detained if a first or minor offender. PROVIDED: That if the order of the disposition court is below the standard range, the respondent shall be committed or detained for no longer than the term set by the disposition court))~~ or sixty days, whichever is longer. The disposition court may impose conditions on release pending appeal as provided in RCW 13.40.040(4) and 13.40.050(6). Upon the expiration of the period of commitment or detention specified in this subsection, the court may also impose such conditions on the respondent's release pending disposition of the appeal.

(6) Appeal of a disposition under this section does not affect the finality or appeal of the underlying adjudication of guilt.

Sec. 17. Section 1, chapter 170, Laws of 1975 1st ex. sess. as amended by section 73, chapter 155, Laws of 1979 and RCW 13.40.300 are each amended to read as follows:

(1) In no case may a juvenile offender be committed by the juvenile court to the department of social and health services for placement in a juvenile correctional institution beyond the juvenile offender's twenty-first birthday. A juvenile may be under the jurisdiction of the juvenile court or the authority of the department of social and health services beyond the juvenile's eighteenth birthday only if prior to the juvenile's eighteenth birthday:

(a) The juvenile court has committed the juvenile offender to the department of social and health services for a sentence consisting of the standard range of disposition for the offense and the sentence includes a period beyond the juvenile offender's eighteenth birthday; or

(b) The juvenile court has committed the juvenile offender to the department of social and health services for a sentence outside the standard range of disposition for the offense and the sentence includes a period beyond the juvenile's eighteenth birthday and the court by written order setting forth its reasons extends jurisdiction of juvenile court over the juvenile offender for that period; or

(c) Proceedings are pending seeking the adjudication of a juvenile offense or seeking ~~((an order of))~~ a disposition order or the enforcement of such an order and the court by written order setting forth its reasons extends jurisdiction of juvenile court over the juvenile beyond his or her eighteenth birthday.

(2) In no event may the juvenile court have authority to extend jurisdiction over any juvenile offender beyond the juvenile offender's twenty-first birthday.

(3) Notwithstanding any extension of jurisdiction over a person pursuant to this section, the juvenile court has no jurisdiction over any offenses alleged to have been committed by a person eighteen years of age or older.

Sec. 18. Section 3, chapter 240, Laws of 1977 ex. sess. as amended by section 15, chapter 186, Laws of 1980 and RCW 34.08.020 are each amended to read as follows:

There is hereby created a state publication to be called the Washington State Register, which shall be published on no less than a monthly basis. The register shall contain, but is not limited to, the following materials received by the code reviser's office during the pertinent publication period:

(1) The full text of any proposed new or amendatory rule, as defined in RCW 34.04.010, and the citation of any existing rules the repeal of which is proposed, prior to the public hearing on such proposal. Such material shall be considered, when published, to be the official notification of the intended action, and no state agency or official thereof may take action on any such rule except on emergency rules adopted in

accordance with RCW 34.04.030, until twenty days have passed since the distribution date of the register in which the rule and hearing notice have been published or a notice regarding the omission of the rule has been published pursuant to RCW 34.04.050(3) as now or hereafter amended;

(2) The full text of any new or amendatory rule adopted, and the citation of any existing rule repealed, on a permanent or emergency basis;

(3) Executive orders and emergency declarations of the governor;

(4) Public meeting notices of any and all agencies of state government, including state elected officials whose offices are created by Article III of the state Constitution or RCW 48.02.010;

(5) Rules of the state supreme court which have been adopted but not yet published in an official permanent codification; (~~and~~)

(6) Summaries of attorney general opinions and letter opinions, noting the number, date, subject, and other information, and prepared by the attorney general for inclusion in the register; and

(7) Juvenile disposition standards and security guidelines proposed and adopted under RCW 13.40.030.

Sec. 19. Section 9, chapter 155, Laws of 1979 and RCW 13.50.050 are each amended to read as follows:

(1) This section governs records relating to the commission of juvenile offenses, including records relating to diversions.

(2) The official juvenile court file of any alleged or proven juvenile offender shall be open to public inspection, unless sealed pursuant to subsection (11) of this section.

(3) All records other than the official juvenile court file are confidential and may be released only as provided in this section and RCW 13.50.010.

(4) Except as otherwise provided in this section and RCW 13.50.010, records retained or produced by any juvenile justice or care agency may be released to other participants in the juvenile justice or care system only when an investigation or case involving the juvenile in question is being pursued by the other participant or when that other participant is assigned the responsibility for supervising the juvenile.

(5) Information not in an official juvenile court file concerning a juvenile or a juvenile's family may be released to the public only when that information could not reasonably be expected to identify the juvenile or the juvenile's family.

(6) Notwithstanding any other provision of this chapter, the release, to the juvenile or his or her attorney, of law enforcement and prosecuting attorneys' records pertaining to investigation, diversion, and prosecution of juvenile offenses shall be governed by the rules of discovery and other rules of law applicable in adult criminal investigations and prosecutions.

(7) The juvenile court and the prosecutor may set up and maintain a central record-keeping system which may receive information on all alleged juvenile offenders against whom a complaint has been filed pursuant to RCW 13.40.070 whether or not their cases are currently pending before the court. The central record-keeping system may be computerized.

(8) Upon request of the victim of a crime or the victim's immediate family, the identity of an alleged or proven juvenile offender alleged or found to have committed a crime against the victim and the identity of the alleged or proven juvenile offender's parent, guardian, or custodian and the circumstance of the alleged or proven crime shall be released to the victim of the crime or the victim's immediate family.

(9) Subject to the rules of discovery applicable in adult criminal prosecutions, the juvenile offense records of an adult criminal defendant or witness in an adult criminal proceeding may be released to prosecution and defense counsel after a charge has actually been filed. The juvenile offense records of any adult convicted of a crime and placed under the supervision of the adult corrections system may be released to the adult corrections system.

(10) In any case in which an information has been filed pursuant to RCW 13.40.100 or a complaint has been filed with the prosecutor and referred for diversion pursuant to RCW 13.40.070, the person the subject of the information or complaint may file a motion with the court to have the court vacate its order and findings, if any, and order the sealing of the official juvenile court file, the social file, and records of the court and of any other agency in the case.

(11) The court shall grant the motion to seal records made pursuant to subsection (10) of this section if it finds that:

(a) Two years have elapsed from the later of: (i) Final discharge of the person from the supervision of any agency charged with supervising juvenile offenders; or (ii) from the entry of a court order relating to the commission of a juvenile offense or a criminal offense;

(b) No proceeding is pending against the moving party seeking the conviction of a juvenile offense or a criminal offense; and

(c) No proceeding is pending seeking the formation of a diversion agreement with that person.

(12) The person making a motion pursuant to subsection (10) of this section shall give reasonable notice of the motion to the prosecution and to any person or agency whose files are sought to be sealed.

(13) If the court grants the motion to seal made pursuant to subsection (10) of this section, it shall order sealed the official juvenile court file, the social file, and other records relating to the case as are named in the order. Thereafter, the proceedings in the case shall be treated as if they never occurred, and the subject of the records may reply accordingly to any inquiry about the events, records of which are sealed. Any agency shall reply to any inquiry concerning confidential or sealed records that records are confidential, and no information can be given about the existence or nonexistence of records concerning an individual.

(14) Inspection of the files and records included in the order to seal may thereafter be permitted only by order of the court upon motion made by the person who is the subject of the information or complaint, except as otherwise provided in RCW 13.50.010(8).

(15) Any adjudication of a juvenile offense or a crime subsequent to sealing has the effect of nullifying the sealing order.

(16) In any case in which an information has been filed pursuant to RCW 13.40.100 or a complaint has been filed with the prosecutor and referred for diversion pursuant to RCW 13.40.070, the person who is the subject of the information or complaint may file a motion with the court to have the court vacate its order and findings, if any, and order the destruction of the official juvenile court file, the social file, and records of the court and of any other agency in the case.

(17) The court may grant the motion to destroy records made pursuant to subsection (16) of this section if it finds:

- (a) The person making the motion is at least twenty-three years of age;
- (b) The person has not subsequently been convicted of a felony;
- (c) No proceeding is pending against that person seeking the conviction of a criminal offense; and
- (d) The person has never been found guilty of a serious offense.

(18) A person eighteen years of age or older whose criminal history consists of only one referral for diversion may request that the court order the records in that case destroyed. The request shall be granted if the court finds that two years have elapsed since completion of the diversion agreement.

(19) If the court grants the motion to destroy records made pursuant to subsection (16) or (18) of this section, it shall order the official juvenile court file, the social file, and any other records named in the order to be destroyed.

~~((19))~~ (20) The person making the motion pursuant to subsection (16) or (18) of this section shall give reasonable notice of the motion to the prosecuting attorney and to any agency whose records are sought to be destroyed.

~~((20))~~ (21) Any juvenile to whom the provisions of this section may apply shall be given written notice of his or her rights under this section at the time of his or her disposition hearing or during the diversion process.

~~((21))~~ (22) Nothing in this section may be construed to prevent a crime victim or a member of the victim's family from divulging the identity of the alleged or proven juvenile offender or his or her family when necessary in a civil proceeding.

~~((22))~~ (23) Any juvenile justice or care agency may, subject to the limitations in subparagraphs (a) and (b) of this subsection, develop procedures for the routine destruction of records relating to juvenile offenses and diversions.

(a) Records may be routinely destroyed only when the person the subject of the information or complaint has attained twenty-three years of age or older.

(b) The court may not routinely destroy the official juvenile court file or recordings or transcripts of any proceedings.

NEW SECTION. Sec. 20. The provisions of chapters 13.04 and 13.40 RCW, as now or hereafter amended, shall be the exclusive authority for the adjudication and disposition of juvenile offenders except where otherwise expressly provided.

NEW SECTION. Sec. 21. There is added to chapter 9.92 RCW a new section to read as follows:

No provision of this chapter shall authorize a court to suspend or defer the imposition or the execution of a disposition under chapter 13.40 RCW, as now law or hereafter amended.

NEW SECTION. Sec. 22. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 2, on line 6 of the title, strike "and creating a new section" and insert "adding a new section to chapter 9.92 RCW; creating a new section; and declaring an emergency"

Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Berleen, Erickson, Fiske, Nelson (D), Struthers, Van Dyken.

Voting nay: Representatives Owen, Ranking Minority Member; Walk.

Representative Walk changed vote from Nay to Yea.

Not attending: Representatives Leonard, Vice Chairwoman; Erickson.

Rereferred to Committee on Appropriations – Human Services.

April 9, 1981

SENATE BILL NO. 3191, Prime Sponsor: Senator Talmadge, allowing counties to extend industrial insurance coverage to include juveniles performing community service. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Passed to Committee on Rules for second reading.

April 10, 1981

ENGROSSED SENATE BILL NO. 3293, Prime Sponsor: Senator Vognild, granting police powers to arson investigators. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Rosbach, Sanders.

Not attending: Representatives Bond, Monohon, Nisbet, Salatino, Scott.

Passed to Committee on Rules for second reading.

April 10, 1981

SENATE BILL NO. 3295, Prime Sponsor: Senator Vognild, modifying provisions on arson. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Rosbach, Sanders.

Not attending: Representatives Bond, Monohon, Nisbet, Salatino, Scott.

Passed to Committee on Rules for second reading.

April 9, 1981

SUBSTITUTE SENATE BILL NO. 3309, Prime Sponsor: Committee on Judiciary, giving building warden immunity from liability for acts arising from assigned duties. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Passed to Committee on Rules for second reading.

April 10, 1981

SUBSTITUTE SENATE BILL NO. 3320, Prime Sponsor: Committee on Financial Institutions and Insurance, prescribing procedures for conversion of mutual savings banks to capital stock savings banks. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Monohon, Sanders.

Not attending: Representatives Bond, Nisbet, Rosbach, Salatino, Scott.

Passed to Committee on Rules for second reading.

April 9, 1981

ENGROSSED SENATE BILL NO. 3355, Prime Sponsor: Senator Hansen, making miscellaneous changes in laws regulated by department of Agriculture. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass with the following amendments:

On page 13, line 24 after "or" strike "16.36.060" and insert "that part of 16.36.060 which makes it unlawful for any person to wilfully hinder, obstruct, or resist the director of agriculture or any duly authorized representative, or any peace officer acting under him or them when engaged in the performance of the duties or in the exercise of the powers conferred by this chapter"

On page 14, line 15, after "mark" insert ", other than an individual identification symbol,"

On page 14, line 31, strike "is" and insert "((is) are"

On page 14, after line 32, insert the following:

"(10) 'Individual identification symbol' means a permanent mark placed on a horse for the purpose of individually identifying and registering the horse and which has been approved for use as such by the director.

(11) 'Registering agency' means any person issuing an individual identification symbol for the purpose of individually identifying and registering a horse."

On page 17, beginning on line 31 after "as" strike "otherwise required by law, or regulation adopted by the director" and insert "provided in RCW 16.57.160"

On page 18, line 11, after "thereof" insert ", or, if theft is suspected, the horse may be impounded by the director or the director's representative"

On page 19, after line 30, insert the following:

"Sec. 23. Section 3, chapter 38, Laws of 1974 ex. sess. and RCW 16.57.400 are each amended to read as follows:

The director may provide by rules and regulations adopted pursuant to chapter 34.04 RCW for the issuance of individual horse identification certificates or other means of horse identification deemed appropriate. Such certificates or other means of identification shall be valid only for the use of the horse owner in whose name it is issued.

Horses identified pursuant to the provisions of this section and the rules and regulations adopted hereunder shall not be subject to brand inspection except when sold at points provided for in RCW 16.57.380. The director shall charge (~~an annual~~) a fee for the certificates or other means of identification authorized pursuant to this section and no identification shall be issued until the director has received the fee. The schedule of fees shall be established in accordance with the provisions of chapter 34.04 RCW."

Re-number the sections consecutively.

On page 20, line 3 after "Washington," strike "against" and insert "~~(against)~~ from"

On page 20, line 4 after "infestation" strike "and by" and insert "~~(by)~~ from"

On page 32, after line 30, insert the following:

"NEW SECTION. Sec. 34. There is added to chapter 16.57 RCW a new section to read as follows:

(1) No person may act as a registering agency without a permit issued by the department. The director may issue a permit to any person or organization to act as a registering agency for the purpose of issuing permanent identification symbols for horses in a manner prescribed by the director. Application for such permit, or the renewal thereof by January 1 of each year, shall be on a form prescribed by the director, and accompanied by the proof of registration to be issued, any other documents required by the director, and a fee of one hundred dollars.

(2) Each registering agency shall maintain a permanent record for each individual identification symbol. The record shall include, but need not be limited to, the name, address, and phone number of the horse owner and a general description of the horse. A copy of each permanent record shall be forwarded to the director, if requested by the director.

(3) Individual identification symbols shall be inspected as required for brands under RCW 16.57.380 and 16.57.390. Any horse presented for inspection and bearing such a symbol, but not accompanied by proof of registration and certificate of permit, shall be considered a class II estray under RCW 16.57.290 through 16.57.330.

(4) The director shall adopt such rules as are necessary for the effective administration of this section pursuant to chapter 34.04 RCW."

Re-number the sections consecutively.

On page 2, line 7 of the title, after "16.57.380;" insert "amending section 3, chapter 38, Laws of 1974 ex. sess. and RCW 16.57.400;"

On page 2, line 25 of the title, after "sections;" insert "adding a new section to chapter 16.57 RCW;"

Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Amen, Fancher, Fiske, Gallagher, Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representatives Van Dyken, Vice Chairman; Gallagher.

Rereferred to Committee on Revenue.

April 9, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3408, Prime Sponsor: Committee on Ways and Means, providing for wine and wine grape research and instruction programs. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, after line 28 add the following paragraph:

"The provisions of this section requiring one-half cent per liter of the tax to be disbursed to Washington State University shall expire on July 31, 1991."

On page 3, after line 3 add the following paragraph:

"The provisions of this section shall expire on July 31, 1991."

On page 3, after line 34 add the following paragraph:

"The rate of the tax imposed by this section shall expire at midnight July 31, 1991 and immediately thereafter the tax shall be at the rate of twenty cents per liter."

Signed by Representatives Smith, Chairman; Galloway, Ranking Minority Member; Amen, Fancher, Gallagher, Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representatives Van Dyken, Vice Chairman; Fiske, Gallagher.

Rereferred to Committee on Revenue.

April 9, 1981

SUBSTITUTE SENATE BILL NO. 3464, Prime Sponsor: Committee on Agriculture, directing the department of agriculture to study natural-based pesticides. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Fancher, Gallagher, Granlund, Kreidler, Lux, Padden, Prince, Sommers.

Voting nay: Representatives Amen, Hastings.

Not attending: Representatives Van Dyken, Vice Chairman; Fiske, Gallagher.

Passed to Committee on Rules for second reading.

April 10, 1981

SENATE BILL NO. 3532, Prime Sponsor: Senator Metcalf, permitting the use of a renewed vehicle license for a full twelve month period. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Bender, Burns, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Smith, Sprague, Walk.

Voting nay: Representative Sherman.

Not signing report: Representative Cantu.

Not attending: Representatives Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Eberle, Garson, Lundquist.

Rereferred to Committee on Revenue.

April 9, 1981

SENATE BILL NO. 3641, Prime Sponsor: Senator Ridder, permitting penalties and interest on late reports and contributions relating to social security coverage of government employees. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Passed to Committee on Rules for second reading.

April 10, 1981

SENATE BILL NO. 3776, Prime Sponsor: Senator von Reichbauer, revising procedures for issuance of vehicle trip permits. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Bender, Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not attending: Representatives Clayton, Vice Chairman; Martinis, Ranking Minority Member; Eberle.

Rereferred to Committee on Revenue.

April 10, 1981

SUBSTITUTE SENATE BILL NO. 3778, Prime Sponsor: Committee on Transportation, revising proportional vehicle licensing laws. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Bender, Burns, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Walk.

Not signing report: Representative Sprague.

Not attending: Representatives Clayton, Vice Chairman; Martinis, Ranking Minority Member; Cantu, Eberle.

Rereferred to Committee on Revenue.

April 10, 1981

SUBSTITUTE SENATE BILL NO. 3780, Prime Sponsor: Committee on Financial Institutions and Insurance, revising the Securities Act. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Monohon, Sanders.

Not attending: Representatives Bond, Nisbet, Rosbach, Salatino, Scott.

Passed to Committee on Rules for second reading.

April 10, 1981

SENATE BILL NO. 3785, Prime Sponsor: Senator Wojahn, authorizing certain lenders to be identified as mortgage bankers. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Rosbach, Sanders.

Not attending: Representatives Bond, Monohon, Nisbet, Salatino, Scott.

Passed to Committee on Rules for second reading.

April 10, 1981

ENGROSSED SENATE BILL NO. 3871, Prime Sponsor: Senator Benitz, facilitating construction of a toll bridge at north Richland. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Bender, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Patrick, Prince, Smith, Walk.

Not signing report: Representatives Burns, Schmidt, Sherman, Sprague.

Not attending: Representatives Clayton, Vice Chairman; Martinis, Ranking Minority Member; Cantu, Eberle.

Rereferred to Committee on Ways and Means.

April 9, 1981

SENATE BILL NO. 3872, Prime Sponsor: Senator Hansen, exempting certain commodity commissions from state civil service and personal services contract requirements. Reported by Committee on Agriculture.

MAJORITY recommendation: Do Pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Amen, Fancher, Fiske, Gallagher, Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representatives Van Dyken, Vice Chairman; Fiske, Gallagher.

Passed to Committee on Rules for second reading.

April 9, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 4036, Prime Sponsor: Committee on Parks and Ecology, regulating detailed statements under the State Environmental Policy Act of 1971. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Clayton, Eberle, Flanagan, Hankins, Monohon, Smith.

MINORITY recommendation: Do not pass. Signed by Representatives Brekke, Lux.

Voting nay: Representatives Brown, Garrett, King (J).

Passed to Committee on Rules for second reading.

April 9, 1981

SUBSTITUTE SENATE BILL NO. 4087, Prime Sponsor: Committee on Agriculture, providing for emergency cloud seeding. Reported by Committee on Agriculture.

MAJORITY recommendation: Do Pass. Signed by Representatives Smith, Chairman; Galloway, Ranking Minority Member; Fancher, Fiske, Gallagher, Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

Voting nay: Representative Amen.

Not attending: Representatives Van Dyken, Vice Chairman; Fiske, Gallagher.

Passed to Committee on Rules for second reading.

April 9, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 4190, Prime Sponsor: Committee on Parks and Ecology, providing for a study and evaluation of the State Environmental Policy Act.

Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Barrett, Brekke, Brown, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Passed to Committee on Rules for second reading.

April 9, 1981

SUBSTITUTE SENATE BILL NO. 4315, Prime Sponsor: Committee on Energy and Utilities, extending powers of joint operating agencies. Reported by Committee on Energy and Utilities.

MAJORITY recommendation: Do pass. Signed by Representatives Barnes, Chairman; Cantu, Vice Chairman; Nelson (D), Ranking Minority Member; Bender, Bond, Dickie, Eberle, Hine, Isaacson, McCormick, Schmidt, Scott, Sherman, Sprague, Tupper, Vander Stoep, Wang.

Changing vote from Nay to Yea: Representative Isaacson.

Passed to Committee on Rules for second reading.

April 9, 1981

SUBSTITUTE SENATE JOINT MEMORIAL NO. 106, Prime Sponsor: Committee on Agriculture, requesting a review of federal pesticide regulations. Reported by Committee on Agriculture.

MAJORITY recommendation: Do Pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Amen, Fancher, Gallagher, Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representatives Van Dyken, Vice Chairman; Fiske, Gallagher.

Passed to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 268, by Committee on Ethics, Law and Justice and Representative Ellis:

Delaying vehicle license renewal until unpaid parking fines are paid.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 268 was substituted for House Bill No. 268, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 268 was read the second time.

Mr. Tupper moved adoption of the following amendment by Representatives Tupper and Padden:

On page 8, line 36 after "parking," insert "This subsection applies only to those violations for which fines are established at a level to defray administrative costs of parking control and not to generate revenue for general purposes."

Mr. Tupper spoke in favor of the amendment.

Representatives Tupper, Patrick and Padden spoke in favor of the amendment, and Representatives Ellis, Pruitt, Wang and Nelson (D) spoke against it.

Mr. Tupper spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Tupper and Padden to Substitute House Bill No. 268, and the amendment was not adopted by the following vote: Yeas, 29; nays, 66; not voting, 3.

Voting yea: Representatives Becker, Bender, Berleen, Dawson, Ehlers, Erickson, Greengo, Hastings, James, King J., Kreidler, Lane, Leonard, Lundquist, McGinnis, Nickell, Nisbet, Owen, Padden, Patrick, Schmidt, Struthers, Taylor, Teutsch, Tupper, Walk, Warnke, Wilson, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dickie, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, Johnson, King R., Lewis, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., North, O'Brien, Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Wang, Williams, and Mr. Speaker.

Not voting: Representatives Clayton, Eberle, Rosbach.

Mr. Sanders moved adoption of the following amendment by Representatives Sanders and Ellis:

On page 9, after line 16 insert the following:

*Sec. 7. Section 2, chapter 133, Laws of 1974 ex. sess. and RCW 46.61.165 are each amended to read as follows:

The state (~~(highway commission)~~) department of transportation and local authorities are authorized to reserve all or any portion of any highway under their respective jurisdictions, including any designated lane or ramp, for the exclusive or preferential use of public transportation vehicles or private motor vehicles carrying not less than a specified number of passengers when such limitation will increase the efficient utilization of the highway or will aid in the conservation of energy resources. Regulations authorizing such exclusive or preferential use of a highway facility may be declared to be effective at all times or at specified times of day or on specified days.

Violation of any regulation issued under this section shall be punished by a penalty assessment of one hundred dollars.*

Renumber the remaining sections consecutively.

Mr. Sanders spoke in favor of the amendment, and it was not adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Ellis and Wang spoke in favor of passage of the bill, and Representatives Padden, James and Patrick spoke against it.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 268, and the bill passed the House by the following vote: Yeas, 67; nays, 29; not voting, 2.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Dickie, Eberle, Ellis, Eng, Erak, Fiske, Flanagan, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., North, O'Brien, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Teutsch, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barnes, Becker, Bender, Berleen, Brown, Dawson, Ehlers, Erickson, Fancher, Gallagher, Galloway, Greengo, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lundquist, McGinnis, Nickell, Nisbet, Owen, Padden, Patrick, Schmidt, Taylor, Tupper.

Not voting: Representatives Clayton, Rinehart.

Substitute House Bill No. 268, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 286, by Representatives Teutsch, Brekke, Mitchell, Valle, Williams, Wang, King (J), Tilly, Rinehart, Thompson, Sommers, McDonald, Stratton, Pruitt, Nisbet, Chamberlain, Winsley, Sanders, Ehlers, Sherman, Patrick, Lux, Isaacson, Eng, Greengo, Gruger, Tupper, Garrett, Wilson, Maxie, Erickson, Eberle, Heck, Granlund, Kreidler, Hine, Burns and Rust:

Continuing the displaced homemakers program.

The bill was read the second time.

Committee on Appropriations - General Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 80th Day, April 1, 1981.)

On motion of Mr. Williams, the committee amendments were adopted.

The bill was ordered reengrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Teutsch, Brekke and Patrick spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed House Bill No. 286, and the bill passed the House by the following vote: Yeas, 91; nays, 6; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Becker, Dickie, Kreidler, Martinis, Schmidt.

Not voting: Representative Clayton.

Reengrossed House Bill No. 286, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE CONCURRENT RESOLUTION NO. 18, by Committee on Labor and Economic Development and Representatives Eberle, Patrick, Sanders, Addison and Tilly:

Recommending the continuation of the office of small business.

The resolution was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Mr. Sanders spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 18, and the resolution was adopted by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Clayton.

House Concurrent Resolution No. 18, having received the constitutional majority, was adopted.

ENGROSSED HOUSE BILL NO. 723, by Committee on Local Government and Representative Isaacson:

Modifying provisions relating to governing bodies of metropolitan municipal corporations.

The bill was read the second time.

On motion of Mr. Greengo, the following amendments were adopted:

On page 8, after line 16 strike all material down through line 26 and insert the following:
 *Sec. 7. Section 84.52.052, chapter 15, Laws of 1961 as last amended by section 1, chapter 325, Laws of 1977 ex. sess. and RCW 84.52.052 are each amended to read as follows:

The limitations imposed by RCW 84.52.050 through 84.52.056, and RCW 84.52.043 shall not prevent the levy of additional taxes by any taxing district except school districts in which a larger levy is necessary in order to prevent the impairment of the obligation of contracts. Any county, metropolitan park district, metropolitan municipal corporation, park and recreation district in class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, cemetery district, city or town may levy taxes at a rate in excess of the rate specified in RCW 84.52.050 through 84.52.056 and RCW 84.52.043, or RCW 84.55.010 through 84.55.050, when authorized so to do by the electors of such county, metropolitan park district, metropolitan municipal corporation, park and recreation district in class AA counties and counties

of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, cemetery district, city or town in the manner set forth in Article VII, section 2(a) of the Constitution of this state, as amended by Amendment 59 and as thereafter amended, at a special or general election to be held in the year in which the levy is made.

A special election may be called and the time therefor fixed by the board of county commissioners or other county legislative authority, or council, board of commissioners or other governing body of any metropolitan park district, metropolitan municipal corporation, park and recreation district in class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, cemetery district, city or town, by giving notice thereof by publication in the manner provided by law for giving notices of general elections, at which special election the proposition authorizing such excess levy shall be submitted in such form as to enable the voters favoring the proposition to vote 'yes' and those opposed thereto to vote 'no'.

On page 1, line 12 of the title after "35.58.040;" insert "amending section 84.52.052, chapter 15, Laws of 1961 as last amended by section 1, chapter 325, Laws of 1977 ex. sess. and RCW 84.52.052;"

The bill was ordered reengrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and Reengrossed House Bill No. 723 was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed House Bill No. 723, and the bill passed the House by the following vote: Yeas, 78; nays, 18; not voting, 2.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, King J., King R., Kroidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Wang, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Bender, Berleen, Ehlers, Eng, Houchen, James, Johnson, Leonard, McGinnis, Padden, Schmidt, Sherman, Tupper, Vander Stoep, Walk, Williams, Winsley.

Not voting: Representatives Clayton, Rinehart.

Reengrossed House Bill No. 723, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Ms. Lane, having voted on the prevailing side, served notice that she would, on the next working day, move for reconsideration of the vote by which Reengrossed House Bill No. 723 passed the House.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Monday, April 13, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

NINETY-SECOND DAY
MORNING SESSION

House Chamber, Olympia, Wash., Monday, April 13, 1981

The House was called to order at 9:30 a.m. by the Speaker.

MESSAGE FROM THE SENATE

April 11, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 3381,
ENGROSSED SENATE BILL NO. 3458,

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 109,
and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 24, by Representative Valle:

Requesting the federal government to establish the National Academy of Peace and Conflict Resolution.

To Committee on Ethics, Law and Justice

SUBSTITUTE SENATE BILL NO. 3381, by Committee on Transportation (originally sponsored by Senators Gallagher, Talley and Vognild):

Imposing motorcycle safety programs.

To Committee on Transportation

ENGROSSED SENATE BILL NO. 3458, by Senators Shinpoch, Jones, McDermott and Deccio:

Authorizing the retention of an additional two percent of wagers on exotic races.

To Committee on Revenue

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 109, by Senators Jones, Fleming, Bottiger, Hayner and Quigg (by Office of Lieutenant Governor request):

Establishing the Joint Select Legislative Committee on International Trade.

To Committee on Labor and Economic Development

MOTION

On motion of Mr. Nelson (G), the bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

REPORTS OF STANDING COMMITTEES

April 11, 1981

HOUSE BILL NO. 175, Prime Sponsor: Committee on Revenue, modifying provisions on timber taxation. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Hastings, Sanders.

Voting nay: Representatives Rinehart, Ranking Minority Member; Brown, Galloway, Granlund, Rust.

Passed to Committee on Rules for second reading.

April 9, 1981

HOUSE BILL NO. 612, Prime Sponsor: Representative Amen, modifying provisions on county indicated ratios. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Brown, Galloway, Hastings, Rust, Sanders.

Not attending: Representatives Bond, Granlund.

Passed to Committee on Rules for second reading.

April 11, 1981

HOUSE BILL NO. 741, Prime Sponsor: Committee on Revenue, encouraging economic development. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust.

Voting nay: Representative Rinehart, Ranking Minority Member.

Not signing report: Representative Sanders.

Passed to Committee on Rules for second reading.

April 11, 1981

HOUSE JOINT MEMORIAL NO. 9, Prime Sponsor: Representative Nelson (D), requesting limiting the uses of industrial revenue bonds to public purposes. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bond, Brown, Galloway, Granlund, Rust.

Voting nay: Representatives Bickham, Hastings.

Not attending: Representative Sanders.

Passed to Committee on Rules for second reading.

April 11, 1981

ENGROSSED SENATE BILL NO. 3359, Prime Sponsor: Senator Patterson, placing ferry employees under the state civil service system. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Transportation.

April 10, 1981

SUBSTITUTE SENATE BILL NO. 3582, Prime Sponsor: Committee on Social and Health Services, providing for reports of abuse of dependent elderly persons. Reported by Committee on Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Mitchell, Chairman; Lewis, Vice Chairman; Houchen, King (J), Lane, Leonard, North, Padden, Stratton, Vander Stoep, Wang.

Voting nay: Representatives Kreidler, Ranking Minority Member; Erickson, Nickell, Pruitt, Teutsch.

Not attending: Representatives Leonard, Winsley.

Passed to Committee on Appropriations - Human Services.

April 10, 1981

SENATE BILL NO. 3893, Prime Sponsor: Senator Clarke, revising laws relating to banking. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendment:

On page 6, following section 6 add a new section as follows:

"NEW SECTION. Sec. 7. Any financial institution, as defined in RCW 30.43.010, may charge interest at any rate permitted by the law of this state to be charged by any lender authorized to do business in this state on any loan of like size, security, or maturity."

Renumber the remaining sections consecutively.

Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Monohon, Sanders.

Not attending: Representatives Bond, Nisbet, Rosbach, Salatino, Scott.

Passed to Committee on Rules for second reading.

April 11, 1981

ENGROSSED SENATE JOINT MEMORIAL NO. 105, Prime Sponsor: Senator Hurley, requesting Congress to amend the Constitution to require a balanced federal budget. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer to Committee on Ways and Means.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Tuesday, April 14, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

NINETY-THIRD DAY

MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, April 14, 1981

The House was called to order at 9:30 a.m. by the Speaker.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 751, by Committee on Ethics, Law and Justice and Representatives Tupper and Monohon:

AN ACT Relating to salaries of part time justices of the peace; and amending section 101, chapter 299, Laws of 1961 as last amended by section 9, chapter 255, Laws of 1979 ex. sess. and RCW 3.58.020.

On motion of Mr. Nelson (G), the bill was referred to Committee on Ethics, Law and Justice

REPORTS OF STANDING COMMITTEES

April 13, 1981

SUBSTITUTE HOUSE BILL NO. 571, Prime Sponsor: Committee on Labor and Economic Development, implementing law relating to control of alcoholic beverages. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Granlund, Hastings, Sanders.

Voting nay: Representatives Greengo, Chairman; Galloway, Rust.

Not attending: Representative Brown.

Passed to Committee on Rules for second reading.

April 13, 1981

ENGROSSED SENATE BILL NO. 3018, Prime Sponsor: Senator Talley, updating provision allowing state credit unions to exercise powers conferred on federal credit unions doing business in state. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, after line 4 strike all material down through "Sec. 2." on line 18 and insert the following:

NEW SECTION. Section 1. There is added to chapter 31.12 RCW a new section to read as follows:

Notwithstanding any other provision of law, a credit union may exercise any of the powers or authority conferred as of the effective date of this act upon a federal credit union doing business in this state.

NEW SECTION. Sec. 2. Section 1, chapter 98, Laws of 1979 ex. sess. and RCW 31.12.375 are each repealed.

NEW SECTION. Sec. 3. There is added to chapter 31.12 RCW a new section to read as follows: "Renumber the remaining section accordingly.

On page 1, on line 1 of the title, after "unions;" strike the remainder of the title and insert "adding new sections to chapter 31.12 RCW; repealing section 1, chapter 98, Laws of 1979 ex. sess. and RCW 31.12.375; and declaring an emergency."

Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, King (R), McGinnis, Monohon, Nisbet, Rosbach, Salatino, Sanders, Scott.

Not signing report: Representative Eng.

Not attending: Representative Bond.

Passed to Committee on Rules for second reading.

April 13, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3035, Prime Sponsor: Committee on Transportation, modifying eligibility requirements for veterans' free license plates. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 178, Laws of 1949 as last amended by section 2, chapter 88, Laws of 1980 and RCW 73.04.110 are each amended to read as follows:

((Any veteran who is a veteran of any war of the United States, or of any military campaign for which a campaign ribbon shall have been awarded, and has been awarded an honorable discharge, who submits to the director of licensing satisfactory proof that he or she is receiving compensation or a pension from the veterans administration or any branch of the armed forces of the United States for the loss of or the loss of the use of both arms or legs or one arm and one leg or a loss or use of one arm or one leg that precludes locomotion without the use of or aid of braces, crutches, canes, a wheelchair, or a permanent prosthesis; he or she has become unemployable; or he or she has become blind in both eyes as the result of military service; shall be entitled to have issued to him or her by the director of licensing general license plates or license plates with distinguishing marks, letters, or numerals indicating that the motor vehicle is owned by a disabled veteran:)) Any person who is a veteran as defined in RCW 41.04.005, is entitled to receive for one motor vehicle, a set of regular or special license plates bearing distinguishing marks, letters, or numerals indicating that the motor vehicle is owned by a disabled veteran or former prisoner of war, upon submitting satisfactory proof to the director of licensing that the veteran:

(1) Has a disability rating from the veterans administration or any branch of the armed forces of the United States for the loss of one or both arms or legs or use thereof that precludes locomotion without the aid of braces, crutches, canes, a wheel chair, or permanent prosthesis; or

(2) Became blind, as defined in RCW 74.17.010(2), as a result of military service; or

(3) Has been rated by the veterans administration as totally or permanently disabled due to service-connected conditions; or

(4) Was captured and incarcerated by the enemy while serving in the armed forces during a period of conflict with the United States.

This license shall be issued annually for one personal use motor vehicle ~~((for personal use))~~ without the payment of any license fees or excise tax thereon. Whenever any person who has been issued license plates under the provisions of this section applies to the department for transfer of such plates to a subsequently acquired motor vehicle, a transfer fee of five dollars shall be charged in addition to all other appropriate fees.

Any person who has been issued free motor vehicle license plates under this section prior to ~~((June 12, 1980))~~ the effective date of this 1981 act, shall continue to be eligible for the annual free license plates.

~~((For the purposes of this section, "blind" shall mean that definition of "blind" utilized by the state of Washington in determining eligibility for financial assistance to the blind under Title 74 RCW.))~~

Any unauthorized use of a special plate is a gross misdemeanor."

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Eberle, Garrett, Garson, Hankins, McCormick, Owen, Patrick, Prince, Schmidt, Sherman, Smith, Sprague, Walk.

Not signing report: Representatives Martinis, Ranking Minority Member; Chamberlain, Erak, Gallagher, Lundquist.

Not attending: Representatives Bender, Burns.

Passed to Committee on Rules for second reading.

April 13, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3249, Prime Sponsor: Committee on Constitution and Elections, revising the Public Disclosure Law. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representative Greengo.

Passed to Committee on Rules for second reading.

April 13, 1981

ENGROSSED SENATE BILL NO. 3359, Prime Sponsor: Senator Patterson, placing ferry employees under the state civil service system. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 47.64.010, chapter 13, Laws of 1961 as amended by section 33, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.010 are each amended to read as follows:

Words and phrases used in this chapter shall have the meaning in this chapter ascribed to them except where, from the context thereof, they shall clearly have a contrary meaning:

(1) ~~(("Washington toll bridge authority" and "authority;" "toll bridge authority" shall be used herein interchangeably and shall))~~ "Department" means the Washington ~~((toll bridge authority))~~ department of

transportation as now, or as hereafter constituted by law, or such board, commission, authority, or officers as shall succeed to its duties;

(2) 'Commission' means public employment relations commission;

(3) 'Ferry' ((~~staff~~)) means any ferry, ferry system, wharves, or terminals constructed or acquired under the authority of the Washington ((~~to~~ ~~bridge~~ ~~authority~~)) department of transportation;

(4) 'Employee' ((~~staff~~)) means any person employed aboard ferries, wharves, or terminals acquired or constructed under the authority of the Washington ((~~to~~ ~~bridge~~ ~~authority~~)) department of transportation.

NEW SECTION. Sec. 2. There is added to chapter 47.64 RCW a new section to read as follows:

(1) The department shall employ such persons as are necessary for the safe and efficient operation of the state ferry system in accordance with the state-wide marine classification and compensation plan adopted by the state personnel board pursuant to section 7 of this act. The department may allocate and reallocate positions within the classification plan as it deems necessary.

(2) The transportation commission shall adopt personnel rules for the employees of the ferry system governing hours, working conditions, recruitment, appointment, promotion, demotion, discipline, dismissal and all other personnel matters which are within the discretion of the commission, and not determined by the classification and compensation plan. The department shall administer the personnel rules so adopted, and shall from time to time propose to the commission such changes to the rules as are in the best interests of the public.

(3) The public employment relations commission shall adjudicate all complaints, grievances, and disputes concerning labor arising out of the operation of the ferry system in the best interests of the efficient operation of the ferry system in accordance with the authority vested in it by chapters 41.56 and 41.58 RCW. The commission shall conclusively determine labor disputes arising out of the application of personnel policies by the department and all other personnel matters over which the department may lawfully exercise discretion. In adjudicating disputes, the commission shall take into consideration that though an individual employee shall be free to decline to associate with his fellow employees, it is necessary that he have full freedom of association, self-organization, and designation of representatives of his own choosing who shall represent him in all respects before the commission.

NEW SECTION. Sec. 3. There is added to chapter 47.64 RCW a new section to read as follows:

(1) For purposes of efficient, dependable, and equitable personnel management, the provisions of this chapter and the state-wide maritime classification and compensation plan adopted by the state personnel board shall apply, after the effective date of this act, to the employees of the Washington state ferries.

(2) The employees of Washington state ferries under this chapter shall continue to have the right to affiliate with the employees' existing unions or other employee organizations of their choice and shall have the right to bargain collectively with the department of transportation regarding grievance procedures and all personnel matters over which the department of transportation may lawfully exercise discretion.

(3) This chapter shall not affect the provisions of any existing collective bargaining agreement entered into prior to the effective date of this act, or any order of the public employment relations commission issued prior to the effective date of this act.

(4) Each employee of the Washington state ferries shall remain subject to the classification and compensation provisions of the applicable collective bargaining agreement in effect on the effective date of this act, until the termination of the collective bargaining agreement and thereafter until the employee's position has been duly classified and incorporated into the state-wide maritime classification and compensation plan by the state personnel board and department of personnel.

(5) No permanent employee of the Washington state ferries may be required to pass a competitive examination to retain the position held by the employee on the effective date of this act, or held by the employee on the termination date of a collective bargaining agreement in force on the effective date of this act which governs the conditions of employment of the employee, whichever date is later.

NEW SECTION. Sec. 4. There is added to chapter 47.64 RCW a new section to read as follows:

(1) It is unlawful for any employee of the Washington state ferry system or any employee organization, representing such employees, directly or indirectly, to induce, instigate, encourage, authorize, ratify, or participate in a strike.

(2) 'Strike' means concerted action in failing to report for duty, the wilful absence from one's position, the stoppage of work, slowdown, or the abstinence in whole or in part from the full, faithful, and proper performance of the duties of employment for the purposes of inducing, influencing, or coercing a change in the conditions or compensation or the rights, privileges, or obligations of employment.

(3) If an employee, a group of employees, an employee organization or any officer, agent, or representative of any employee organization engages in a strike in violation of subsection (1) of this section or if there is a clear, real, and present danger that such a strike is imminent, the state of Washington may file suit to restrain or enjoin the strike in the superior court having proper jurisdiction and proper venue of such actions in accordance with superior court civil rules.

(4) In the event of any violation or imminently threatened violation of subsection (1) of this section, any citizen domiciled within the jurisdictional boundaries of the state of Washington who is or may be affected by the violation may petition the superior court for the county in which the violation occurs for a restraining order or an injunction in accordance with superior court civil rules. The plaintiff need not show that the violation or threatened violation would greatly or irreparably injure him; and no bond may be required of the plaintiff unless the court determines that a bond is necessary in the public interest.

(5) If an injunction to enjoin a strike issued pursuant to this section is not promptly complied with, on the application of the plaintiff, the court shall immediately hear contempt proceedings in accordance with superior court civil rules.

(a) An employee organization found to be in contempt of court for violating an injunction against a strike shall be fined an amount deemed appropriate by the court. In determining the appropriate fine, the court shall objectively consider the extent of lost services and the particular nature and position of the employee group in violation. In no event may the fine exceed two thousand five hundred dollars for each calendar day that the violation is in progress.

(b) Each officer, agent, or representative of an employee organization or employee found to be in contempt of court for violating an injunction against a strike, shall be fined not less than fifty dollars nor more than two hundred dollars for each calendar day that the violation is in progress.

(6) Each of the remedies and penalties provided by this section is separate and several, and is in addition to any other legal or equitable remedy or penalty.

(7) The court may receive and collect any fines imposed pursuant to this section and disburse such funds pursuant to law.

NEW SECTION. Sec. 5. There is added to chapter 47.60 RCW a new section to read as follows:

(1) In order to maintain an adequate, fair, and economically sound schedule of charges for the transportation of passengers, vehicles, and commodities on the Washington state ferries, including the Hood Canal bridge, the department of transportation each year shall conduct a full review of such charges.

(2) Prior to February 1st of each year the department shall transmit to the transportation commission a report of its review together with its recommendations for the revision of a schedule of charges for the ensuing fiscal year. The commission on or before April 1st shall adopt as a rule, in the manner provided by the Washington administrative procedure act, a schedule of charges for the Washington state ferries for the ensuing twelve-month period commencing May 1st. The schedule may initially be adopted as an emergency rule if necessary to take effect on, or as near as possible to, May 1st.

(3) The department in making its review and formulating recommendations and the commission in adopting a schedule of charges may consider any of the following factors:

- (a) The amount of subsidy available to the ferry system for maintenance and operation;
- (b) The time and distance of ferry runs;
- (c) The maintenance and operation costs for ferry runs with a proper adjustment for higher costs of operating outmoded or less efficient equipment;
- (d) The efficient distribution of traffic between cross-sound routes;
- (e) The desirability of reasonable commutation rates for persons using the ferry system to commute daily to work;

(f) The effect of proposed fares in increasing walk-on and vehicular passenger use;

(g) The effect of proposed fares in promoting all types of ferry use during nonpeak periods;

(h) Such other factors as prudent managers of a major ferry system would consider.

(4) If at any time during the biennium it appears that projected toll revenues from the ferry system, together with the appropriation from the Puget Sound ferry operations account and any other operating subsidy available to the Washington state ferries, will be less than the projected total cost of maintenance and operation of the Washington state ferries for the biennium, the department shall forthwith undertake a review of its schedule of charges to ascertain whether or not the schedule of charges should be revised. The department shall, upon completion of its review report, submit its recommendation to the transportation commission which may in its sound discretion revise the schedule of charges as required to meet necessary maintenance and operation expenditures of the ferry system for the biennium or may defer action until the regular annual review and revision of ferry charges as provided in subsection (2) of this section.

Sec. 6. Section 5, chapter 39, Laws of 1970 ex. sess. as last amended by section 55, chapter 151, Laws of 1979 and RCW 41.05.050 are each amended to read as follows:

(1) Every department, division, or separate agency of state government, and such county, municipal, or other political subdivisions as are covered by this chapter, shall provide contributions to insurance and health care plans for its employees and their dependents, the content of such plans to be determined by the state employees insurance board. Such contributions, which shall be paid by the county, the municipality, or other political subdivision for their employees, shall include an amount determined by the state employee's insurance board to pay the administrative expenses of the board and the salaries and wages and expenses of the benefits supervisor and other necessary personnel: PROVIDED, That this administrative service charge for state employees shall not result in an employer contribution in excess of the amount authorized by the governor and the legislature as prescribed in RCW 41.05.050(2), and that the sum of an employee's insurance premiums and administrative service charge in excess of such employer contribution shall be paid by the employee. All such contributions will be paid into the state employees insurance fund to be expended in accordance with RCW 41.05.030.

(2) The contributions of any department, division, or separate agency of the state government, and such county, municipal, or other political subdivisions as are covered by this chapter, shall be set by the state employees insurance board, subject to the approval of the governor for availability of funds as specifically appropriated by the legislature for that purpose: PROVIDED, ((That nothing herein shall be a limitation on employees employed under chapter 47.64 RCW. PROVIDED FURTHER,)) That provision for school district personnel shall not be made under this chapter.

(3) The trustee with the assistance of the department of personnel shall annually survey private industry and public employers in the state of Washington to determine the average employer contribution for group

insurance programs under the jurisdiction of the state employees insurance board. Such survey shall be reported to the board for its use in setting the amount of the recommended employer contribution to the employee insurance benefit program covered by this chapter. The board shall transmit a recommendation for the amount of the employer contribution to the governor and the director of financial management for inclusion in the proposed budgets submitted to the legislature.

NEW SECTION. Sec. 7. There is added to chapter 41.06 RCW a new section to read as follows:

(1) The state personnel board shall adopt and from time to time revise a state-wide marine classification and compensation plan for all positions in the Washington state ferry system, based on an investigation and analysis of the duties and responsibilities of each such position, which shall be accomplished generally in the manner prescribed in RCW 41.06.140 through 41.06.165. The plan shall be forwarded to the transportation commission and department of transportation for their use, and the department may allocate and reallocate positions within the classification plan as it deems necessary for the efficient operation of the ferry system.

(2) In each even-numbered year the department of personnel shall prepare a comprehensive salary and fringe benefit survey plan for ferry system employees, generally in the manner prescribed by RCW 41.06.140 through 41.06.165. The plan shall be forwarded to the transportation commission for its use in preparing the department of transportation budget for submission to the legislature, and a copy of the data and supporting documentation shall be submitted to the legislative transportation committee.

NEW SECTION. Sec. 8. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 9. There is appropriated to the department of personnel for the biennium ending June 30, 1983, from the motor vehicle fund, the sum of twenty thousand dollars or so much thereof as may be necessary, to prepare recommendations to the state personnel board for the classification of the positions of employees of the Washington state ferries in accordance with section 7 of this act.

NEW SECTION. Sec. 10. The following acts or parts of acts are each repealed:

(1) Section 8, chapter 24, Laws of 1972 ex. sess. and RCW 47.60.325; and

(2) Section 47.64.030, chapter 13, Laws of 1961, section 34, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.030.

NEW SECTION. Sec. 11. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

In line 1 of the title, after "ferry system;" strike the remainder of the title and insert "amending section 5, chapter 39, Laws of 1970 ex. sess. as last amended by section 55, chapter 151, Laws of 1979 and RCW 41.05.050; amending section 47.64.010, chapter 13, Laws of 1961 as amended by section 33, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.010; adding a new section to chapter 41.06 RCW; adding a new section to chapter 47.60 RCW; adding new sections to chapter 47.64 RCW; repealing section 8, chapter 24, Laws of 1972 ex. sess. and RCW 47.60.325; repealing section 47.64.030, chapter 13, Laws of 1961, section 34, chapter 296, Laws of 1975 1st ex. sess. and RCW 47.64.030; prescribing penalties; making an appropriation; and declaring an emergency."

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Chamberlain, Eberle, Garson, Hankins, Lundquist, Prince, Schmidt, Smith, Sprague.

MINORITY recommendation: Do not pass. Signed by Representatives Martinis, Ranking Minority Member; Erak, Gallagher, Garrett, Sherman, Walk.

Voting nay: Representatives McCormick, Owen, Patrick.

Not attending: Representatives Bender, Burns.

Passed to Committee on Rules for second reading.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 3360, Prime Sponsor: Committee on Parks and Ecology, providing for park and recreation service areas. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Brown, Burns, Chamberlain, Garrett, Hine, Monohon, North, Stratton, Van Dyken.

Voting nay: Representatives Berleen, James, Leonard.

Not attending: Representatives Barrett, Lane.

Passed to Committee on Rules for second reading.

April 13, 1981

ENGROSSED SENATE BILL NO. 3465, Prime Sponsor: Senator Wojahn, eliminating expiration dates for risk management office. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, King (R), McGinnis, Nisbet, Rosbach, Salatino, Sanders, Scott.

Voting nay: Representatives Lux, Ranking Minority Member; Bond, Monohon.

Not signing report: Representative Eng.

Passed to Committee on Rules for second reading.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 3542, Prime Sponsor: Committee on Commerce and Labor, permitting self-insurers to close certain claims under workers' compensation. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Nisbet, Rosbach, Salatino, Sanders, Scott.

Not attending: Representatives Bond, Monohon.

Passed to Committee on Rules for second reading.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 3602, Prime Sponsor: Committee on Commerce and Labor, establishing industrial insurance benefit payment requirements for self-insurers. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Nisbet, Rosbach, Salatino, Sanders, Scott.

Not attending: Representatives Bond, Monohon.

Passed to Committee on Rules for second reading.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 3777, Prime Sponsor: Committee on Transportation, establishing appeal and collection procedures for proportionally licensed vehicles. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, Lundquist, McCormick, Owen, Prince, Sherman, Walk.

Voting nay: Representatives Smith, Sprague.

Not attending: Representatives Bender, Burns, Eberle, Patrick, Schmidt.

Passed to Committee on Rules for second reading.

April 13, 1981

SENATE BILL NO. 3784, Prime Sponsor: Senator Sellar, revising laws relating to filing and recording documents. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representatives Addison, Chairman; Greengo, Nelson (D), O'Brien, Sprague.

Passed to Committee on Rules for second reading.

April 13, 1981

ENGROSSED SENATE BILL NO. 3928, Prime Sponsor: Senator Clarke, revising laws relating to industrial loan companies. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, King (R), McGinnis, Monohon, Nisbet, Rosbach, Salatino, Sanders, Scott.

Not signing report: Representative Eng.

Not attending: Representative Bond.

Passed to Committee on Rules for second reading.

April 13, 1981

ENGROSSED SENATE BILL NO. 4348, Prime Sponsor: Senator Sellar, establishing revolving funds for the division of banking and the division of savings and loan associations. Reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Dawson, Chairman; Bickham, Vice Chairman; Lux, Ranking Minority Member; Dickie, Eng, King (R), McGinnis, Monohon, Rosbach, Salatino, Scott.

Voting nay: Representatives Nisbet, Sanders.

Not attending: Representative Bond.

Passed to Committee on Rules for second reading.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:00 a.m., Wednesday, April 15, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

NINETY-FOURTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, April 15, 1981

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Erickson, McDonald and Winsley. Representative Erickson was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Karen Charvet and Allison Asay. Prayer was offered by The Reverend S.E. "Skip" Viau of John Knox United Presbyterian Church of Seattle.

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

MESSAGES FROM THE SENATE

April 11, 1981

Mr. Speaker:

The Senate has passed:

REENGROSSED HOUSE BILL NO. 52,
ENGROSSED HOUSE BILL NO. 172,
HOUSE BILL NO. 186,
HOUSE BILL NO. 190,
HOUSE BILL NO. 191,
SUBSTITUTE HOUSE BILL NO. 290,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 308,
ENGROSSED HOUSE BILL NO. 334,
ENGROSSED HOUSE BILL NO. 551,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 13, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE HOUSE BILL NO. 222,
SUBSTITUTE HOUSE BILL NO. 352,
HOUSE BILL NO. 438,
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 3084,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3307,
SUBSTITUTE SENATE BILL NO. 3442,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3554,
SUBSTITUTE SENATE BILL NO. 3726,
ENGROSSED SENATE BILL NO. 3946,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE BILL NO. 52,
HOUSE BILL NO. 172,
HOUSE BILL NO. 186,
HOUSE BILL NO. 190,
HOUSE BILL NO. 191,
SUBSTITUTE HOUSE BILL NO. 222,
SUBSTITUTE HOUSE BILL NO. 290,
SUBSTITUTE HOUSE BILL NO. 308,
HOUSE BILL NO. 334,
SUBSTITUTE HOUSE BILL NO. 352,

HOUSE BILL NO. 438,
HOUSE BILL NO. 551.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 752, by Committee on Revenue and Representative Greengo:

AN ACT Relating to municipal business and occupation taxes upon motor carriers of freight for hire; adding new sections to chapter 35.21 RCW; and creating a new section.

To Committee on Revenue

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 3084, by Committee on Ways and means (originally sponsored by Senators Fleming, Goltz, Bauer, Gaspard, Moore, Williams and Ridder – by Governor Ray request):

Establishing a state housing finance commission.

To Committee on State Government

ENGROSSED SUBSTITUTE SENATE BILL NO. 3307, by Committee on Commerce and Labor (originally sponsored by Senators Talmadge, Hayner, Bottiger, Wojahn, Clarke, Shinpoch, Bauer, Talley, Hughes, Hemstad, Pullen, Newhouse and Zimmerman – by Gambling Commission request):

Tightening control of gambling activities.

To Committee on Ways and Means

SUBSTITUTE SENATE BILL NO. 3442, by Committee on Natural Resources (originally sponsored by Senators Talley, Gallagher and Rasmussen):

Creating a shellfish enforcement and enhancement fund.

To Committee on Appropriations – General Government

ENGROSSED SUBSTITUTE SENATE BILL NO. 3554, by Committee on Commerce and Labor (originally sponsored by Senators Bluechel, Fleming, Ridder, Wojahn, Gaspard, Bauer, Zimmerman and Gallagher – by Governor Spellman, Secretary of State and State Treasurer request):

Implementing law by providing means to finance local economic and employment development.

To Committee on Rules

SUBSTITUTE SENATE BILL NO. 3726, by Committee on Ways and Means (originally sponsored by Senators Scott, Craswell, Gallagher and Gould):

Providing for higher interest rates on delinquent property taxes.

To Committee on Revenue

ENGROSSED SENATE BILL NO. 3946, by Senator Talley:

Modifying the aircraft fuel excise tax.

To Committee on Transportation

REPORTS OF STANDING COMMITTEES

April 11, 1981

HOUSE BILL NO. 598, Prime Sponsor: Committee on Ethics, Law and Justice, providing funding for the Washington association of sheriffs and police chiefs. Reported by Committee on Appropriations – General Government.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ellis, Gruger, King (J), McGinnis.

Voting nay: Representative Ehlers.

Not voting: Representative Maxie.

Not attending: Representatives McGinnis, Rosbach.

April 14, 1981

ENGROSSED SENATE BILL NO. 3000, Prime Sponsor: Senator von Reichbauer, modifying provisions relating to confirmation of gubernatorial appointees. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman, Garson, Vice Chairman; Greengo, Hankins, Johnson, Lewis, McGinnis, Nickell, Sprague.

Voting nay: Representatives Walk, Ranking Minority Member; Ehlers, Erak, Nelson (D), O'Brien, Rinehart, Rust.

April 13, 1981

ENGROSSED SENATE BILL NO. 3015, Prime Sponsor: Senator Rasmussen, revising law relating to privacy of records. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representatives Greengo, Nelson (D).

April 14, 1981

SUBSTITUTE SENATE BILL NO. 3024, Prime Sponsor: Committee on Natural Resources, authorizing fishing in designated areas by the Sokulk Indians. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 24 after "salmon" insert ": PROVIDED, That nothing in this act shall be construed to create a right to fish for commercial purposes"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Lundquist, Martinis, McDonald, Mitchell, Nickell, Rinehart, Stratton, Thompson, Valle, Wilson.

Voting nay: Representative Owen.

Not attending: Representatives Dawson, Garson, Williams.

April 13, 1981

ENGROSSED SENATE BILL NO. 3046, Prime Sponsor: Senator Wilson, providing for postponement of an election to fill a partisan elective office becoming vacant shortly before the primary. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representatives Addison, Chairman; Greengo, Nelson (D), O'Brien, Sprague.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 3060, Prime Sponsor: Committee on Commerce and Labor, authorizing single-serving samples of beer and wine for sales promotion. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Brekke, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Smith.

Not attending: Representatives Barrett, Brown, Monohon.

April 11, 1981

ENGROSSED SENATE BILL NO. 3071, Prime Sponsor: Senator Talmadge, implementing the constitutional amendment creating a judicial qualifications commission. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass with the amendments proposed by Committee on Ethics, Law and Justice and the following amendments:

On page 5, beginning on line 18 strike all of section 14 and add the following new sections:

*NEW SECTION. Sec. 14. The commission shall cease to exist on June 30, 1987, unless extended by law for an additional fixed period of time.

NEW SECTION. Sec. 15. Sections 2 through 14 of this act shall constitute a new chapter in Title 2 RCW.*

Renumber the remaining sections consecutively.

On page 5, after section 14 add a new section to read as follows:

NEW SECTION. Sec. 15. There is hereby appropriated from the general fund to the judicial qualifications commission for the biennium ending June 30, 1983 a sum of \$287,000.*

Renumber the remaining sections consecutively.

Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ellis, Gruger, Maxie.

Not attending: Representatives Ehlers, King (J), McGinnis, Rosbach.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 3154, Prime Sponsor: Committee on Judiciary, regulating individual account deposits in financial institutions. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tupper, Wang, Winsley.

Not signing report: Representative Tilly.

April 13, 1981

SENATE BILL NO. 3255, Prime Sponsor: Senator Pullen, clarifying the law regulating carrying concealed weapons. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

April 14, 1981

SENATE BILL NO. 3265, Prime Sponsor: Senator Peterson, modifying the moratorium on salmon charter boat licenses. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 10 before "For" insert "(1)"

On page 1, line 19 before "Such" insert "(2)"

On page 1, after line 24 insert the following:

"(3) A charter boat license shall not be renewed if the charter boat, during the prior license year, did not carry a total number of anglers in excess of one times the maximum number of anglers authorized for the length of the boat under RCW 75.30.080. The department shall adopt rules to insure that no charter boat license is renewed unless the applicant is able to establish compliance with this subsection.

(4)*

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Lundquist, Martinis, McDonald, Mitchell, Owen, Rinehart, Stratton, Thompson, Valle, Wilson.

Not signing report: Representative Nickell.

Not attending: Representatives Dawson, Erak, Garson, Williams.

April 14, 1981

SUBSTITUTE SENATE BILL NO. 3299, Prime Sponsor: Committee on Natural Resources, providing for the preservation of access to public lands. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Erak, Lundquist, Martinis, McDonald, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Wilson.

Voting nay: Representative Barr.

Not signing report: Representative Brekke.

Not attending: Representatives Dawson, Garson, Williams.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 3342, Prime Sponsor: Committee on Judiciary, making malicious harassment a crime. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 12 after "By" insert "use of threat through"

On page 1, line 25 add a section as follows:

"NEW SECTION. Sec. 2. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

April 13, 1981

ENGROSSED SENATE BILL NO. 3372, Prime Sponsor: Senator Newhouse, increasing penalties for telephone or telegraph fraud. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

April 13, 1981

SENATE BILL NO. 3389, Prime Sponsor: Senator Goltz, authorizing youth service corps to be used to match federal funds and changing age requirement for youth service corps enrollees. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: Do pass. Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Dawson, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Tilly, Valle.

Not attending: Representative Dawson.

April 13, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3390, Prime Sponsor: Committee on Commerce and Labor, expanding the scope of business improvement areas. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 2 strike all of subsection (3) and insert "~~((3)-To provide in accordance with any applicable provisions of the Constitution or statutory authority for the issuance and sale of revenue bonds to finance the cost of any parking and business improvement areas:))~~"

Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Brekke, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Not attending: Representatives Barrett, Brown.

April 14, 1981

SUBSTITUTE SENATE BILL NO. 3453, Prime Sponsor: Committee on Parks and Ecology, providing for the renovation, redevelopment, maintenance and operation of state parks. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendment:

On page 4, line 21 after "parks" insert "in the 1981-83 biennium. Thereafter, the funds shall not be used for such purposes until the money in the account satisfies the payment required to be made in the contract for sale of lands in section 1 of this chapter, the acquisition of the Heart Lake property, and those amounts necessary to pay for the remaining trust assets of timber situated on the lands described in section 1 on a schedule satisfactory to the board of natural resources"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Lundquist, Martinis, McDonald, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Wilson.

Not signing report: Representative Mitchell.

Not attending: Representatives Barr, Dawson, Garson, Williams.

April 13, 1981

ENGROSSED SENATE BILL NO. 3580, Prime Sponsor: Senator Guess, excluding from disclosure certain information relating to bids. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Sprague.

Voting nay: Representatives Ehlers, Rinehart, Rust.

Not attending: Representatives Greengo, Nelson (D).

April 13, 1981

SUBSTITUTE SENATE BILL NO. 3630, Prime Sponsor: Committee on Agriculture, expanding the authority of the department of ecology for land reclamation. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, King (J), Maxie, McGinnis, Rosbach.

Not signing report: Representative Fiske, Vice Chairman.

Not attending: Representative McGinnis.

April 13, 1981

SENATE BILL NO. 3639, Prime Sponsor: Senator McDermott, modifying provisions relating to the state auditor. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not attending: Representatives Addison, Chairman; Greengo, Nelson (D), O'Brien.

April 13, 1981

ENGROSSED SENATE BILL NO. 3646, Prime Sponsor: Senator Rasmussen, revising laws regulating professional athletic contests. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 8, beginning on line 13 strike all of section 11 and add a new section to read as follows:

"NEW SECTION, Sec. 11. There is added to chapter 67.08 RCW a new section to read as follows: The state boxing commission shall cease to exist on June 30, 1987, unless extended by law indefinitely or for an additional fixed period of time. The legislative budget committee shall cause a performance audit to be conducted of the state boxing commission. The final audit report shall be available to the legislature at least six months prior to the scheduled termination date. The audit shall include, but is not limited to, objective findings of fact, conclusions and recommendations as to continuation, modification, or termination of the state boxing commission."

Renumber the remaining sections consecutively.

On page 1, line 17 of the title after "section" and before "; repealing" insert "to chapter 67.08 RCW"

Signed by Representatives Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Voting nay: Representative Lewis.

Not attending: Representatives Addison, Chairman; Greengo, Nelson (D), O'Brien, Sprague.

April 14, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3704, Prime Sponsor: Committee on State Government, modifying provisions relating to the law against discrimination. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 6, line 1 after "Sec. 5." strike all material down to and including "(2)" on line 5

On page 6, line 6 after "49.60.290" insert "are each repealed"

On page 1, line 9 of the title after "49.60.270;" strike all material down to and including "49.60.255;" on line 10

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Grengo, Hankins, Johnson, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Voting nay: Representatives Lewis, McGinnis.

April 13, 1981

SENATE BILL NO. 3717, Prime Sponsor: Senator Peterson, authorizing criminal justice training for law enforcement personnel of recognized Indian tribes. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 1 strike everything after the enacting clause and insert the following:

"NEW SECTION, Sec. 1. There is added to chapter 43.101 RCW a new section to read as follows:

Indian tribe officers and employees who are engaged in law enforcement activities and who do not qualify as 'criminal justice personnel' or 'law enforcement personnel' under RCW 43.101.010, as now law or hereafter amended, may be provided training under this chapter if: (a) The tribe is recognized by the federal government, and (b) the tribe pays to the commission the full cost of providing such training. The commission shall place all money received under this section into the criminal justice training account."

On page 1, line 1 of the title after "commission" strike all language down to and including "43.101.010" and insert the following: "and adding a new section to chapter 43.101 RCW"

Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairwoman; Becker, Ranking Minority Member; Brekke, Dawson, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Tilly, Valle.

Not attending: Representative Dawson.

April 14, 1981

ENGROSSED SENATE BILL NO. 3737, Prime Sponsor: Senator Lee, modifying the administration of winter recreation activities. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, line 3 after "act" strike all material down to and including "1981" on line 4 and insert "is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing institutions, and shall take effect on July 1, 1981"

On page 1, line 11 of the title strike "and" and after "date" insert "; and declaring an emergency"

Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Lundquist, Martinis, McDonald, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Wilson.

Not attending: Representatives Dawson, Garson, Williams.

April 13, 1981

SENATE BILL NO. 3745, Prime Sponsor: Senator Wilson, relating to the state library newspaper collection. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representatives Addison, Chairman; Grengo, Nelson (D), O'Brien Sprague.

April 13, 1981

SENATE BILL NO. 3796, Prime Sponsor: Senator Benitz, modifying provisions relating to intoxicating liquor. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Brekke, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon.

Voting nay: Representative Clayton.

Not signing report: Representative Smith.

Not attending: Representatives Barrett, Brown.

April 13, 1981

REENGROSSED SUBSTITUTE SENATE BILL NO. 3797, Prime Sponsor: Committee on Energy and Utilities, modifying provisions relating to the management of joint operating agencies. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 43.52.370, chapter 8, Laws of 1965 as amended by section 7, chapter 184, Laws of 1977 ex. sess. and RCW 43.52.370 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, the management and control of an operating agency shall be vested in a board of directors, herein sometimes referred to as the board. The legislative body of each member of an operating agency shall appoint a representative who may, at the discretion of the member and regardless of any charter or other provision to the contrary, be an officer or employee of the member, to serve on the board of the operating agency. Each representative shall have one vote and shall have, in addition thereto, one vote for each block of electric energy equal to ten percent of the total energy generated by the agency during the preceding year purchased by the member represented by such representative. Each member may appoint an alternative representative to serve in the absence or disability of its representative. Each representative shall serve at the pleasure of the member. The board of an operating agency shall elect from its members a president, vice president and secretary, who shall serve at the pleasure of the board. The president and secretary shall perform the same duties with respect to the operating agency as are provided by law for the president and secretary, respectively, of public utility districts, and such other duties as may be provided by motion, rule or resolution of the board. The board of an operating agency shall adopt rules for the conduct of its meetings and the carrying out of its business, and adopt an official seal. All proceedings of an operating agency shall be by motion or resolution and shall be recorded in the minute book which shall be a public record. A majority of the board members shall constitute a quorum for the transaction of business. A majority of the votes which the members present are entitled to cast shall be necessary and sufficient to pass any motion or resolution: PROVIDED, That such board members are entitled to cast a majority of the votes of all members of the board. The members of the board of an operating agency may be compensated by such agency as is provided in RCW 43.52.290: PROVIDED, That the per diem compensation to any member shall not exceed five thousand dollars in any year except for board members who are elected to serve on an executive board established under section 2 of this 1981 act, in which case per diem compensation to any member shall not exceed ten thousand dollars in any year.

(2) If an operating agency is constructing a nuclear power plant under a site certification agreement under chapter 80.50 RCW, the powers and duties of the board of directors are limited to the following:

(a) Final authority on any decision of the operating agency to purchase, acquire, construct, or sell any power plants, works, and facilities;

(b) Acceptance or rejection of bids or offers for bonds and the sale and issuance of bonds: PROVIDED, That the board may delegate this authority to the executive board;

(c) Appointment of a treasurer under RCW 43.52.375;

(d) Election of members to the executive board under section 2 of this 1981 act;

(e) Approve annual budgets submitted by the executive board; and

(f) Select, appoint, and establish the compensation of the outside directors as provided in section 2 of this 1981 act.

All other powers and duties of the operating agency are vested in the executive board established under section 2 of this 1981 act.

NEW SECTION. Sec. 2. There is added to chapter 43.52 RCW a new section to read as follows:

(1) With the exception of the powers and duties of the board of directors described in RCW 43.52.370(2), the management and control of an operating agency constructing a nuclear power plant under a site certification agreement under chapter 80.50 RCW is vested in an executive board established under this subsection and consisting of eleven members.

(a) Seven members of the executive board shall be elected to four-year terms by the board of directors from among the members of the board of directors. The board of directors may provide by rule for the composition of the seven members of the executive board elected from among the members of the board of directors so as to afford fair representation which reflects the member public utility districts' and cities' participation in the joint operating agency's projects. The board of directors may also provide by rule for the removal of a member of the executive board, including the outside directors. Members of the board of directors may be elected to serve successive terms on the executive board.

(b) Four members of the executive board shall be outside directors and shall be selected and appointed by the board of directors. The outside directors shall:

(i) Serve four-year terms on the executive board. However, of the initial members of the executive board, the board of directors shall choose by lot two outside directors to serve two-year terms and two to serve four-year terms. Thereafter, all outside directors shall be appointed for four-year terms. All outside directors are eligible for reappointment;

(ii) Receive per diem compensation and travel expenses on the same basis as the seven members elected from the board of directors. The outside directors may be paid additional compensation as established by the board of directors;

(iii) Not be an officer or employee of, or in any way affiliated with, the Bonneville power administration or any electric utility conducting business in the states of Washington, Oregon, Idaho, or Montana;

(iv) Not be involved in the financial affairs of the operating agency as an underwriter or financial adviser of the operating agency or any of its members or any of the participants in any of the operating agency's plants; and

(v) Be representative of policy makers in business, finance, or science or be recognized experts in the construction or management of such facilities as the operating agency is constructing or operating.

(c) The president of the board of directors shall be a nonvoting member of the executive board and shall serve as the presiding officer of the executive board.

(2) Nothing in this chapter shall be construed to mean that an operating agency is in any manner an agency of the state.

(3) The eleven members of the executive board shall be selected with the objective of establishing an executive board which has the resources to effectively carry out its responsibilities. To the extent reasonably possible, the membership and operation of the executive board should be patterned after boards of directors of large private corporations.

(4) The executive board shall adopt rules for the conduct of its meetings and the carrying out of its business. All proceedings shall be by motion or resolution and shall be recorded in the minute book, which shall be a public record.

(5) With respect to any operating agency existing on the effective date of this act to which the provisions of this section are applicable:

(a) The board of directors shall elect seven members to the executive board no later than sixty days after the effective date of this act; and

(b) The board of directors shall select and appoint the initial outside directors and the executive board shall hold its organizational meeting no later than ninety days after the effective date of this act and the powers and duties prescribed in RCW 43.52.375, 43.52.378, and this section shall devolve upon the executive board at that time.

(6) The executive board shall select and employ a managing director of the operating agency and may delegate to the managing director such authority for the management and control of the operating agency as the executive board deems appropriate. The managing director's employment is terminable at the will of the executive board.

(7) Any executive board created under this section shall cease to function upon the initiation of regular operations of the nuclear power plant over which it has exercised construction management powers and duties. If the operating agency is constructing two or more nuclear power plants simultaneously, the executive board shall cease exercising all powers as to each plant as it becomes operational.

Sec. 3. Section 43.52.375, chapter 8, Laws of 1965 and RCW 43.52.375 are each amended to read as follows:

The board of each joint operating agency shall by resolution appoint a treasurer. If the joint operating agency is constructing a nuclear power plant under a site certification agreement under chapter 80.50 RCW, the appointment of the treasurer shall be on the recommendation of the executive board established under section 2 of this 1981 act. Before entering upon his duties the treasurer shall give bond to the operating agency, with a surety company authorized to write such bonds in this state as surety, in an amount which the board finds by resolution will protect the operating agency against loss, conditioned that all funds which he receives as such treasurer will be faithfully kept and accounted for and for the faithful discharge of his duties. The amount of such bond may be decreased or increased from time to time as the board may by resolution direct. The board shall also appoint an auditor and may require him to give a bond with a surety company authorized to do business in the state of Washington in such amount as it shall by resolution prescribe, conditioned for the faithful discharge of his duties. If the joint operating agency is constructing a nuclear power plant under a site certification agreement under chapter 80.50 RCW, the auditor shall be appointed by the executive board. The premiums on the bonds of the auditor and the treasurer shall be paid by the operating agency. The board may provide for coverage of said officers and other persons on the same bond.

All funds of the joint operating agency shall be paid to the treasurer and shall be disbursed by him only on warrants issued by the auditor upon orders or vouchers approved by the board: PROVIDED, That the board by resolution may authorize the executive committee or executive board to approve or disapprove vouchers presented to defray salaries of employees and other expenses of the operating agency arising in the usual and ordinary course of its business and expenses incurred by the executive committee or executive board in the performance of such duties as the operating agency may authorize it to perform. All moneys of the operating agency shall be deposited forthwith by the treasurer in such depositories, and with such securities as are designated by rules of the board. The treasurer shall establish a general fund and such special funds as shall be created by the board, into which he shall place all money of the joint operating agency as the board by resolution or motion may direct.

Sec. 4. Section 1, chapter 220, Laws of 1979 ex. sess. and RCW 43.52.378 are each amended to read as follows:

The executive board ((of directors)) of any operating agency constructing ((or operating a thermal)) a nuclear power plant under a site certification agreement issued pursuant to chapter 80.50 RCW shall appoint an administrative auditor. The administrative auditor shall be deemed an officer under chapter 42.23 RCW. The appointment of the administrative auditor shall be in addition to the appointment of the auditor for the issuance of warrants and other purposes as provided in RCW 43.52.375. The executive board shall retain a qualified firm or firms to conduct performance audits, including such engineering expertise as the executive board deems necessary, which is in fact independent and does not have any interest, direct or

indirect, in any contract with the operating agency other than its employment hereunder. No member or employee of any such firm shall be connected with the operating agency as an officer, employee, or contractor. The administrative auditor and the firm or firms shall be independently and directly responsible to the executive board ((of directors)) of the operating agency. The executive board shall require a firm to conduct continuing audits of the methods, procedures and organization used by the operating agency to control costs, schedules, productivity, contract amendments, project design and any other topics deemed desirable by the executive board. The executive board may also require a firm to analyze particular technical aspects of the operating agency's projects and contract amendments. The firm or firms shall provide advice to the executive board in its management and control of the operating agency. At least once each year, the firm or firms shall prepare and furnish a report of its actions and recommendations to the executive board for the purpose of enabling it to attain the highest degree of efficiency in the management and control of any thermal power project under construction or in operation. The administrative auditor shall assist the firm or firms in the performance of its duties. The administrative auditor and the firm or firms shall consult regularly with the executive board and furnish any information or data to the executive board which the administrative auditor, firm, or executive board deems helpful in accomplishing the purpose above stated. The administrative auditor shall perform such other duties as the executive board shall prescribe to accomplish the purposes of this section.

In addition to the powers and duties conferred by chapter 44.28 RCW, the legislative budget committee shall evaluate such management audits as to adequacy and effectiveness of procedure and shall consult with and make reports and recommendations to the executive board. The operating agency shall reimburse the legislative budget committee for all costs of furnishing such services.

The operating agency shall file a copy of each firm's reports, and the legislative budget committee shall file a copy of each of its reports or recommendations in a timely manner, prepared in accordance with this section, with the respective chairmen of the senate and house energy and utilities committees. Upon the concurrent request of the chairmen of the senate or house energy and utilities committees, the operating agency shall report to the committees on a quarterly basis.

NEW SECTION. Sec. 5. There is added to chapter 43.52 RCW a new section to read as follows:

Upon the concurrent request of the chairmen of the committees on energy and utilities of the senate and house of representatives, the executive board shall report to the committees on a semi-annual basis. The purpose will be to furnish reports on project schedules, budgets, progress, and other matters deemed relevant by the committees."

On page 1, beginning on line 6 of the title, after "adding" strike "a new section" and insert "new sections"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Berleen, Burns, Chamberlain, Garrett, Hine, James, Monohon, North, Van Dyken.

Voting nay: Representative Barr.

Not attending: Representatives Barrett, Brown, Lane, Leonard, Stratton.

April 14, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3867, Prime Sponsor: Committee on Parks and Ecology, revising air pollution control procedure. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Lundquist, Martinis, McDonald, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Wilson.

Not signing report: Representative Mitchell.

Not attending: Representatives Barr, Dawson, Garson, Williams.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 3890, Prime Sponsor: Committee on Judiciary, modifying provisions on commercial paper. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 13 after "payee" insert "or"

On page 1, line 14 after "holder" strike "or assignee"

On page 1, line 16 after "check" insert "has been assigned for collection and"

On page 3, after line 23 insert the following:

*Sec. 5. Section 16, chapter 253, Laws of 1971 ex. sess. and RCW 19.16.250 are each amended to read as follows:

No licensee or employee of a licensee shall:

(1) Directly or indirectly aid or abet any unlicensed person to engage in business as a collection agency in this state or receive compensation from such unlicensed person: PROVIDED, That nothing in this chapter shall prevent a licensee from accepting, as forwarder, claims for collection from a collection agency or attorney whose place of business is outside the state.

(2) Collect or attempt to collect a claim by the use of any means contrary to the postal laws and regulations of the United States postal department.

(3) Publish or post or cause to be published or posted, any list of debtors commonly known as 'deadbeat lists' or threaten to do so.

(4) Have in his possession or make use of any badge, use a uniform of any law enforcement agency or any simulation thereof, or make any statements which might be construed as indicating an official connection with any federal, state, county, or city law enforcement agency, or any other governmental agency, while engaged in collection agency business.

(5) Perform any act or acts, either directly or indirectly, constituting the practice of law.

(6) Advertise for sale or threaten to advertise for sale any claim as a means of endeavoring to enforce payment thereof or agreeing to do so for the purpose of soliciting claims, except where the licensee has acquired claims as an assignee for the benefit of creditors or where the licensee is acting under court order.

(7) Use any name while engaged in the making of a demand for any claim other than the name set forth on his or its current license issued hereunder.

(8) Give or send to any debtor or cause to be given or sent to any debtor, any notice, letter, message, or form which represents or implies that a claim exists unless it shall indicate in clear and legible type:

(a) The name of the licensee and the city, street, and number at which he is licensed to do business;

(b) The name of the original creditor to whom the debtor owed the claim if such name is known to the licensee or employee: PROVIDED, That upon written request of the debtor, the licensee shall make a reasonable effort to obtain the name of such person and provide this name to the debtor;

(c) If the notice, letter, message, or form is the first notice to the debtor or if the licensee is attempting to collect a different amount than indicated in his or its first notice to the debtor, an itemization of the claim asserted must be made including:

(i) Amount owing on the original obligation at the time it was received by the licensee for collection or by assignment;

(ii) Interest or service charge, collection costs, or late payment charges, if any, added to the original obligation by the original creditor, customer or assignor before it was received by the licensee for collection, if such information is known by the licensee or employee: PROVIDED, That upon written request of the debtor, the licensee shall make a reasonable effort to obtain information on such items and provide this information to the debtor;

(iii) Interest or service charge, if any, added by the licensee or customer or assignor after the obligation was received by the licensee for collection;

(iv) Collection costs, if any, that the licensee is attempting to collect;

(v) Attorneys' fees, if any, that the licensee is attempting to collect on his or its behalf or on the behalf of a customer or assignor;

(vi) Any other charge or fee that the licensee is attempting to collect on his or its own behalf or on the behalf of a customer or assignor.

(9) Communicate or threaten to communicate, the existence of a claim to a person other than one who might be reasonably expected to be liable on the claim in any manner other than through proper legal action, process, or proceedings except under the following conditions:

(a) A licensee or employee of a licensee may inform a credit reporting bureau of the existence of a claim: PROVIDED, That if the licensee or employee of a licensee reports a claim to a credit reporting bureau, the licensee shall upon receipt of written notice from the debtor that any part of the claim is disputed, forward a copy of such written notice to the credit reporting bureau;

(b) A licensee or employee in collecting or attempting to collect a claim may communicate the existence of a claim to a debtor's employer if the claim has been reduced to a judgment;

(c) A licensee or employee in collecting or attempting to collect a claim that has not been reduced to judgment, may communicate the existence of a claim to a debtor's employer if:

(i) The licensee or employee has notified or attempted to notify the debtor in writing at his last known address or place of employment concerning the claim and the debtor after a reasonable time has failed to pay the claim or has failed to agree to make payments on the claim in a manner acceptable to the licensee, and

(ii) The debtor has not in writing to the licensee disputed any part of the claim: PROVIDED, That the licensee or employee may only communicate the existence of a claim which has not been reduced to judgment to the debtor's employer once unless the debtor's employer has agreed to additional communications.

(d) A licensee may for the purpose of locating the debtor or locating assets of the debtor communicate the existence of a claim to any person who might reasonably be expected to have knowledge of the whereabouts of a debtor or the location of assets of the debtor if the claim is reduced to judgment, or if not reduced to judgment; and

(i) The licensee or employee has notified or attempted to notify the debtor in writing at his last known address or last known place of employment concerning the claim and the debtor after a reasonable time has failed to pay the claim or has failed to agree to make payments on the claim in a manner acceptable to the licensee, and

(ii) The debtor has not in writing disputed any part of the claim.

(10) Threaten the debtor with impairment of his credit rating if a claim is not paid.

(11) Communicate with the debtor after notification in writing from an attorney representing such debtor that all further communications relative to a claim should be addressed to the attorney: PROVIDED, That if a licensee requests in writing information from an attorney regarding such claim and the attorney does not respond within a reasonable time, the licensee may communicate directly with the debtor until he or it again receives notification in writing that an attorney is representing the debtor.

(12) Communicate with a debtor or anyone else in such a manner as to harass, intimidate, threaten, or embarrass a debtor, including but not limited to communication at an unreasonable hour, with unreasonable frequency, by threats of force or violence, by threats of criminal prosecution, and by use of offensive language. A communication shall be presumed to have been made for the purposes of harassment if:

(a) It is made with a debtor or spouse in any form, manner, or place, more than three times in a single week;

(b) It is made with a debtor at his or her place of employment more than one time in a single week;

(c) It is made with the debtor or spouse at his or her place of residence between the hours of 9:00 p.m. and 7:30 a.m.

(13) Communicate with the debtor through use of forms or instruments that simulate the form or appearance of judicial process, the form or appearance of government documents, or the simulation of a form or appearance of a telegraphic or emergency message.

(14) Communicate with the debtor and represent or imply that the existing obligation of the debtor may be or has been increased by the addition of attorney fees, investigation fees, service fees, or any other fees or charges when in fact such fees or charges may not legally be added to the existing obligation of such debtor.

(15) Threaten to take any action against the debtor which the licensee cannot legally take at the time the threat is made.

(16) Send any telegram or make any telephone calls to a debtor or concerning a debt or for the purpose of demanding payment of a claim or seeking information about a debtor, for which the charges are payable by the addressee or by the person to whom the call is made.

(17) In any manner convey the impression that the licensee is vouched for, bonded to or by, or is an instrumentality of the state of Washington or any agency or department thereof.

(18) Collect or attempt to collect in addition to the principal amount of a claim any sum other than allowable interest, collection costs or handling fees expressly authorized by statute, and, in the case of suit, attorney's fees and taxable court costs.

(19) Procure from a debtor or collect or attempt to collect on any written note, contract, stipulation, promise or acknowledgment under which a debtor may be required to pay any sum other than principal, allowable interest, and, in the case of suit, attorney's fees and taxable court costs."

On page 1, on line 6 of the title, after "62A.3-525;" insert "amending section 16, chapter 253, Laws of 1971 ex. sess. and RCW 19.16.250;"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

April 14, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3945, Prime Sponsor: Committee on Natural Resources, authorizing the establishment of an Oregon-Washington bi-state Columbia River Gorge agreement. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Erak, Lundquist, Martinis, McDonald, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Wilson.

Not signing report: Representative Mitchell.

Not attending: Representatives Barr, Dawson, Garson, Williams.

April 14, 1981

ENGROSSED SENATE BILL NO. 4026, Prime Sponsor: Senator Bluechel, redefining personal service for purposes of personal service contracts with state agencies. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Greengo, Hankins, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

Not signing report: Representatives Ehlers, Johnson.

April 14, 1981

SENATE BILL NO. 4027, Prime Sponsor: Senator Quigg, modifying provisions relating to deckhands on charter boats. Reported by Committee on Natural Resources and Environmental Affairs.

MAJORITY recommendation: Do pass. Signed by Representatives Rosbach, Chairwoman; Chamberlain, Vice Chairman; North, Ranking Minority Member; Addison, Barr, Brekke, Lundquist, Martinis, McDonald, Mitchell, Nickell, Owen, Rinehart, Stratton, Thompson, Valle, Wilson.

Not attending: Representatives Dawson, Erak, Garson, Williams.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 4131, Prime Sponsor: Committee on Judiciary, requiring mandatory minimum terms for certain felonies involving firearms. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Bickham, Granlund, Gruger, Patrick, Pruitt, Schmidt, Tilly, Tupper, Wang, Winsley.

Voting nay: Representative Becker.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 4360, Prime Sponsor: Committee on Education, changing procedure for determining payments by nonhigh school districts to high school districts. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, line 12 after "superintendent" insert "or the superintendent of public instruction"

On page 11, line 12, after "repealed" strike "as of January 1, 1982" and insert ": PROVIDED, That such repeals shall not affect the purposes of section 3(1) of this amendatory act and the RCW sections referred to therein shall be deemed operative solely for the purposes of said subsection"

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Cantu, Dickie, Ehlers, Ellis, Galloway, Hine, Maxie, Vander Stoep, Warnke.

Voting nay: Representative McDonald.

Not signing report: Representative Eng.

Not attending: Representatives Bender, James, Lane, Lewis.

April 14, 1981

ENGROSSED SUBSTITUTE SENATE JOINT RESOLUTION NO. 133, Prime Sponsor: Committee on Constitution and Elections, amending the Constitution to clarify signature requirements and filing dates for initiatives to the legislature. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Rinehart, Rust, Sprague.

MOTION

On motion of Mr. Nelson (G), all bills listed on today's agenda under the fifth order of business, were passed to Committee on Rules for second reading.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 20, by Representatives Houchen, Scott and Nisbet:

Requesting the appointment of a prison siting task force.

The bill was read the second time. On motion of Ms. Houchen, Substitute House Concurrent Resolution No. 20 was substituted for House Concurrent Resolution No. 20, and the substitute resolution was placed on the calendar for second reading.

Substitute House Concurrent Resolution No. 20 was read the second time.

On motion of Mr. Nelson (D), the following amendments were adopted:

On page 1, line 3 after "additional" strike "medium security"

On page 1, line 23 after "additional" strike "medium security"

The resolution was ordered engrossed. On motion of Mr. Struthers, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Ms. Houchen spoke in favor of passage of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Concurrent Resolution No. 20, and the resolution was adopted by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Erickson, McDonald, Owen.

Engrossed Substitute House Concurrent Resolution No. 20, having received the constitutional majority, was adopted.

HOUSE BILL NO. 277, by Committee on Revenue and Representatives Bond and Greengo:

Requiring an identifying decal from the department of licensing as authority to purchase propane for motor vehicle use.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 277 was substituted for House Bill No. 277, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 277 was read the second time. On motion of Mr. Struthers, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 277, and the bill passed the House by the following vote: Yeas, 91; nays, 2; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Fancher, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Fiske, Sprague.

Not voting: Representatives Eberle, Erickson, McDonald, Owen, Winsley.

Substitute House Bill No. 277, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 21, by Representatives Sprague, Nisbet, Patrick and Van Dyken:

Exempting electric cars from taxation.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 21 was substituted for House Bill No. 21, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 21 was read the second time. On motion of Mr. Struthers, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Sprague and Greengo spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Sprague yielded to question by Mr. Isaacson.

Mr. Isaacson: "Representative Sprague, by this I understand that because they are experimental and because of the tremendous investment involved, we should relieve the tax, but does that mean that we should take the taxes from all experimental and research programs?"

Mr. Sprague: "This only deals with electric cars."

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 21, and the bill passed the House by the following vote: Yeas, 85; nays, 8; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Berleen, Ehlers, Eng, Gruger, James, Kreidler, Rust, Sanders.

Not voting: Representatives Becker, Eberle, Erickson, Grimm, Winsley.

Substitute House Bill No. 21, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

This is to request that the Journal be corrected as to my vote on April 15, 1981, final passage of Substitute House Bill No. 21. Apparently someone voted for me as I was absent from the floor of the House and did not appear until later. Please list me as not voting.

DANIEL R. McDONALD, 48th District.

HOUSE BILL NO. 581, by Committee on Revenue and Representatives Hastings, Wang, Erickson, North, Rinehart, Brown, Brekke, Burns, Rust, Lux, Sommers and Granlund:

Abolishing the economic assistance authority.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 581 was substituted for House Bill No. 581, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 581 was read the second time.

Ms. Rinehart moved adoption of the following amendment:

On page 3, after line 11 insert the following:

"Sec. 3. Section 16, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.160 are each amended to read as follows:

(1) The department of revenue shall conduct an audit of the project upon its completion in order to determine the total amount of tax deferral. Any tax found due on nonqualifying construction or purchases shall be immediately assessed and payable.

(2) Except as provided in subsections (3) and (4) of this section, the manufacturing firm will begin paying the deferred taxes three years after the date certified by the authority or the department of revenue as the date on which the construction project has been operationally completed. The first payment will be due on December 31st of the third calendar year after such certified date, with subsequent annual payments due on December 31st of the following four years with amounts of payment scheduled as follows:

REPAYMENT YEAR	PERCENT OF DEFERRED TAX REPAID
1	10%
2	15%
3	20%
4	25%
5	30%

(3) If the total amount of tax deferral for a construction project exceeds one hundred thousand dollars and the construction project is not certified as operationally completed before January 1, 1981, then fifty percent of the deferred taxes is due on December 31st of the year in which the project is certified as operationally completed. The remainder of the deferred taxes is due on December 31st of the next year.

(4) If the total amount of tax deferred for a construction project exceeds one hundred thousand dollars, the construction project is certified as operationally completed before January 1, 1981, and three or fewer payments of deferred taxes have come due before January 1, 1981, then fifty percent of the outstanding deferred taxes is due on December 31, 1981. The remainder of the deferred taxes is due December 31, 1982.*

Renumber the remaining sections consecutively and correct the internal references accordingly.

Representatives Rinehart and Nelson (D) spoke in favor of the amendment, and Representatives Greengo and Sanders spoke against it.

Mr. Greengo spoke again in opposition to the amendment, and Ms. Rinehart spoke again in favor of it.

Mr. Garson spoke against the amendment, and Representatives Nelson (D) and Lux spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Rinehart to Substitute House Bill No. 581, and the amendment was not adopted by the following vote: Yeas, 22; nays, 72; not voting, 4.

Voting yea: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Granlund, Gruger, King R., Kreidler, Lux, Maxie, Nelson D., North, Pruitt, Rinehart, Rust, Sherman, Sommers, Thompson, Valle.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Eberle, Erickson, McDonald, Winsley.

MOTION

On motion of Mr. Struthers, further consideration of Substitute House Bill No. 581 was deferred, and the bill was ordered held on the second reading calendar.

HOUSE BILL NO. 78, by Representatives Addison, Brown, Greengo, Cantu, Hankins, Taylor, Houchen, Maxie, Wang, McGinnis and Warnke:

Modifying the senior citizens property tax exemption.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 78 was substituted for House Bill No. 78, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 78 was read the second time. On motion of Mr. Struthers, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

On motion of Mr. Addison, the following amendments by Representatives Addison and Brown were adopted:

On page 3, after line 16 add the following new section:

***NEW SECTION:** Sec. 3. Notwithstanding any provision of law to the contrary, claims for property tax exemption or renewal affidavits under RCW 84.36.381 through 84.36.389, as now or hereafter amended, and declarations to defer payment of special assessments and/or real property tax obligations under chapter 84.38 RCW, together with all supporting documents and records submitted with such claims, affidavits or declarations shall not be released for commercial purposes.*

On page 1, line 4 of the title after "creating" strike "a new section" and insert "new sections"

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Addison and Eng spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Addison yielded to question by Mr. Brown.

Mr. Brown: "Representative Addison, the amendment we just placed on this addresses itself to senior citizens, as far as obtaining the senior citizen lists for commercial purposes. Would this relate itself to precinct committeemen or those running for a political office? Would it hinder them at all from obtaining those lists so they could inform the voters on what's going on in their respective communities? Would it prevent them from obtaining this information and putting it on a computer or hiring someone to put it on a computer so they could inform the voters through a more sophisticated method?"

Mr. Addison: "Representative Brown, no, the amendment simply addresses 'for commercial purposes.' For individuals, public officials or individuals running for public office, who wanted to communicate with these people on a legitimate basis, to discuss senior citizen property tax relief measures, they could still do that."

Mr. Brown spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 78, and the bill passed the House by the following vote: Yeas, 94; nays, 1; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representative Sanders.

Not voting: Representatives Erickson, McDonald, Winsley.

Engrossed Substitute House Bill No. 78, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 342, by Representatives Patrick, Barrett, Schmidt, Scott, Rinehart, Nisbet, Rust, Wilson and Bickham:

Authorizing a class L liquor license for nonprofit arts organizations.

The bill was read the second time.

Committee on Labor and Economic Development recommendation: Majority, do pass as amended. (For amendment, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Patrick, the committee amendment was adopted.

On motion of Mr. Scott, the following amendments were adopted:

On page 2, following section 1 add the following:

"Sec. 2. Section 1, chapter 55, Laws of 1967 as last amended by section 5, chapter 9, Laws of 1977 1st ex. sess. and RCW 66.24.490 are each amended to read as follows:

There shall be a retailer's license to be designated as a class I license; this shall be a special occasion license to be issued to the holder of a class H license to extend his privilege of selling and serving spirituous liquor by the individual glass, beer, and wine, at retail, for consumption on the premises, to members and guests of a society or organization on special occasions at a specified date and place when such special occasions of such groups are held on premises other than a class H licensed premises and for consumption on the premises of such outside location. The holder of such special occasion license shall be allowed to remove from his liquor stocks at his licensed class H premises, liquor for sale and service at such special occasion locations: PROVIDED, ((That such special license shall be issued only when the facilities of class H licenses in the particular city or county are not suitable and adequate to accommodate the number of persons attending such special occasion: AND PROVIDED FURTHER;)) That the Washington state liquor control board may issue banquet permits when such groups prefer to provide their own liquor under such a permit rather than avail themselves of sale and service of liquor by the holder of a class I license. Such special class I license shall be issued for a specified date and place and upon payment of a fee of twenty-five dollars per day.

Class I licenses may be issued for nonprofit arts organizations, as defined in section 1, on a continuing basis at such place where the nonprofit arts organization sponsors and presents productions or performances of an artistic or cultural nature. The revenues derived from the sale of spirituous liquor by the individual

glass, beer, and wine, at retail, for consumption on the premises to patrons of such productions or performances, may be divided and shared by the class H licensee and the nonprofit arts organizations on such terms and conditions as are mutually agreeable to the licensee and the organization. The sale of spirituous liquor, beer, and wine, at such place shall not be considered by the board in determining the food and liquor ratio of such class H licensee. The license fee for a special class I license issued on a continuing basis, shall be twenty-five dollars for each week or portion thereof during which time the nonprofit arts organization presents a production or performance, but in the aggregate such fees shall not exceed two-hundred and fifty dollars in any one-year period.

On page 1, line 2 of the title after "RCW" and before the period insert "; amending section 1, chapter 55, Laws of 1967 as last amended by section 5, chapter 9, Laws of 1977 1st ex. sess. and RCW 66.24.490"

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. McDonald appeared at the bar of the House.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 342, and the bill passed the House by the following vote: Yeas, 85; nays, 11; not voting, 2.

Voting yea: Representatives Addison, Barnes, Barr, Barrett, Becker, Bender, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Eng, Erak, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, North, O'Brien, Owen, Padden, Patrick, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Berleen, Bond, Clayton, Dickie, Ellis, Flanagan, Nickell, Prince, Pruitt, Tilly.

Not voting: Representatives Erickson, Winsley.

Engrossed House Bill No. 342, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Representative Erickson appeared at the bar of the House.

SUBSTITUTE HOUSE BILL NO. 581:

The House resumed consideration of the bill on second reading.

Mr. Barrett moved adoption of the following amendment:

Beginning on page 2, strike all of section 1 and section 2 and insert new sections as follows:

"Section 1. Section 13, chapter 117, Laws of 1972 ex. sess. and section 1, chapter 296, Laws of 1977 ex. sess. and RCW 43.31A.130 are each amended to read as follows:

As used in RCW 43.31A.140 through 43.31A.180:

(1) 'Eligible investment project' shall mean construction of new buildings or major improvements to existing buildings and the machinery installed in such buildings in the course of such construction or major improvements, when said buildings and machinery are used or are to be used for activities defined in RCW 82.04.120 (the definition of the term 'to manufacture'): PROVIDED, That an investment project undertaken by a business as defined in RCW 82.16.010(5) (an electrical utility) shall not be eligible: PROVIDED FURTHER, That one or more of the following criteria must be met:

(a) The investment project is or will be located in an economic assistance area or special impact area;
 (b) A minimum of twenty percent of the employees at the plant complex for which the deferral is requested shall be of a minority race;

(c) The plant complex shall be within an industry classification which is not currently a major employing industry in the county in which the plant complex is located. The industry classification of the plant complex shall be determined by the standard industrial classification as assigned by the department of employment security. The major employing industries in a county shall be the two manufacturing industries which employed the greatest number of persons on an annual average basis in the most recent calendar year for which such information is available from the department of employment security.

(2) 'Buildings' shall mean and include only those structures used or to be used to house or shelter manufacturing activities. The term shall include plant offices and warehouses or other facilities for the storage of raw material or finished goods when such facilities are an essential or an integral part of a factory, mill, or manufacturing plant and such factory, mill, or manufacturing plant is used or to be used in the business of manufacture for sale or commercial or industrial use of an article, substance, or commodity. Where a building is used partly for manufacturing and partly for other purposes the applicable tax deferral shall be determined by apportionment of the costs of construction under such rules as the department of revenue shall provide;

(3) 'Machinery' shall mean all industrial fixtures, equipment, and support facilities that are an integral and necessary part of a manufacturing operation;

(4) 'Major improvement' shall mean the expansion, modernization, or renovation of existing buildings wherein the costs are in excess of twenty-five percent of the true and fair value of the plant complex prior to the improvement;

(5) 'Plant complex' shall mean land, machinery, and buildings adapted to industrial use as a single functional or operational unit for the assembling, processing, or manufacturing of finished or partially finished products from raw materials or fabricated parts;

(6) 'Eligible taxpayer' shall mean the taxpaying entity certified by name pursuant to RCW 43.31A.140, its subsidiaries and its principal owners. Ownership interest for the purpose of determining whether a corporation or a natural person is a principal owner or a subsidiary of an eligible taxpayer shall be 51% or a controlling interest (as determined by the authority).

Sec. 2. Section 14, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.140 is amended to read as follows:

The authority shall certify the eligibility of (~~investment projects~~) the first \$20,000,000 or portion thereof of eligible investment projects, and the department of revenue shall grant investment tax deferrals for such eligible investment projects in an amount not to exceed the state and local sales tax payable under chapters 82.08 and 82.14 RCW or the use tax payable under chapters 82.12 and 82.14 RCW on machinery, materials, labor, and services directly utilized in a certified eligible investment project undertaken by a firm engaged in or to be engaged in manufacturing: PROVIDED, That no eligible taxpayer shall be entitled to more than one certified investment tax deferral at any one time pursuant to this section."

Representatives Barrett and Stratton spoke in favor of the amendment, and Representatives Greengo and Hastings spoke against it.

POINT OF INQUIRY

Mr. Barrett yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Barrett, I didn't completely understand the amendment. Does your amendment continue to allow the sales tax deferral for food processing plants?"

Mr. Barrett: "Representative Flanagan, the food processing plants are mentioned specifically in that they and the electronic companies do not have to abide by the \$10 million limit that's involved in this. Yes, it does."

Representatives Flanagan and Sanders spoke in favor of the amendment, and Representatives Rinehart, Struthers and Nelson (D) spoke against it.

Mr. Nelson (G) demanded the previous question, and a division was called.

ROLL CALL

The Clerk called the roll on the demand for the previous question on the debate to the amendment by Representative Barrett to Substitute House Bill No. 581, and the demand was not sustained by the following vote: Yeas, 58; nays, 39; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Bickham, Bond, Brown, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lewis, Lundquist, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Owen, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Valle, Van Dyken, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Barrett, Becker, Bender, Berleen, Brekke, Burns, Chamberlain, Ehlers, Eng, Erak, Erickson, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kridler, Lane, Leonard, Lux, Martinis, McCormick, Nelson D., North, O'Brien, Padden, Pruitt, Rinehart, Rust, Scott, Sherman, Teutsch, Thompson, Vander Stoep, Walk, Wang.

Not voting: Representative Winsley.

The Speaker stated the question before the House to be the amendment by Representative Barrett.

Representatives Ehlers and Williams spoke against the amendment, and Mr. Barrett spoke again in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Barrett to Substitute House Bill No. 581, and the amendment was not adopted by the following vote: Yeas, 44; nays, 53; not voting, 1.

Voting yea: Representatives Barr, Barrett, Berleen, Bickham, Bond, Chamberlain, Clayton, Dawson, Dickie, Eberle, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Granlund, Grimm, Hankins, Isaacson, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McGinnis, Mitchell, Nickell,

Padden, Patrick, Prince, Salatino, Sanders, Schmidt, Scott, Smith, Stratton, Vander Stoep, Walk, Wang, Warnke, Wilson.

Voting nay: Representatives Addison, Amen, Barnes, Becker, Bender, Brekke, Brown, Burns, Cantu, Chandler, Ehlers, Ellis, Eng, Erak, Galloway, Garson, Greengo, Gruger, Hastings, Heck, Hine, Houchen, James, King J., King R., Kreidler, Lux, Maxie, McDonald, Monohon, Nelson D., Nelson G. A., Nisbet, North, O'Brien, Owen, Pruitt, Rinehart, Rosbach, Rust, Sherman, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Williams, and Mr. Speaker.

Not voting: Representative Winsley.

There being no objection, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 581 was placed on final passage.

Representatives Hastings, Rinehart and Sommers spoke in favor of passage of the bill, and Representatives Barrett, Sanders, O'Brien and McGinnis spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 581, and the bill passed the House by the following vote: Yeas, 59; nays, 38; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Becker, Bender, Berleen, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Ehlers, Ellis, Eng, Galloway, Garson, Granlund, Greengo, Gruger, Hastings, Heck, Hine, James, King J., King R., Kreidler, Lane, Leonard, Lux, Maxie, McDonald, Monohon, Nelson D., Nelson G. A., Nisbet, North, Owen, Prince, Pruitt, Rinehart, Rosbach, Rust, Schmidt, Sherman, Sommers, Sprague, Struthers, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Williams, and Mr. Speaker.

Voting nay: Representatives Barr, Barrett, Bickham, Bond, Clayton, Dickie, Eberle, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Grimm, Hankins, Houchen, Isaacson, Johnson, Lewis, Lundquist, Martinis, McCormick, McGinnis, Mitchell, Nickell, O'Brien, Padden, Patrick, Salatino, Sanders, Scott, Smith, Stratton, Taylor, Walk, Warnke, Wilson.

Not voting: Representative Winsley.

Substitute House Bill No. 581, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Representative Winsley appeared at the bar of the House.

ENGROSSED SENATE BILL NO. 4208, by Senators Gould, Newhouse and Williams (by Washington State Energy Office request):

Modifying the governor's powers during energy shortages.

The bill was read the second time.

Mr. Barnes moved adoption of the following amendment:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 18, chapter 108, Laws of 1975-'76 2nd ex. sess. as last amended by section 23, chapter 87, Laws of 1980 and RCW 43.21G.040 are each amended to read as follows:

(1) The governor may subject to the definitions and limitations provided in this chapter:

(a) Upon finding that an energy supply alert exists within this state or any part thereof, declare a condition of energy supply alert; or

(b) Upon finding that an energy emergency exists within this state or any part thereof, declare a condition of energy emergency. A condition of energy emergency shall terminate thirty consecutive days after the declaration of such condition if the legislature is not in session at the time of such declaration and if the governor fails to convene the legislature pursuant to Article III, section 7 of the Constitution of the state of Washington within thirty consecutive days of such declaration. If the legislature is in session or convened, in accordance with this subsection, the duration of the condition of energy emergency shall be limited in accordance with subsection (3) of this section.

Upon the declaration of a condition of energy supply alert or energy emergency, the governor shall present to the committee any proposed plans for programs, controls, standards, and priorities for the production, allocation, and consumption of energy during any current or anticipated condition of energy emergency, any proposed plans for the suspension or modification of existing rules of the Washington Administrative Code, and any other relevant matters the governor deems desirable. The governor shall review any recommendations of the committee concerning such plans and matters.

The governor shall review the status of such plans annually with the house of representatives and senate standing committees on energy and utilities.

Upon the declaration of a condition of energy supply alert or energy emergency, the emergency powers as set forth in this chapter shall become effective only within the area described in the declaration.

(2) A condition of energy supply alert shall terminate ninety consecutive days after the declaration of such condition unless:

(a) Extended by the governor upon issuing a finding that the energy supply alert continues to exist, and with prior approval of such an extension by the committee; or

(b) Extended by the governor based on a declaration by the president of the United States of a national state of emergency in regard to energy supply; or

(c) Upon the request of the governor, extended by declaration of the legislature by concurrent resolution of a continuing energy supply alert.

In the event any such initial extension is implemented, the condition shall terminate one hundred and fifty consecutive days after the declaration of such condition. One or more subsequent extensions may be implemented through the extension procedures set forth in this subsection. In the event any such subsequent extension is implemented, the condition shall terminate sixty consecutive days after the implementation of such extension.

(3) A condition of energy emergency shall terminate forty-five consecutive days after the declaration of such condition unless:

(a) Extended by the governor upon issuing a finding that the energy emergency continues to exist, and with prior approval of such an extension by the committee; or

(b) Extended by the governor based on a declaration by the president of the United States of a national state of emergency in regard to energy supply; or

(c) Upon the request of the governor, extended by declaration of the legislature by concurrent resolution of a continuing energy emergency.

In the event any such initial extension is implemented, the condition shall terminate ninety consecutive days after the declaration of such condition. One or more subsequent extensions may be implemented through the extension procedures set forth in this subsection. In the event any such subsequent extension is implemented, the condition shall terminate forty-five consecutive days after the implementation of such extension.

(4) A condition of energy supply alert or energy emergency shall cease to exist upon a declaration to that effect by either of the following: (a) The governor; or (b) the legislature, by concurrent resolution, if in regular or special session: PROVIDED, That the governor shall terminate a condition of energy supply alert or energy emergency when the energy supply situation upon which the declaration of a condition of energy supply alert or energy emergency was based no longer exists.

(5) In a condition of energy supply alert, the governor may, as deemed necessary to preserve and protect the public health, safety, and general welfare, and to minimize, to the fullest extent possible, the injurious economic, social, and environmental consequences of such energy supply alert, issue orders to: (a) Suspend or modify existing rules of the Washington Administrative Code of any state agency relating to the consumption of energy by such agency or to the production of energy, and (b) direct any state or local governmental agency to implement programs relating to the consumption of energy by the agency which have been developed by the governor or the agency and reviewed by the committee.

(6) In addition to the powers in subsection (5) of this section, in a condition of energy emergency, the governor may, as deemed necessary to preserve and protect the public health, safety, and general welfare, and to minimize, to the fullest extent possible, the injurious economic, social, and environmental consequences of such an emergency, issue orders to: (a) Implement programs, controls, standards, and priorities for the production, allocation, and consumption of energy; (b) suspend and modify existing pollution control standards and requirements or any other standards or requirements affecting or affected by the use of energy, including those relating to air or water quality control; and (c) establish and implement regional programs and agreements for the purposes of coordinating the energy programs and actions of the state with those of the federal government and of other states and localities.

The governor shall immediately transmit the declaration of a condition of energy supply alert or energy emergency and the findings upon which the declaration is based and any orders issued under the powers granted in this chapter to the committee.

Nothing in this chapter shall be construed to mean that any program, control, standard, priority or other policy created under the authority of the emergency powers authorized by this chapter shall have any continuing legal effect after the cessation of the condition of energy supply alert or energy emergency.

If any provision of this chapter is in conflict with any other provision, limitation, or restriction which is now in effect under any other law of this state, including, but not limited to, chapter 34.04 RCW, this chapter shall govern and control, and such other law or rule or regulation promulgated thereunder shall be deemed superseded for the purposes of this chapter.

Because of the emergency nature of this chapter, all actions authorized or required hereunder, or taken pursuant to any order issued by the governor, shall be exempted from any and all requirements and provisions of the state environmental policy act of 1971, chapter 43.21C RCW, including, but not limited to, the requirement for environmental impact statements.

Except as provided in this section nothing in this chapter shall exempt a person from compliance with the provisions of any other law, rule, or directive unless specifically ordered by the governor. The emergency powers granted to the governor in this chapter shall expire on June 30, ((1981)) 1985.

Sec. 2. Section 19, chapter 108, Laws of 1975-'76 2nd ex. sess. as amended by section 5, chapter 328, Laws of 1977 ex. sess. and RCW 43.21G.050 are each amended to read as follows:

To protect the public welfare during a condition of energy supply alert or energy emergency, the executive authority of each state or local governmental agency is hereby authorized and directed to take action to carry out the orders issued by the governor pursuant to this chapter as now or hereafter amended. A local governmental agency shall not be liable for any lawful actions consistent with RCW 43.21G.030 as now or hereafter amended taken in good faith in accordance with such orders issued by the governor.

NEW SECTION. Sec. 3. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Mr. Barnes spoke in favor of the amendment, and Ms. Hine spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Barnes to Engrossed Senate Bill No. 4208, and the amendment was adopted by the following vote: Yeas, 57; nays, 41; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Taylor, Thompson, Valle, Walk, Warnke, Warnke, Wintsley.

MOTION

On motion of Mr. Hastings, further consideration of Engrossed Senate Bill No. 4208 was deferred, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4085, by Committee on Energy and Utilities (originally sponsored by Senators Gould, Williams and Newhouse - by Governor Spellman request):

Modifying powers and duties of the energy office.

The bill was read the second time.

Mr. Barnes moved adoption of the following amendment:

Strike everything after the enacting words and insert the following:

***NEW SECTION.** Section 1. It is the policy of the state of Washington that:

(1) The development and use of a diverse array of energy resources with emphasis on renewable energy resources shall be encouraged;

(2) The supply of energy shall be sufficient to insure the health and economic welfare of its citizens;

(3) The development and use of energy resources shall be consistent with the statutory environmental policies of the state;

(4) Energy conservation and elimination of wasteful and uneconomic uses of energy and materials shall be encouraged, and this conservation should include, but is not limited to, resource recovery and materials recycling;

(5) In energy emergency shortage situations, energy requirements to maintain the public health, safety, and welfare shall be given priority in the allocation of energy resources, and citizens and industry shall be assisted in adjusting to the limited availability of energy in order to minimize adverse impacts on their physical, social, and economic well being; and

(6) State government shall provide a source of impartial and objective information in order that this energy policy may be enhanced.

NEW SECTION. Sec. 2. (1) 'Energy' means petroleum or other liquid fuels; natural or synthetic fuel gas; solid carbonaceous fuels; fissionable nuclear material; electricity; solar radiation; geothermal resources; hydropower; organic waste products; wind; tidal activity; any other substance or process used to produce heat, light, or motion; or the savings from nongeneration technologies, including conservation or improved efficiency in the usage of any of the sources described in this subsection;

(2) 'Person' means an individual, partnership, joint venture, private or public corporation, association, firm, public service company, political subdivision, municipal corporation, government agency, public utility district, joint operating agency, or any other entity, public or private, however organized;

(3) 'Director' means the director of the state energy office;

(4) 'Office' means the Washington state energy office;

(5) 'Distributor' means any person, private corporation, partnership, individual proprietorship, utility, including investor-owned utilities, municipal utility, public utility district, joint operating agency, or cooperative, which engages in or is authorized to engage in the activity of generating, transmitting, or distributing energy in this state; and

(6) 'Council' means the energy advisory council created in section 7 of this act.

NEW SECTION. Sec. 3. The Washington state energy office is hereby created as an agency of state government, responsible to the governor and the legislature for carrying out the purposes of this chapter. The director shall be appointed by the governor with the consent of the senate and shall serve at the pleasure of the governor. The salary of the director shall be determined pursuant to RCW 43.03.040. The director shall employ such personnel as are necessary to implement this chapter. The employment of personnel shall be in accordance with chapter 41.06 RCW.

NEW SECTION. Sec. 4. The energy office shall have the following duties:

(1) The office shall prepare and update contingency plans for implementation in the event of energy shortages or emergencies. The plans shall conform to chapter 43.21G RCW and shall include procedures for determining when these shortages or emergencies exist, the state officers and agencies to participate in the determination, and actions to be taken by various agencies and officers of state government in order to reduce hardship and maintain the general welfare during these emergencies. The office shall coordinate the activities undertaken pursuant to the subsection with other persons. The components of plans that require legislation for their implementation shall be presented to the legislature in the form of proposed legislation at the earliest practicable date. The office shall report to the governor and the legislature on probable, imminent, and existing energy shortages, and shall administer energy allocation and curtailment programs in accordance with chapter 43.21G RCW.

(2) The office shall establish and maintain a central repository in state government for collection of existing data on energy resources, including:

(a) Supply, demand, costs, utilization technology, projections, and forecasts;

(b) Comparative costs of alternative energy sources, uses, and applications; and

(c) Inventory data on energy research projects in the state conducted under public and/or private auspices, and the results thereof.

(3) The office shall coordinate federal energy programs appropriate for state-level implementation, carry out such energy programs as are assigned to it by the governor or the legislature, and monitor federally funded local energy programs as required by federal or state regulations.

(4) The office shall develop energy policy recommendations for consideration by the governor and the legislature.

(5) The office shall provide assistance, space, and other support as may be necessary for the activities of the state's two representatives to the Pacific northwest electric power and conservation planning council. To the extent consistent with federal law, the office shall request that Washington's council members request the administrator of the Bonneville power administration to reimburse the state for the expenses associated with the support as provided in the Pacific northwest electric power planning and conservation act (P.L. 96-501).

(6) The office shall cooperate with state agencies, other governmental units, and private interests on energy matters.

(7) The office shall represent the interests of the state in the siting, construction, and operation of nuclear waste storage and disposal facilities.

(8) The office shall serve as the official state agency responsible for coordination of energy-related activities.

(9) No later than December 1, 1982, and by December 1st of each even-numbered year thereafter, the office shall prepare and transmit to the governor and the legislature a report on energy supply and demand, conservation, and other factors including but not limited to:

(a) An overview of the anticipated energy situation in the state and region.

(b) An assessment of the energy resources available to the state.

(c) A comparison of the costs of available methods to supply and conserve energy.

(d) Identification of barriers and constraints to the rapid achievement of conservation and energy resource development, together with proposals for eliminating or reducing the barriers and constraints. The identification shall include but is not limited to statutes and federal, state, or local governmental regulations applicable to the state of Washington.

(e) A summary of the major energy conservation and resource development programs underway in the state.

(f) An analysis of the means by which the projected annual rate of energy demand growth may be reduced together with an estimate of the amount of reduction to be obtained by each of the means analyzed, and the cost of each option.

(10) The office shall provide support for increasing cost-effective energy conservation, including assisting in the removal of impediments to timely implementation.

(11) The office shall provide support for the development of cost-effective energy resources including assisting in the removal of impediments to timely construction.

(12) The office shall adopt rules, under chapter 34.04 RCW, necessary to carry out the powers and duties enumerated in this chapter.

NEW SECTION. Sec. 5. The office shall not intervene in any regulatory proceeding before the Washington utilities and transportation commission or proceedings of utilities not regulated by the commission. Nothing in this chapter abrogates or diminishes the functions, powers, or duties of the energy facility site evaluation council pursuant to chapter 80.50 RCW, the utilities and transportation commission pursuant to Title 80 RCW, or other state or local agencies established by law.

The office shall avoid duplication of activity with other state agencies and officers and other persons.

Sec. 6. Section 6, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.060 are each amended to read as follows:

In addition to the duties prescribed in (~~RCW 43.21F.050~~) section 4 of this 1981 act, the energy office shall have the authority to:

(1) Obtain all necessary and existing information from energy producers, suppliers, and consumers, doing business within the state of Washington, from political subdivisions in this state, or any person as may be necessary to carry out the provisions of this chapter: PROVIDED, That if the information is available in reports made to another state agency, the office shall obtain it from that agency: PROVIDED FURTHER, That, to the maximum extent practicable, informational requests to energy companies regulated by the utilities and transportation commission shall be channeled through the commission and shall be accepted in the format normally used by the companies. Such information may include but not be limited to:

- (a) Sales volume;
- (b) Forecasts of energy requirements; and
- (c) (~~Inventory of~~) Energy costs.

Notwithstanding any other provision of law to the contrary, information furnished under this subsection shall be confidential and maintained as such, if so requested by the person providing the information, if the information is proprietary.

It shall be unlawful to disclose such information except as hereinafter provided. A violation shall be punishable, upon conviction, by a fine of not more than one thousand dollars for each offense. In addition, any person who wilfully or with criminal negligence, as defined in RCW 9A.08.010, discloses confidential information in violation of this subsection may be subject to removal from office or immediate dismissal from public employment notwithstanding any other provision of law to the contrary.

Nothing in this subsection prohibits the use of confidential information to prepare statistics or other general data for publication when it is so presented as to prevent identification of particular persons or sources of confidential information.

(2) Receive and expend funds obtained from the federal government or other sources by means of contracts, grants, awards, payments for services, and other devices in support of (~~energy-related scientific and technical programs, studies, operations, and other activities beneficial to the state of Washington: PROVIDED, That expenditures of such funds shall be subject to prior approval by the legislative budget committee~~) the duties enumerated in this chapter.

NEW SECTION. Sec. 7. To aid and advise the director in the performance of the duties under this chapter, an advisory council shall be appointed by the governor. The council shall be composed of not more than nine voting members, all of whom shall be residents of this state, representing such geographical areas and energy supply and consumption sectors as the governor shall determine will best further the purposes of this chapter. Terms of council members shall not exceed two years and shall continue until their successors are appointed. Vacancies shall be filled in the same manner as original appointments. Members may be reappointed. Members shall receive reimbursement for travel expenses incurred in the performance of their duties in accordance with RCW 43.03.050 and 43.03.060, as now existing or hereafter amended.

In addition, there shall be four nonvoting members from the legislature consisting of: (1) Two members of the senate, both to be appointed by the president of the senate, and not more than one to be affiliated with any one political party; and (2) two members of the house of representatives, both to be appointed by the speaker of the house of representatives, and not more than one to be affiliated with any one political party. The appointments shall be for the term of two years or for the period in which the appointee serves as a legislator, whichever expires first. Members may be reappointed. Vacancies shall be filled in the same manner as original appointments are made. The nonvoting members shall collect data considered essential to future legislative proposals and exchange information with the council. The nonvoting members shall be considered engaged in legislative business while in attendance upon the business of the council and shall be limited to such allowances therefor as otherwise provided in RCW 44.04.120.

The council shall select one of its members to serve as chairman at the pleasure of the council. Five voting members constitute a quorum for conducting business. All actions or recommendations of the council require the affirmative vote of a majority of the council membership.

NEW SECTION. Sec. 8. In addition to the duties and functions assigned by section 4 of this act and RCW 43.21F.060, the director shall:

- (1) Manage, plan, direct, and administer the activities and staff of the office;
- (2) Assign, reassign, and coordinate personnel of the office and prescribe their duties subject to chapter 41.06 RCW; and
- (3) Provide staff support to the energy advisory council.

NEW SECTION. Sec. 9. The Washington state energy office and its powers and duties shall terminate on June 30, 1987, unless extended by law.

NEW SECTION. Sec. 10. There is added to chapter 41.06 RCW a new section to read as follows:

In addition to the exemptions set forth in RCW 41.06.070, the provisions of this chapter shall not apply within the state energy office to the director, one confidential secretary, and up to seven professional staff members.

Sec. 11. Section 15, chapter 108, Laws of 1975-'76 2nd ex. sess. as amended by section 1, chapter 328, Laws of 1977 ex. sess. and RCW 43.21G.010 are each amended to read as follows:

The legislature finds that energy in various forms is increasingly subject to possible shortages and supply disruptions, to the point that there may be foreseen an emergency situation, and that without the ability to institute appropriate emergency measures to regulate the production, distribution, and use of energy, a

severe impact on the public health, safety, and general welfare of our state's citizens may occur. The prevention or mitigation of such energy shortages or disruptions and their effects is necessary for preservation of the public health, safety, and general welfare of the citizens of this state.

It is the intent of this chapter to:

(1) Establish necessary emergency powers for the governor and define the situations under which such powers are to be exercised;

(2) Provide penalties for violations of this chapter.

It is further the intent of the legislature that in developing proposed orders under the powers granted in RCW 43.21G.040 as now or hereafter amended the governor may utilize, on a temporary or ad hoc basis, the knowledge and expertise of persons experienced in the technical aspects of energy supply, distribution, or use. Such utilization shall be in addition to support received by the governor from the state energy office under (~~RCW 43.21F.050 and 43.21F.070~~) sections 4 and 8 of this 1981 act and from other state agencies.

NEW SECTION. Sec. 12. The director shall, in addition to the powers and duties otherwise imposed by law, have the following special powers and duties:

(1) To fulfill the responsibilities of the state under the lease between the state of Washington and the federal government executed September 10, 1964, covering one thousand acres of land lying within the Hanford reservation near Richland, Washington. The office may sublease to private or public entities all or a portion of the land for specific purposes or activities which are determined, after public hearing, to be in consonance with the terms of the lease and in the best interests of the citizens of the state;

(2) To assume the responsibilities of the state under the perpetual care agreement between the state of Washington and the federal government executed July 29, 1965. In order to finance perpetual surveillance and maintenance under the agreement, the office shall impose and collect fees from parties holding radioactive materials for waste management purposes. The fees shall be established by rule adopted under chapter 34.04 RCW and shall be at a total charge of not less than the prevailing rates at similar sites in the nation or the amount determined by the state radiation control agency to be necessary to defray the estimated liability of the state, whichever is greater. All such fees, when received by the energy office, shall be transmitted to the state treasurer, who shall act as custodian. The treasurer shall place the money in a special account which may be designated the 'perpetual maintenance account.' Appropriations are required to permit expenditures and payment of obligations from this account, and the condition of the account and its administration shall be reported biennially to the legislature by the director. Moneys in the perpetual maintenance account shall be invested by the state investment board in the same manner as other state moneys. Any interest accruing as a result of investment shall accrue to the perpetual maintenance account. Additional moneys specifically appropriated by the legislature or received from any public or private source may be placed in the perpetual maintenance account. The perpetual maintenance account shall be used exclusively for surveillance and maintenance costs, or for otherwise satisfying surveillance and maintenance obligations; and

(3) To assure maintenance of such insurance coverage by state licensees, lessees, or sublessees as will adequately, in the opinion of the director and the state radiation control agency, protect the citizens of the state against nuclear accidents or incidents that may occur on privately or state-controlled nuclear facilities.

Sec. 13. Section 43.31.040, chapter 8, Laws of 1965 as last amended by section 6, chapter 70, Laws of 1977 ex. sess. and RCW 43.31.040 are each amended to read as follows:

The department of commerce and economic development shall be organized into divisions, including (1) the industrial development division, (2) the tourist promotion division, (3) the research division, (4) ~~((the nuclear energy development division, to be known as the 'office of nuclear energy development,'~~ (5)) the foreign trade division, to be known as the 'office of foreign trade,' ~~((6))~~ (5) the small business division, to be known as the 'office of small business,' and others as required.

The director of commerce and economic development may appoint such division supervisors, managers, or executive directors, and clerical supervisors and other assistants as may be necessary for the general administration of the department.

Sec. 14. Section 5, chapter 161, Laws of 1980 and RCW 43.96C.050 are each amended to read as follows:

The department of commerce and economic development ~~((and the state energy office)),~~ as well as all other interested departments and agencies, shall cooperate with the energy fair commission for the fair to become a memorable success. The energy fair commission and all other state departments and agencies shall cooperate in all respects with Benton and Franklin counties and with other departments, agencies, and political subdivisions of this state.

Sec. 15. Section 3, chapter 45, Laws of 1970 ex. sess. as last amended by section 3, chapter 371, Laws of 1977 ex. sess. and RCW 80.50.030 are each amended to read as follows:

(1) There is hereby created and established the 'energy facility site evaluation council'.

(2) The chairman of the council shall be appointed by the governor with the advice and consent of the senate, shall have a vote on matters before the council, shall serve for a term coextensive with the term of the governor and shall be removable for cause. The chairman may designate a member of the council to serve as acting chairman in the event of the chairman's absence. The salary of the chairman shall be determined pursuant to the provisions of RCW 43.03.040. The chairman shall be deemed a 'state employee' for the purposes of chapter 42.18 RCW.

(3) The council shall consist of the directors, administrators, or their designees, of the following departments, agencies, commissions and committees or their statutory successors:

(a) Department of ecology

- (b) Department of fisheries
- (c) Department of game
- (d) Department of parks and recreation
- (e) Department of social and health services
- (f) (~~(State energy office~~
- ~~(g))~~) Department of commerce and economic development
- ~~((h))~~) (g) Utilities and transportation commission
- ~~((i))~~) (h) Office of (~~(program planning and fiscal)~~) financial management
- ~~((j))~~) (i) Department of natural resources
- ~~((k))~~) (j) Planning and community affairs agency
- ~~((l))~~) (k) Department of emergency services
- ~~((m))~~) (l) Department of agriculture
- ~~((n))~~) (m) Department of highways.

(4) The appropriate county legislative authority of every county wherein an application for a proposed site is filed shall appoint a member or designee as a voting member to the council. The member or designee so appointed shall sit with the council only at such times as the council considers the proposed site for the county which he represents and such member or designee shall serve until there has been a final acceptance or rejection of such proposed site;

(5) The city legislative authority of every city within whose corporate limits an energy plant is proposed to be located shall appoint a member or designee as a voting member to the council. The member or designee so appointed shall sit with the council only at such times as the council considers the proposed site for the city which he represents and such member or designee shall serve until there has been a final acceptance or rejection of such proposed site.

(6) For any port district wherein an application for a proposed port facility is filed subject to this chapter, the port district shall appoint a member or designee as a nonvoting member to the council. The member or designee so appointed shall sit with the council only at such times as the council considers the proposed site for the port district which he represents and such member or designee shall serve until there has been a final acceptance or rejection of such proposed site. The provisions of this subsection shall not apply if the port district is the applicant, either singly or in partnership or association with any other person.

NEW SECTION. Sec. 16. The following acts or parts of acts are each repealed:

- (1) Section 10, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 41.06.078;
- (2) Section 2, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.020;
- (3) Section 3, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.030;
- (4) Section 4, chapter 108, Laws of 1975-'76 2nd ex. sess., section 87, chapter 99, Laws of 1979 and RCW 43.21F.040;
- (5) Section 5, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.050;
- (6) Section 7, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 43.21F.070;
- (7) Section 1, chapter 10, Laws of 1965 and RCW 43.31.280;
- (8) Section 3, chapter 10, Laws of 1965 and RCW 43.31.290;
- (9) Section 5, chapter 10, Laws of 1965, section 11, chapter 108, Laws of 1975-'76 2nd ex. sess., section 35, chapter 3, Laws of 1981 and RCW 43.31.300;
- (10) Section 8, chapter 10, Laws of 1965 and RCW 43.31.310;
- (11) Section 9, chapter 10, Laws of 1965 and RCW 43.31.320;
- (12) Section 7, chapter 10, Laws of 1965 and RCW 43.31.330;
- (13) Section 16, chapter 99, Laws of 1979 and RCW 43.131.179;
- (14) Section 58, chapter 99, Laws of 1979 and RCW 43.131.180; and
- (15) Section 4, chapter 207, Laws of 1961, section 4, chapter 10, Laws of 1965 and RCW 70.98.040.

NEW SECTION. Sec. 17. Sections 1 through 5, 7 through 9, and 12 of this act are each added to chapter 43.21F RCW.

NEW SECTION. Sec. 18. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Mr. Barnes spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Barnes yielded to question by Mr. Ehlers.

Mr. Ehlers: "In your amendment, why is it necessary for deleting the current language having to do with LBC reviewing and approving unanticipated funds?"

Mr. Barnes: "That review has proven to be a very burdensome thing for the Energy Office. It is the only office, I believe, that is required to do that. Other offices are allowed to go ahead with oversight by the LBC, but not a review, before funds are taken. It has actually cost the loss of at least one grant during the past administration. It's been quite costly also and time-consuming. My staff member, who was formerly Director of the Energy Office, has said that at one time fully one-third of the manpower in the Energy Office was kept busy preparing such review."

Representatives Ehlers, Nelson (D) and Hine spoke against the amendment, and Representatives Tupper and Barnes spoke in favor of it.

The amendment was adopted.

On motion of Mr. Barnes, the following amendment to the title was adopted:

On page 1, on line 9 of the title of both the engrossed and printed bills, after "43.96C-.050;" insert "amending section 3, chapter 45, Laws of 1970 ex. sess. as last amended by section 3, chapter 371, Laws of 1977 ex. sess. and RCW 80.50.030;"

There being no objection, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 4085 as amended by the House was placed on final passage.

Mr. Bond spoke against passage of the bill, and Representatives Barnes, Scott and Sprague spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of ENGROSSED SUBSTITUTE SENATE BILL NO. 4085 as amended by the House, and the bill passed the House by the following vote: Yeas, 77; nays, 21; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson G. A., Nisbet, North, O'Brien, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Bond, Clayton, Dickie, Eberle, Ehlers, Ellis, Fancher, Flanagan, Hastings, James, Lundquist, Lux, McGinnis, Nelson D., Nickell, Owen, Padden, Rinehart, Sanders, Struthers.

Engrossed Substitute Senate Bill No. 4085 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3903, by Senator Newhouse:

Excluding weekends and holidays from definition of "banking day."

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3903, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Padden.

Engrossed Senate Bill No. 3903, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3205, by Committee on Financial Institutions and Insurance (originally sponsored by Senators Bauer and Sellar):

Modifying provisions regulating savings and loan associations.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3205, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3205, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3042, by Senators Wojahn and Clarke:

Expanding the authorization for satellite facilities of financial institutions.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Dawson and Lux spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3042, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3042, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3632, by Senators Wojahn and Clarke:

Modifying provisions relating to branch banking.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Dawson and Lux spoke in favor of passage of the bill, and Mr. Heck spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3632, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Heck.

Senate Bill No. 3632, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3327, by Senators Gaspard, Wojahn, Clarke, Sellar, Bauer and Charnley:

Pertaining to powers and duties of mutual savings banks.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3327, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Becker, Grimm.

Senate Bill No. 3327, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3320, by Committee on Financial Institutions and Insurance (originally sponsored by Senators Clarke, Wojahn and Sellar):

Prescribing procedures for conversion of mutual savings banks to capital stock savings banks.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3320, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3320, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4182, by Committee on Energy and Utilities (originally sponsored by Senator Gould):

Enacting the Northwest Interstate Compact on Low-Level Radioactive Waste Management.

The bill was read the second time.

Ms. Valle moved adoption of the following amendment:

On page 6, after line 20 add a new section as follows:

"NEW SECTION, Sec. 2. Radioactive low level waste generated by the incident or clean up efforts at the Three Mile Island nuclear facility may not be accepted prior to July 1, 1983."

Renumber the remaining sections consecutively.

Representatives Valle, King (R) and Pruitt spoke in favor of the amendment, and Representatives Barr and Isaacson spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Valle to Engrossed Substitute Senate Bill No. 4182, and the amendment was not adopted by the following vote: Yeas, 48; nays, 50; not voting, 0.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Chamberlain, Chandler, Ehlers, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Taylor, Thompson, Tupper, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was advanced to final passage.

Representatives Williams and Barr spoke in favor of passage of the bill, and Representatives Isaacson and Valle spoke against it.

POINT OF INQUIRY

Ms. Valle yielded to question by Mr. Heck.

Mr. Heck: "Representative Valle, I want to make sure I understood you correctly. Would passage of Engrossed Substitute Senate Bill 4182, in your opinion, amend the provisions of Initiative 383 as passed by the people of this state?"

Ms. Valle: "I believe that it would amend Initiative 383, and I would be pleased if you would direct that question to the Speaker, also."

POINT OF PARLIAMENTARY INQUIRY

Mr. Heck: "Mr. Speaker, we've had considerable discussion about the effect of passage of this bill as it relates to Initiative 383. Is it the Chair's opinion that the provisions of this measure would, in fact, amend Initiative 383 as passed by the people of this state?"

The Speaker recessed the House until 1:15 p.m.

AFTERNOON SESSION

The House was called to order at 1:15 p.m. by the Speaker. The Clerk called the roll and all members were present.

SPEAKER'S RULING

The Speaker: "Representative Heck, in answer to your point of parliamentary inquiry, the question asked was whether the bill before us, Engrossed Substitute Senate Bill No. 4182 has the effect of amending Initiative 383. Upon examining the title of this bill and the title of Initiative 383, I find that Initiative 383 added a new chapter to Title 70 RCW and this bill proposes to add a chapter to Title 43 RCW, so it would be my judgment that it does not amend Initiative 383."

The Speaker stated the question before the House to be final passage of Engrossed Substitute Senate Bill No. 4182.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 4182, and the bill passed the House by the following vote: Yeas, 67; nays, 23; not voting, 8.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Hankins, Hastings, Hine, Isaacson, Johnson, King J., Lane, Leonard, Lewis, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Salatino, Scott, Smith, Sommers, Sprague, Stratton,

Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Bond, Brekke, Burns, Eberle, Ehlers, Eng, Erickson, Gruger, Heck, James, King R., Kreidler, Lundquist, Lux, Maxie, Nelson D., Rust, Sanders, Sherman, Thompson, Valle.

Not voting: Representatives Grimm, Houchen, Pruitt, Rinehart, Rosbach, Schmidt, Walk, Wilson.

Engrossed Substitute Senate Bill No. 4182, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Representative Isaacson, having voted on the prevailing side, served notice that he would, on the next working day, move for reconsideration of the vote by which Engrossed Substitute Senate Bill No. 4182 passed the House.

SENATE BILL NO. 3343, by Senators Hurley, Quigg and Rasmussen:

Modifying the interagency committee for outdoor recreation.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass as amended. (For amendments, see Journal, 87th Day, April 8, 1981.)

On motion of Ms. North, the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. North spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3343 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Schmidt, Walk.

Senate Bill No. 3343 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3388, by Committee on Local Government (originally sponsored by Senators Quigg, Talley and Patterson):

Authorizing county transportation authorities to provide public ambulance services upon voter approval.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendment, see Journal, 75th Day, March 27, 1981.)

On motion of Mr. Wilson, the committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Monohon spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3388 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Martinis.

Engrossed Substitute Senate Bill No. 3388 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

POINT OF PARLIAMENTARY INQUIRY

Mr. Ehlers: "Mr. Speaker, some of us are confused. The cut-off date is 5:00 p.m., Thursday, is that correct?"

The Speaker: "Representative Ehlers, the cut-off resolution does not say 5:00 p.m., but it is today that the cut-off resolution refers to."

Mr. Ehlers: "On the 105th day, April 26th, will that day, the resolution still in effect, will that day end on midnight April 26th, the 105th day?"

The Speaker: "That's not part of the cut-off resolution, Representative Ehlers. That's in the Constitution."

Mr. Ehlers: "But it will be at midnight?"

The Speaker: "Whatever the Constitution says."

SUBSTITUTE SENATE BILL NO. 3062, by Senators von Reichbauer, Sellar, Talley and Guess:

Exempting traffic restrictions shown by signs from adoption through the APA.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3062, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3062, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3064, by Committee on Transportation (originally sponsored by Senators von Reichbauer, Sellar, Talley, Guess and Zimmerman - by Department of Transportation request):

Prohibiting abandoning junk vehicles in public parking lots.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3064, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Isaacson.

Substitute Senate Bill No. 3064, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3214, by Committee on Social and Health Services (originally sponsored by Senators Zimmerman, Bauer and Hughes):

Providing for the sale of early milk to persons with multiple sclerosis.

The bill was read the second time.

Mr. Heck moved adoption of the following amendment by Representatives Heck and Mitchell:

On page 1, at the beginning of line 16 strike "notarized"

Mr. Heck spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Mitchell yielded to question by Mr. Heck.

Mr. Heck: "Representative Mitchell, in our conversations with some of the finest legal minds here in the Legislature, including our good friend and esteemed colleague, Representative Padden, have we been able to ascertain whether or not the same degree of protection can be given that the intended user have multiple sclerosis without actually requiring the M.D. to have the form notarized?"

Mr. Mitchell: "According to our esteemed colleague, Representative Padden, the answer is yes."

The amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 3214 as amended by the House was advanced to final passage.

Representatives Lane, Taylor and Padden spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3214, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3214, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3065, by Senators von Reichbauer, Guess, Talley and Sellar (by Department of Transportation request):

Clarifying authority over limited access highway facilities.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3065, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3065, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3207, by Senators Rasmussen and Jones (by State Treasurer request):

Extending the authorization on the transfer of public funds by electronic communication.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3207, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3207, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 4080, by Senators Wilson, Guess and Sellar:

Implementing monthly tonnage purchase.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 4080, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 4080, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3208, by Senators Rasmussen and Jones (by State Treasurer request):

Excluding the state treasurer from the reporting requirement on highest bank balances during the fiscal years.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3208, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Williams.

Senate Bill No. 3208, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE JOINT RESOLUTION NO. 107, by Senators Talmadge, Hemstad and Wojahn:

Authorizing additional court commissioners.

The resolution was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Joint Resolution No. 107, and the resolution passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Joint Resolution No. 107, having received the constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3231, by Committee on Transportation (originally sponsored by Senators Talley, Jones and Conner - by Board of Pilotage Commissioners request):

Authorizing the board of pilotage commissioners to prescribe additional qualifications for pilot applicants.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass with the following amendment:

On page 1, line 15 after "the age of" strike "ninety" and insert "seventy"

On motion of Mr. Wilson, the committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 3231 as amended by the House was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3231 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Schmidt.

Engrossed Substitute Senate Bill No. 3231 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3140, by Senators Ridder, Williams, Scott and Lee:

Authorizing the rental of certain city property for gardening.

The bill was read the second time.

Mr. Hastings moved adoption of the following amendment:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 3, chapter 56, Laws of 1975 1st ex. sess. and RCW 35.22.640 are each amended to read as follows:

Cities of the first class ((are relieved from complying with the provisions of)) with a population of less than one hundred thousand or more than four hundred thousand shall comply with RCW 35.22.620 with respect to any public work or improvement relating ((safely)) to electrical distribution and generating systems ((on public rights of way or on municipally owned property)) whenever the sum of any public work project exceeds forty thousand dollars: PROVIDED, That nothing ((herein)) in this chapter shall prevent any first class city from operating a solid waste department utilizing its own personnel."

POINT OF ORDER

Mr. Heck: "Mr. Speaker, this amendment is clearly beyond the scope and object of the bill before us."

With the consent of the House, Mr. Hastings withdrew the amendment.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives O'Brien and Lux spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3140, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3140, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3898, by Senators Rasmussen and Jones (by Utilities and Transportation Commission request):

Changing the name of the utilities and transportation commission to the public service commission.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendments, see Journal, 88th Day, April 9, 1981.)

Mr. Wilson moved adoption of the committee amendments.

POINT OF ORDER

Ms. Sherman: "Mr. Speaker, this amendment is clearly out of order because it is the subject of another bill pending before the House and it is beyond the scope and object of this bill."

The Speaker: "Representative Sherman, could you inform the Speaker as to what bill this is identical to?"

Ms. Sherman: "Substitute House Bill No. 457."

MOTION

On motion of Mr. Nelson (G), further consideration of Engrossed Senate Bill No. 3898 was deferred and the bill was ordered placed at the bottom of today's second reading calendar.

SENATE BILL NO. 3334, by Senators Gaspard and Bauer (by Superintendent of Public Instruction request):

Implementing law relating to reimbursement of school districts when unforeseen events occur.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 87th Day, April 8, 1981.)

On motion of Mr. Taylor, the committee amendments were adopted.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representative Taylor spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Taylor yielded to question by Mr. Grimm.

Mr. Grimm: "Representative Taylor, an amendment to Senate Bill No. 3334 was discussed in the Education Committee regarding the emergency closure of schools for more than one day. If Senate Bill 3334 is enacted, will it be possible for a school to be closed for more than one day as a result of an extraordinary emergency, such as a fire?"

Mr. Taylor: "Yes, it would; however, the rules are not spelled out in the bill on purpose. It's more a message to the State Board of Education and the State Superintendent to review their rules and provide a little more stability."

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3334 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3334 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SPEAKER'S RULING

The Speaker: "Representative Sherman, on your point of order regarding Engrossed Senate Bill No. 3898, although that bill is not before us right now, on the 36th day of the 46th Legislature, Representative O'Brien raised a similar point of order. Speaker Berentson ruled

that the bill being objected to was beyond the cut-off and therefore, was not pending before the House and was legitimately attached as an amendment to another bill."

POINT OF ORDER

Mr. O'Brien: "The bill is still alive until definite action is taken by this House. In other words, the bill is still alive under suspension of the rules unless a motion is made to indefinitely postpone the bill."

The Speaker: "Speaker Berentson ruled that the bill was not pending because it had been returned to its committee because of the current rules under which we were operating, and it was not possible for it to be pending before the House any longer."

POINT OF PARLIAMENTARY INQUIRY

Mr. Heck: "Given that Senate Bill 3898 is not before us, and you have, nonetheless, rendered your ruling on Representative Sherman's point of order, my point of inquiry is would you entertain other points of order when the bill is back before us or is now the appropriate time to pursue this inquiry as to the status of the bill?"

The Speaker: "The time to raise other points of order will be when the bill is before us, Representative Heck."

SENATE BILL NO. 3303, by Senators Talmadge and Clarke (by Washington State Patrol request):

Revising law relating to speed traps.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3303, and the bill passed the House by the following vote: Yeas, 94; nays, 4; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Leonard, Vander Stoep, Warnke.

Senate Bill No. 3303, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3272, by Senators Talley and Fuller (by Department of Natural Resources request):

Permitting private landowners to transfer dredge materials from the Toutle river area.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass with the following amendment:

On page 1, line 18 after "from" insert "two miles above"

On motion of Ms. Rosbach, the committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 3272 as amended by the House was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3272 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3272 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 13, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 88 with the following amendments:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. There is added to chapter 69.04 RCW a new section to read as follows:

Notwithstanding any other provision of state law, DMSO (dimethyl sulfoxide) may be introduced into intrastate commerce as long as (1) it is manufactured or distributed by persons licensed pursuant to chapter 18.64 RCW or chapter 18.92 RCW, and (2) it is used, or intended to be used, in the treatment of human beings or animals for any ailment or adverse condition: PROVIDED, That DMSO intended for topical application, consistent with rules governing purity and labeling promulgated by the state board of pharmacy, shall not be considered a legend drug and may be sold by any retailer.

NEW SECTION. Sec. 2. There is added to chapter 70.54 RCW a new section to read as follows:

No hospital or health facility may interfere with the physician/patient relationship by restricting or forbidding the use of DMSO (dimethyl sulfoxide) when prescribed or administered by a physician licensed pursuant to chapter 18.57 or 18.71 RCW and requested by a patient under his/her care who has requested the substance after having been given sufficient information in writing to make an informed decision.

No physician may be subject to disciplinary action by any entity of either the state of Washington or a professional association for prescribing or administering DMSO (dimethyl sulfoxide) to a patient under his/her care who has requested the substance after having been given sufficient information in writing to make an informed decision.

It is not the intent of this section to shield a physician from acts or omissions which otherwise would constitute unprofessional conduct as defined in RCW 18.57.170 and 18.72.030."

On page 1, line 1 of the title, after "health;" strike the remainder and insert "and adding a new section to chapter 69.04 RCW".

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Mitchell, the House concurred in the Senate amendments to Substitute House Bill No. 88.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 88 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 88 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 3; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, Rinehart, Rust.

Substitute House Bill No. 88 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

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

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

MESSAGES FROM THE SENATE

April 14, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED HOUSE BILL NO. 42,
ENGROSSED HOUSE BILL NO. 66,
SUBSTITUTE HOUSE BILL NO. 316,
ENGROSSED HOUSE BILL NO. 364,
SUBSTITUTE HOUSE BILL NO. 636,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 15, 1981

Mr. Speaker:

The Senate has passed:

HOUSE CONCURRENT RESOLUTION NO. 23,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 14, 1981

Mr. Speaker:

The Senate has passed:

SENATE BILL NO. 3930,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 15, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3698,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 15, 1981

Mr. Speaker:

The President has signed:

HOUSE BILL NO. 52,
HOUSE BILL NO. 172,
HOUSE BILL NO. 186,
HOUSE BILL NO. 190,
HOUSE BILL NO. 191,
SUBSTITUTE HOUSE BILL NO. 222,
SUBSTITUTE HOUSE BILL NO. 290,
SUBSTITUTE HOUSE BILL NO. 308,
HOUSE BILL NO. 334,
SUBSTITUTE HOUSE BILL NO. 352,
HOUSE BILL NO. 438,
HOUSE BILL NO. 551,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE CONCURRENT RESOLUTION NO. 23.

INTRODUCTIONS AND FIRST READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 3698, by Committee on Transportation (originally sponsored by Senator Hansen):

Adopting the transportation budget.

To Committee on Transportation

SENATE BILL NO. 3930, by Senators Lee, Scott and Gallagher:

Repealing provisions relating to game department property taxes.

To Committee on Revenue

REPORTS OF STANDING COMMITTEES

April 14, 1981

HOUSE BILL NO. 387, Prime Sponsor: Committee on Labor and Economic Development, modifying business and occupation tax provisions. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Flanagan, Vice Chairman; Addison, Bickham, Bond, Brown, Granlund, Hastings, Sanders.

Voting nay: Representatives Greengo, Chairman; Galloway, Rust.

Not attending: Representative Rinehart, Ranking Minority Member.

April 14, 1981

HOUSE BILL NO. 484, Prime Sponsor: Committee on Revenue, relating to the funding of emergency telephone networks. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Brown, Hastings, Sanders.

MINORITY recommendation: Do not pass. Signed by Representatives Rinehart, Ranking Minority Member; Galloway, Granlund, Rust.

Not signing report: Representative Bond. (voted yea)

March 13, 1981

HOUSE BILL NO. 590, Prime Sponsor: Committee on Ethics, Law and Justice, modifying provisions relating to court funds. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 18 insert the following:

*NEW SECTION. Sec. 2. There is added to chapter 3.62 RCW a new section to read as follows:

A cost of five dollars shall be collected in addition to the fine(s) or forfeiture(s) collected for each criminal action in courts of limited jurisdiction and shall be allocated to the payment of costs associated with the judicial information system. Such funds shall be transmitted each month to the state treasurer for deposit in the judicial information system account in the general fund. The money deposited in such account shall not be spent for any purpose other than that stated in this section."

Renumber the remaining sections consecutively.

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Bickham, Granlund, Gruger, Patrick, Schmidt, Winsley.

MINORITY recommendation: Do not pass. Signed by Representatives Salatino, Ranking Minority Member; Becker, Pruitt, Tupper, Wang.

Changing vote from Nay to Aye: Representative Winsley.

Not signing report: Representative Tilly. (voted nay)

April 11, 1981

HOUSE BILL NO. 590, Prime Sponsor: Committee on Ethics, Law and Justice, modifying provisions relating to court funds. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass with the amendments by Committee on Ethics, Law and Justice and with the following amendments:

On page 1, beginning on line 18 strike all of section 1 and renumber the sections consecutively and correct internal references accordingly.

On page 2, beginning on line 12 strike all material down to and including line 18 and insert the following:

"Three dollars of the filing fee collected under this section shall be transmitted each month to the state treasurer for deposit in the general fund."

On page 3, beginning on line 6, after "courts" strike all material down to and including "system" on line 7

On page 3, line 9, after "deposit" strike "in the judicial information system account"

On page 3, beginning on line 10, after "fund." strike all material down to and including "section." on line 11

On page 5, beginning on line 24, after "be" strike all material down to and including "section." on line 30 and insert "~~((allocated to the payment of costs associated with the judicial information system. The county treasurer shall transmit such payment each month))~~ transmitted to the state treasurer for deposit ~~((in the judicial information system account which is hereby created))~~ in the general fund. ~~((The money deposited in such account shall not be spent for any purpose other than that stated in this section.))"~~

On page 5, beginning on line 31, strike all of section 7, renumber the sections consecutively, and correct internal references accordingly.

On page 7, beginning on line 6, after "into" strike everything down to and including "subsection." on line 13 and insert "the general fund of the state treasury, a five-dollar fee in addition to the monetary penalty imposed for a traffic infraction other than a parking, standing, stopping, or pedestrian infraction."

On page 7, after line 22, insert the following:

"NEW SECTION. Sec. 10. The legislative budget committee shall conduct a study about the judicial information system that will cover the following subjects:

- (1) Whether the funding method will meet the needs of the system in the future;
- (2) The method by which the system is helping the courts handle their increasing caseload;
- (3) How the information system will be of benefit at the state level;
- (4) The potential the system can realize as it develops; and
- (5) Other monetary and administrative benefits.

The study shall be submitted to the ways and means committee of the senate and the appropriations—general government committee of the house of representatives by October 1, 1982."

Renumber the sections consecutively.

On page 7, after line 22, insert the following:

"NEW SECTION. Sec. 11. (1) There is hereby appropriated from the general fund for the biennium ending June 30, 1983, to the legislative budget committee the sum of one hundred thousand dollars for the purpose of conducting a study of the judicial information system as provided in section 10 of this act.

(2) There is hereby appropriated from the general fund for the biennium ending June 30, 1983, to the office of the administrator for the courts the sum of eight million six hundred thousand dollars for the judicial information system. Also authorized are 52.8 FTE staff years for fiscal year 1982 and 55.5 FTE staff years for fiscal year 1983."

On page 7, line 30, strike "April 1, 1981" and insert "immediately"

On page 1, beginning on line 12 of the title, after "46.63.150;" strike all material down to and including "RCW;" on line 14

On page 1, beginning on line 14 of the title, after "13.40 RCW;" strike all material down to and including "36.18 RCW;" on line 15

On page 1, beginning on line 15 of the title, after "36.18 RCW;" strike all material down to and including "date;" on line 16

On page 1, line 15 of the title, after "36.18 RCW;" insert "creating a new section; making appropriations;"

Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ellis, McGinnis.

Voting nay: Representatives Ehlers, King (J).

Not voting: Representative Maxie.

Not signing report: Representative Gruger.

Not attending: Representative Rosbach.

April 14, 1981

HOUSE BILL NO. 739, Prime Sponsor: Representative Chandler, providing a state convention and trade center. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority member; Greengo, McDonald, Warnké.

Voting nay: Representatives Becker, Nisbet, Williams.

Not attending: Representative Thompson.

April 13, 1981

HOUSE BILL NO. 747, Prime Sponsor: Committee on Revenue, exempting from business and occupation taxes certain amounts received by youth-related organizations. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Galloway, Granlund, Hastings, Rust, Sanders.

Not attending: Representatives Rinehart, Ranking Minority Member; Brown.

April 14, 1981

HOUSE BILL NO. 749, Prime Sponsor: Committee on Revenue, permitting additional local sales and use tax. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Bond, Brown, Galloway, Granlund and Chandler, Chairman, Committee on Ways and Means.

MINORITY recommendation: Do not pass. Signed by Representatives Rinehart, Ranking Minority Member; Addison, Bickham, Hastings, Rust, Sanders.

April 14, 1981

SENATE BILL NO. 3055, Prime Sponsor: Senator Wilson, exempting certain intra-family transfers from the real estate excise tax. Reported by Committee on Ways and Means - Revenue.

MAJORITY recommendation: Do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Not attending: Representatives Rinehart, Ranking Minority Member; Granlund.

April 14, 1981

SECOND SUBSTITUTE SENATE BILL NO. 3105, Prime Sponsor: Committee on Ways and Means, establishing a natural heritage program. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Thompson, Warnke, Williams.

April 14, 1981

SENATE BILL NO. 3157, Prime Sponsor: Senator Charnley, authorizing revenue bonds for cities and towns for energy conservation. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Bickham, Brown, Galloway, Granlund, Rust.

Voting nay: Representatives Bond, Sanders.

Not signing report: Representatives Addison, Hastings.

April 13, 1981

SUBSTITUTE SENATE BILL NO. 3190, Prime Sponsor: Committee on Judiciary, modifying provisions relating to juvenile offenders. Reported by Committee on Appropriations - Human Services.

MAJORITY recommendation: Do pass with the following amendments to the Committee on Institutions amendments:

On page 51, after line 15, add a new section as follows:

"NEW SECTION. Sec. 22. There is hereby appropriated to the department of social and health services \$3,918 to carry out the purposes of this 1981 act."

Renumber the remaining sections consecutively.

On page 20, line 23 after "agency" insert **": PROVIDED, That the state shall not be liable for costs resulting from the diversionary unit exercising the option to permit diversion agreements to mandate attendance at up to two hours of counseling and/or up to ten hours of educational or informational sessions"**

On page 2, line 6 of the title after "section" insert **": and making an appropriation"**

Signed by Representatives Nisbet, Chairman; Berleen, Vice Chairman; Becker, Ranking Minority Member; Brekke, Dawson, Houchen, Johnson, Kreidler, Mitchell, Pruitt, Tilly, Valle.

April 14, 1981

SUBSTITUTE SENATE BILL NO. 3308, Prime Sponsor: Committee on Local Government, limiting the amount of areas zoned residential which may exclude mobile homes. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Barr, Brown, Burns, Chamberlain, Hine, Lane, Leonard, North, Stratton.

Voting nay: Representatives Berleen, James, Van Dyken.

Not attending: Representatives Erickson, Ranking Minority Member; Barrett, Garrett, Monohon.

April 14, 1981

ENGROSSED SENATE BILL NO. 3355, Prime Sponsor: Senator Hansen, making miscellaneous changes in laws regulated by department of agriculture or director thereof. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass with amendments by Committee on Agriculture.

Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Not attending: Representative Bond.

April 14, 1981

ENGROSSED SENATE BILL NO. 3446, Prime Sponsor: Senator Lee, revising laws relating to boundary review boards. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

Strike everything after the enacting clause and insert the following:

*Section. 1. Section 10, chapter 189, Laws of 1967 and RCW 36.93.100 are each amended to read as follows:

The board shall review and approve, disapprove, or modify any of the actions set forth in RCW 36.93-.090 when any of the following shall occur within sixty days of the filing of a notice of intention:

- (1) The chairman or any three members of the boundary review board files a request for review;
- (2) Any governmental unit affected files a request for review;
- (3) A petition requesting review is filed and is signed by

(a) five percent of the registered voters residing within the area which is being considered for the proposed action (as determined by the boundary review board in its discretion subject to immediate review by writ of certiorari to the superior court); or

(b) an owner or owners of property consisting of five percent of the assessed valuation within such area.

If a period of sixty days shall elapse without the board's jurisdiction having been invoked as set forth in this section, the proposed action shall be deemed approved.

If a review is requested for an incorporation of a city or town, the board shall make a finding as prescribed in RCW 36.93.150 within one hundred twenty days after the filing of such a request for review. If a period of one hundred twenty days shall elapse without the board making a finding as prescribed in RCW 36.93.150, the proposed action shall be deemed approved. This one hundred twenty day requirement may be extended by agreement between the boundary review board and the party filing the notice of intention.

Sec. 2. Section 17, chapter 189, Laws of 1967 as amended by section 1, chapter 142, Laws of 1979 ex. sess. and RCW 36.93.170 are each amended to read as follows:

In reaching a decision on a proposal or an alternative, the board shall consider the factors affecting such proposal, which shall include, but not be limited to the following:

(1) Population and territory; population density; land area and land uses; comprehensive use plans and zoning; per capita assessed valuation; topography, natural boundaries and drainage basins, proximity to

other populated areas; the existence of prime agricultural soils and agricultural uses; the likelihood of significant growth in the area and in adjacent incorporated and unincorporated areas during the next ten years; location and most desirable future location of community facilities((:));

(2) Municipal services; need for municipal services; effect of ordinances, governmental codes, regulations and resolutions on existing uses; present cost and adequacy of governmental services and controls in area; prospects of governmental services from other sources; probable future needs for such services and controls; probable effect of proposal or alternative on cost and adequacy of services and controls in area and adjacent area; the effect on the finances, debt structure, and contractual obligations and rights of all affected governmental units((:)); and

(3) The effect of the proposal or alternative on adjacent areas, on mutual economic and social interests, and on the local governmental structure of the county.

The provisions of chapter 43.21C RCW, state environmental policy, shall not apply to incorporation proceedings covered by chapter 35.02, incorporation proceedings, 35.03, incorporation of first class cities, 35A.03, incorporation as noncharter code city, or 35A.04 RCW, incorporation of intercounty area as a non-charter code city.

Signed by Representatives Isaacson, Chairman; Barrett, Berleen, Brown, Burns, Chamberlain, Hine, Lane, Monohon, North, Stratton, Van Dyken.

Voting nay: Representatives Lundquist, Vice Chairman; Barr, James, Leonard.

Not attending: Representatives Erickson, Ranking Minority Member; Garrett.

April 14, 1981

SENATE BILL NO. 3458, Prime Sponsor: Senator Shinpoch, authorizing the retention of an additional two percent of wagers on exotic races. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Vice Chairman; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Not signing report: Representative Greengo, Chairman.

Not attending: Representatives Rinehart, Ranking Minority Member, Granlund.

April 14, 1981

SENATE BILL NO. 3532, Prime Sponsor: Senator Metcalf, permitting the use of a renewed vehicle license for a full twelve-month period. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

April 13, 1981

ENGROSSED SENATE BILL NO. 3591, Prime Sponsor: Senator Craswell, permitting counties to establish local improvement districts for water, sewer and/or drainage. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, beginning on line 16 after "cities" strike "of the first class" and insert "and towns"

On page 2, beginning on line 18 strike all of section 3 and insert the following:

"Sec. 3. Section 22, chapter 72, Laws of 1967 as last amended by section 5, chapter 188, Laws of 1975 1st ex. sess. and RCW 36.94.220 are each amended to read as follows:

(1) A county shall have the power to establish utility local improvement districts and local improvement districts within the area of a sewerage and/or water general plan and to levy special assessments under a mode of annual installments extending over a period not exceeding twenty years on all property specially benefited by any local improvement on the basis of the special benefits to pay in whole or in part the damages or costs of any improvements ordered in such county.

(2) Utility local improvement districts and local improvement districts may include territory within a city or town only with the written consent of the city or town, but if the local district is formed before such area is included within the city or town, no such consent shall be necessary. Utility local improvement districts and local improvement districts used to provide sewerage disposal systems may include territory within a sewer district or within a water district providing sewerage disposal systems only with the written consent of the sewer district or such a water district, but if the local district is formed before such area is included within the sewer district or such a water district, no consent is necessary. Utility local improvement districts and local improvement districts used to provide water systems may include territory within a water district or within a sewer district providing water systems only with the written consent of the water district or such a sewer district, but if the local district is formed before such area is included within the water district or such a sewer district, no consent is necessary.

(3) The levying, collection, and enforcement of all public assessments hereby authorized shall be in the manner now and hereafter provided by law for the levying, collection, and enforcement of local improvement assessments by cities ((of the first class)) and towns, insofar as the same shall not be inconsistent with the

provisions of this chapter. In addition, the county shall file the preliminary assessment roll at the time and in the manner prescribed in RCW 35.50.005. The duties devolving upon the city treasurer under such laws are imposed upon the county treasurer for the purposes of this chapter. The mode of assessment shall be in the manner to be determined by the ~~((board of))~~ county ~~((commissioners))~~ legislative authority by ordinance or resolution. As an alternative to equal annual assessment installments of principal provided for cities and towns, a county legislative authority may provide for the payment of such assessments in equal annual installments of principal and interest. Assessments in any ~~((utility))~~ local ~~((improvement))~~ district may be made on the basis of special benefits up to but not in excess of the total cost of any sewerage and/or water improvement made with respect to that local district and the share of any general sewerage and/or water facilities allocable to that district. In utility local improvement districts, assessments shall be deposited into the revenue bond fund or general obligation bond fund established for the payment of bonds issued to pay such costs which bond payments are secured in part by the pledge of assessments, except pending the issuance and sale of such bonds, assessments may be deposited in a fund for the payment of such costs. In local improvement districts, assessments shall be deposited into a fund for the payment of such costs and local improvement bonds issued to finance the same or into the local improvement guaranty fund as provided by applicable statute.

On page 11, line 16, after "cities" strike "of the first class" and insert "or towns"

On page 13, after line 14, insert the following:

"Sec. 10. Section 35.91.020, chapter 7, Laws of 1965 as amended by section 1, chapter 113, Laws of 1967 and RCW 35.91.020 are each amended to read as follows:

The governing body of any city, town, county, sewer district, water district, or drainage district, hereinafter referred to as a 'municipality' may contract with owners of real estate for the construction of storm, sanitary, or combination sewers, pumping stations, and disposal plants, water mains, hydrants, reservoirs, or appurtenances, hereinafter called 'water or sewer facilities' within their boundaries or (except for counties) within ten miles from their corporate limits connecting with the public water or sewerage system to serve the area in which the real estate of such owners is located, and to provide for a period of not to exceed fifteen years for the reimbursement of such owners and their assigns by any owner of real estate who did not contribute to the original cost of such water or sewer facilities and who subsequently tap onto or use the same of a fair pro rata share of the cost of the construction of said water or sewer facilities, including not only those directly connected thereto, but also users connected to laterals or branches connecting thereto, subject to such reasonable rules and regulations as the governing body of such municipality may provide or contract, and notwithstanding the provisions of any other law. To the extent it may require in the performance of such contract, such municipality ~~((shall have the right to))~~ may install said water or sewer facilities in and along the county streets in the area to be served as hereinabove provided, subject to such reasonable requirements as to the manner of occupancy of such streets as the county may by resolution provide. The provisions of such contract shall not be effective as to any owner of real estate not a party thereto unless such contract ~~((shall have))~~ has been recorded in the office of the county auditor of the county in which the real estate of such owner is located prior to the time such owner taps into or connects to said water or sewer facilities. The power of the governing body of such municipality to so contract ~~((shall))~~ also ~~((apply))~~ applies to water or sewer facilities in process of construction on June 10, 1959, or which ~~((shall not))~~ have not been finally approved or accepted for full maintenance and operation by such municipality upon June 10, 1959.

Sec. 11. Section 2, chapter 142, Laws of 1965 as amended by section 2, chapter 8, Laws of 1969 ex. sess. and RCW 36.67.520 are each amended to read as follows:

All such revenue bonds authorized under the terms of this chapter may be issued and sold by the counties from time to time and in such amounts as is deemed necessary by the ~~((board of county commissioners))~~ legislative authority of each county to provide sufficient funds for the carrying out of all county powers, without limiting the generality thereof, including the following: Acquisition; construction; reconstruction; maintenance; repair; additions; operations of parks and recreations; flood control facilities; pollution facilities; parking facilities as a part of a courthouse or combined county-city building facility; and any other county purpose from which revenues can be derived. Included in the costs thereof shall be any necessary engineering, inspection, accounting, fiscal, and legal expenses, the cost of issuance of bonds, including printing, engraving, and advertising and other similar expenses, payment of interest on such bonds during the construction of such facilities and a period no greater than one year after such construction is completed, and the proceeds of such bond issue are hereby made available for all such purposes. Revenue bonds may also be issued to refund revenue bonds or general obligation bonds which are issued for any of the purposes specified in this section.

Sec. 12. Section 3, chapter 142, Laws of 1965 as last amended by section 50, chapter 56, Laws of 1970 ex. sess. and RCW 36.67.530 are each amended to read as follows:

When revenue bonds are issued for authorized purposes, said bonds shall be either registered as to principal only or as to principal and interest, or shall be bearer bonds; shall be in such denominations, shall be numbered, shall bear such date, shall be payable at such time or times up to a maximum period of not to exceed thirty years and payable at the office of the county treasurer, and such other places as determined by the county commissioners of the county; shall bear interest payable ~~((semiannually))~~ and evidenced to maturity on bonds not registered as to interest by coupons attached to said bonds bearing a coupon interest rate or rates as authorized by the board of county commissioners; shall be executed by the chairman of the board of county commissioners, and attested by the clerk of the board, and the seal of such board shall be affixed to each bond, but not to the coupon; and may have facsimile signatures of the chairman and the clerk

imprinted on each bond and the interest coupons in lieu of original signatures and the facsimile seal imprinted on each bond.

Sec. 13. Section 1, chapter 72, Laws of 1967 as last amended by section 6, chapter 30, Laws of 1979 ex. sess. and RCW 36.94.010 are each amended to read as follows:

As used in this chapter:

(1) A 'system of sewerage' means and includes:

(a) Sanitary sewerage disposal sewers and facilities, including without limitation on-site or off-site sanitary sewerage facilities consisting of an approved septic tank or septic tank systems, or any other means of sewerage treatment and disposal approved by the county;

(b) Combined sanitary sewerage disposal and storm or surface water ((sewers)) drains and facilities;

(c) Storm or surface water ((sewers)) drains, channels, and facilities;

(d) Outfalls for storm drainage or sanitary sewerage and works, plants, and facilities for storm drainage or sanitary sewerage treatment and disposal, and rights and interests in property relating to the system;

(e) Combined water and sewerage systems;

(f) Any combination of or part of any or all of such facilities.

(2) A 'system of water' means and includes:

(a) A water distribution system, including dams, reservoirs, aqueducts, plants, pumping stations, transmission and lateral distribution lines and other facilities for distribution of water;

(b) A combined water and sewerage system;

(c) Any combination of or any part of any or all of such facilities.

(3) A 'sewerage and/or water general plan' means a general plan for a system of sewerage and/or water for the county which shall be an element of the comprehensive plan established by the county pursuant to RCW ((36.70.350(5))) 36.70.350(6) and/or chapter 35.63 RCW, if there is such a comprehensive plan.

(a) A sewerage general plan shall include the general location and description of treatment and disposal facilities, trunk and interceptor sewers, pumping stations, monitoring and control facilities, channels, local service areas and a general description of the collection system to serve those areas, and other facilities as may be required to provide a functional and implementable plan, including preliminary engineering to assure feasibility. The plan may also include a description of the regulations deemed appropriate to carrying out surface drainage plans.

(b) A water general plan shall include the general location and description of water resources to be utilized, wells, treatment facilities, transmission lines, storage reservoirs, pumping stations, and monitoring and control facilities as may be required to provide a functional and implementable plan.

(c) Water and/or sewerage general plans shall include preliminary engineering in adequate detail to assure technical feasibility and, to the extent then known, shall further ((provide for)) discuss the methods of distributing the cost and expense of the system and shall indicate the economic ((and financing)) feasibility of plan implementation. The plans may also specify local or lateral facilities. The sewerage and/or water general plan ((shall)) does not mean the final engineering construction or financing plans for the system.

(4) 'Municipal corporation' means and includes any city, town, metropolitan municipal corporation, any public utility district which operates and maintains a sewer or water system, any sewer, water, diking, or drainage district, any diking, drainage, and sewerage improvement district, and any irrigation district.

(5) A 'private utility' means and includes all utilities, both public and private, which provide sewerage and/or water service and which are not municipal corporations within the definition of this chapter. The ownership of a private utility may be in a corporation, nonprofit or for profit, in a cooperative association, in a mutual organization, or in individuals.

(6) 'Board' means one or more boards of county commissioners and/or the legislative authority of a home rule charter county.

Sec. 14. Section 3, chapter 72, Laws of 1967 and RCW 36.94.030 are each amended to read as follows:

Whenever the ((board of county commissioners of a)) county legislative authority deems it advisable and necessary for the public health and welfare of the inhabitants of the county to establish, purchase, acquire, and construct a system of sewerage and/or water, or make any additions and betterments thereto, or extensions thereof, the board shall adopt ((as an element of the comprehensive plan for the physical development of the county pursuant to the provisions of RCW 36.70.350(5) and/or chapter 35.63 RCW,)) a sewerage and/or water general plan for a system of sewerage and/or water for all or a portion of the county as deemed necessary by the board. If the county has adopted a comprehensive plan for a physical development of the county pursuant to chapter 36.70 RCW and/or chapter 35.63 RCW, then the sewerage and/or water general plan shall be adopted as an element of that comprehensive plan pursuant to the applicable statute.

Sec. 15. Section 5, chapter 72, Laws of 1967 as amended by section 2, chapter 96, Laws of 1971 ex. sess. and RCW 36.94.050 are each amended to read as follows:

Prior to the adoption of or amendment of the sewerage and/or water general plan, the ((board or boards of)) county ((commissioners)) legislative authority (or authorities) shall submit the plan or amendment to a review committee. The review committee shall consist of:

(1) A representative of each first and second class city within or adjoining the area selected by the mayor thereof (if there are no first or second class cities within the plan area, then one representative chosen by the mayor of the city with the largest population within the plan area);

(2) One representative chosen at large by a majority vote of the executive officers of the other cities or towns within or adjoining the area;

(3) A representative chosen by the executive officer or the chairman of the board, as the case may be, of each of the other municipal corporations and private utilities serving one thousand or more sewer and/or water customers located within the area;

(4) One representative chosen at large by a majority vote of the executive officers and chairmen of the boards, as the case may be, of the other remaining municipal corporations within the area;

(5) ~~((The chairman or chairmen of the board or boards of))~~ A representative of each county ((commissioners)) legislative authority within the planned area, selected by the chairman of each board or county executive, as the case may be; and

(6) In counties where there is a metropolitan municipal corporation operating a sewerage and/or water system in the area, the chairman of its council or such person as he designates.

If the ~~((board-staff))~~ legislative authority rejects the plan pursuant to RCW 36.94.090, the review committee shall be deemed to be dissolved; otherwise the review committee shall continue in existence to review amendments to the plan. Vacancies on the committee shall be filled in the same manner as the original appointment to that position.

Instead of a review committee for each plan area, the county legislative authority or authorities may create a review committee for the entire county or counties, and the review committee shall continue in existence until dissolved by the county legislative authority or authorities.

Sec. 16. Section 25, chapter 72, Laws of 1967 and RCW 36.94.250 are each amended to read as follows:

Before the approval of the roll a notice shall be published once a week for two consecutive weeks in a newspaper of general circulation in the local district, stating that the roll is on file and open to inspection in the office of the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority, and fixing the time, not less than fifteen or more than ~~((thirty))~~ forty-five days from the date of the first publication of the notice, within which protests must be filed with the clerk against any assessments shown thereon, and fixing a time when a hearing will be held ~~((by the board))~~ on the protests. The hearing shall be held before the county legislative authority, or the county legislative authority may direct that the hearing shall be held before either a committee of the legislative authority or a designated officer. The notice shall also be given by mailing at least fifteen days before the hearing, a similar notice to the owners or reputed owners of the land in the local district as they appear on the books of the treasurer of the county.

Sec. 17. Section 26, chapter 72, Laws of 1967 and RCW 36.94.260 are each amended to read as follows:

(1) At such hearing on a protest to an assessment, or any adjournment thereof, the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority or committee or officer shall ~~((have))~~ sit as a board of equalization. If the protest is heard by the county legislative authority, it shall have power to correct, revise, raise, lower, change, or modify such roll, or any part thereof, and to set aside such roll, and order that such assessment be made de novo, as ((to such body)) shall appear equitable and just ((and may then)). If the protest is heard by a committee or officer, the committee or officer shall make recommendations to the county legislative authority which shall either adopt or reject the recommendations of the committee or officer. If a hearing is held before such a committee or officer, it shall not be necessary to hold a hearing on the assessment roll before such legislative authority: PROVIDED, That any county providing for an officer to hear such protests shall adopt an ordinance providing for an appeal from a decision made by the officer that any person protesting his or her assessment may make to the legislative authority. The county legislative authority shall, in all instances, approve the assessment roll by ordinance or resolution ((approve the same)).

(2) In the event of any assessment being raised a new notice similar to such first notice shall be given, after which final approval of such roll may be made by the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority or committee or officer. Whenever any property ~~((shall have))~~ has been entered originally upon such roll and the assessment upon any such property shall not be raised, no objection thereto ~~((staff))~~ may be considered by the ~~((commissioners))~~ county legislative authority or committee or officer or by any court on appeal unless such objection be made in writing at, or prior, to the date fixed for the original hearing upon such roll.

NEW SECTION. Sec. 18. There is added to chapter 36.88 RCW a new section to read as follows:

For the purpose of issuing bonds only, the governing body of any county may authorize the establishment of consolidated road improvement districts. The road improvements within such consolidated districts need not be adjoining, vicinal, or neighboring. If the governing body orders the creation of such consolidated road improvement districts, the money received from the installment payments of the principal of and interest on assessments levied within original road improvement districts shall be deposited in a consolidated road improvement district bond redemption fund to be used to redeem outstanding consolidated road improvement district bonds. The issuance of bonds of a consolidated road improvement district shall not change the number of assessment installments in the original road improvement districts, but such bonds shall run two years longer than the longest assessment installment of such original districts.

Sec. 19. Section 9, chapter 30, Laws of 1970 ex. sess. and RCW 36.89.100 are each amended to read as follows:

Any ~~((board-of))~~ county ~~((commissioners))~~ legislative authority may authorize the issuance of revenue bonds to finance any storm water control facility. Such bonds may be issued by the board in the same manner as prescribed in RCW 36.67.510 through 36.67.570.

Each revenue bond shall state on its face that it is payable from a special fund, naming such fund and the resolution creating the fund.

Revenue bond principal, interest, and all other related necessary expenses shall be payable only out of the appropriate special fund or funds. Revenue bonds shall be payable from the revenues of the storm water control facility being financed by the bonds, a system of these facilities and, if so provided, from special assessments, installments thereof, and interest and penalties thereon, levied in one or more utility local improvement districts authorized by this 1981 act.

NEW SECTION. Sec. 20. There is added to chapter 36.89 RCW a new section to read as follows:

A county may create utility local improvement districts for the purpose of levying and collecting special assessments on property specially benefited by one or more storm water control facilities. The provisions of RCW 36.94.220 through 36.94.300 concerning the formation of utility local improvement districts and the fixing, levying, collecting and enforcing of special assessments apply to utility local improvement districts authorized by this section.

NEW SECTION. Sec. 21. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Renumber the remaining section consecutively and correct internal references.

On page 1, line 11 of the title, after "36.94.270;" insert "amending section 35.91.020, chapter 7, Laws of 1965 as amended by section 1, chapter 113, Laws of 1967 and RCW 35.91.020; amending section 2, chapter 142, Laws of 1965 as amended by section 2, chapter 8, Laws of 1969 ex. sess. and RCW 36.67.520; amending section 3, chapter 142, Laws of 1965 as last amended by section 50, chapter 56, Laws of 1970 ex. sess. and RCW 36.67.530; amending section 1, chapter 72, Laws of 1967 as last amended by section 6, chapter 30, Laws of 1979 ex. sess. and RCW 36.94.010; amending section 3, chapter 72, Laws of 1967 and RCW 36.94.030; amending section 5, chapter 72, Laws of 1967 as amended by section 2, chapter 96, Laws of 1971 ex. sess. and RCW 36.94.050; amending section 25, chapter 72, Laws of 1967 and RCW 36.94.250; amending section 26, chapter 72, Laws of 1967 and RCW 36.94.260; amending section 9, chapter 30, Laws of 1970 ex. sess. and RCW 36.89.100;"

On page 1, line 12 of the title, strike "and" and after "RCW" and before the period insert "adding a new section to chapter 36.88 RCW; adding a new section to chapter 36.89 RCW; and declaring an emergency"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Berleen, Brown, Chamberlain, Garrett, Hine, James, Leonard, Monohon, North, Stratton.

Voting nay: Representatives Burns, North, Van Dyken.

Changing vote from not voting to aye: Representative Brown.

Not attending: Representatives Barrett, Lane.

April 13, 1981

ENGROSSED SENATE BILL NO. 3610, Prime Sponsor: Senator Wojahn, authorizing a class L liquor license for nonprofit arts organizations. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Brekke, Clayton, Eberle, Flanagan, Garrett, King (J), Lux, Smith.

Voting nay: Representative Hankins.

Not attending: Representatives Barrett, Brown, Monohon.

April 14, 1981

SUBSTITUTE SENATE BILL NO. 3705, Prime Sponsor: Committee on Local Government, relating to the cemetery board. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 6 strike all the material beginning with "NEW SECTION. Section 1." down to and including "law." on line 14 and insert the following:

"Section 1. Section 20, chapter 99, Laws of 1979 and RCW 43.131.187 are each amended to read as follows:

The cemetery board and its powers and duties shall be terminated on June 30, ((1981)) 1987, as provided in RCW 43.131.188.

Sec. 2. Section 62, chapter 99, Laws of 1979 and RCW 43.131.188 are each amended to read as follows:

The following acts or parts of acts, as now existing or hereafter amended, are each repealed, effective June 30, ((1982)) 1988:

- (1) Section 26, chapter 290, Laws of 1953 and RCW 68.05.010;
- (2) Section 27, chapter 290, Laws of 1953 and RCW 68.05.020;
- (3) Section 28, chapter 290, Laws of 1953 and RCW 68.05.030;

(4) Section 31, chapter 290, Laws of 1953, section 1, chapter 351, Laws of 1977 ex. sess. and RCW 68.05.040;

(5) Section 32, chapter 290, Laws of 1953, section 2, chapter 351, Laws of 1977 ex. sess. and RCW 68.05.050;

(6) Section 33, chapter 290, Laws of 1953, section 156, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 68.05.060;

(7) Section 34, chapter 290, Laws of 1953 and RCW 68.05.070;

(8) Section 35, chapter 290, Laws of 1953 and RCW 68.05.080;

(9) Section 39, chapter 290, Laws of 1953 and RCW 68.05.090;

(10) Section 36, chapter 290, Laws of 1953 and RCW 68.05.100;

(11) Section 37, chapter 290, Laws of 1953 and RCW 68.05.110;

(12) Section 38, chapter 290, Laws of 1953 and RCW 68.05.120;

(13) Section 42, chapter 290, Laws of 1953, section 12, chapter 68, Laws of 1973 1st ex. sess. and RCW 68.05.130;

(14) Section 43, chapter 290, Laws of 1953, section 13, chapter 68, Laws of 1973 1st ex. sess. and RCW 68.05.140;

(15) Section 44, chapter 290, Laws of 1953, section 14, chapter 68, Laws of 1973 1st ex. sess. and RCW 68.05.150;

(16) Section 45, chapter 290, Laws of 1953, section 15, chapter 68, Laws of 1973 1st ex. sess. and RCW 68.05.160;

(17) Section 46, chapter 290, Laws of 1953, section 1, chapter 99, Laws of 1969 ex. sess. and RCW 68.05.170;

(18) Section 40, chapter 290, Laws of 1953, section 16, chapter 68, Laws of 1973 1st ex. sess., section 3, chapter 351, Laws of 1977 ex. sess. and RCW 68.05.180;

(19) Section 41, chapter 290, Laws of 1953 and RCW 68.05.190;

(20) Section 47, chapter 290, Laws of 1953 and RCW 68.05.200;

(21) Section 48, chapter 290, Laws of 1953, section 2, chapter 99, Laws of 1969 ex. sess. and RCW 68.05.210;

(22) Section 50, chapter 290, Laws of 1953, section 3, chapter 99, Laws of 1969 ex. sess. and RCW 68.05.220;

(23) Section 51, chapter 290, Laws of 1953, section 4, chapter 99, Laws of 1969 ex. sess., section 4, chapter 351, Laws of 1977 ex. sess. and RCW 68.05.230;

(24) Section 52, chapter 290, Laws of 1953 and RCW 68.05.240;

(25) Section 49, chapter 290, Laws of 1953 and RCW 68.05.250;

(26) Section 5, chapter 99, Laws of 1969 ex. sess., section 17, chapter 68, Laws of 1973 1st ex. sess. and RCW 68.05.255;

(27) Section 53, chapter 290, Laws of 1953 and RCW 68.05.260;

(28) Section 29, chapter 290, Laws of 1953 and RCW 68.05.270; and

(29) Section 30, chapter 290, Laws of 1953, section 1, chapter 133, Laws of 1961 and RCW 68.05.280."

On page 1, line 1 of the title, after "board;" strike all the material down to and including "43.131.188;" and insert "amending section 20, chapter 99, Laws of 1979 and RCW 43.131.187; amending section 62, chapter 99, Laws of 1979 and RCW 43.131.188;"

Signed by Representatives Isaacson, Chairman; Lundquist, Vice Chairman; Erickson, Ranking Minority Member; Barr, Barrett, Brown, Burns, Chamberlain, Garrett, Hine, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

MINORITY recommendation: Do not pass. Signed by Representatives Berleen, James.

Not attending: Representatives Brown, James, Monohon, Stratton.

April 14, 1981

SENATE BILL NO. 3776, Prime Sponsor: Senator von Reichbauer, revising procedures for issuance of vehicle trip permits. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

April 14, 1981

SUBSTITUTE SENATE BILL NO. 3778, Prime Sponsor: Committee on Transportation, revising proportional vehicle licensing laws. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Brown, Galloway, Hastings, Rust, Sanders.

Not signing report: Representatives Rinehart, Ranking Minority Member; Granlund.

April 14, 1981

ENGROSSED SENATE BILL NO. 4033, Prime Sponsor: Senator Scott, establishing an auditing services revolving fund, Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, after line 17 add a new section as follows:

"NEW SECTION. Sec. 8. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect on July 1, 1981."

On page 1, line 5 of the title after "RCW" insert "; declaring an emergency; and providing an effective date"

On page 1, line 5 of the title after "43.09.290;" strike "and"

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Greengo, Nisbet, Warnke, Williams.

Not attending: Representatives Becker, McDonald, Thompson.

April 14, 1981

ENGROSSED SENATE BILL NO. 4034, Prime Sponsor: Senator Talmadge, modifying provisions on refunds for property taxes paid. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, line 13 after "1981" insert ": PROVIDED, HOWEVER, That this section shall not apply to any taxes which were paid under protest and which were timely paid"

Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Not attending: Representative Rinehart, Ranking Minority Member.

April 14, 1981

SUBSTITUTE SENATE BILL NO. 4275, Prime Sponsor: Committee on State Government, establishing a WSU dairy/forage research facility at Rainier School. Reported by Committee on Appropriations - Education.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, line 25 strike "\$488,000" and insert "\$229,000"

Beginning on page 3, line 31 strike all of section 7 and renumber the remaining sections consecutively.

Signed by Representatives Warnke, Ranking Minority Member; Barrett, Fancher, Grimm, Heck, Taylor, Teutsch.

Voting nay: Representatives McDonald, Chairman; Eng, Salatino.

Not attending: Representatives James, Vice Chairman; Nelson (G).

April 13, 1981

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 109, Prime Sponsor: Senator Jones, establishing the Joint Select Legislative Committee on International Trade. Reported by Committee on Labor and Economic Development.

MAJORITY recommendation: Do pass. Signed by Representatives Sanders, Chairman; Patrick, Vice Chairman; Scott, Ranking Minority Member; Barr, Brekke, Clayton, Eberle, Flanagan, Garrett, Hankins, King (J), Lux, Monohon, Smith.

Not attending: Representatives Barrett, Brown.

MOTION

On motion of Mr. Nelson (G), all bills listed on today's supplemental agenda under the fifth order of business were passed to Committee on Rules for second reading with the exception of Substitute House Bill No. 749.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Thursday, April 16, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

NINETY-FIFTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Thursday, April 16, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Eberle and O'Brien. Representative O'Brien was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Connie Horner and Steve Madsen. Prayer was offered by The Reverend Ray Morrison of the First Church of the Nazarene of Olympia.

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

SENATE AMENDMENTS TO HOUSE BILL

April 9, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 112 with the following amendments:

On page 31, line 21 after "as of" strike "October 1, 1981" and insert "January 1, 1982"

On page 31, line 31 after "on or before" strike "October 30, 1982" and insert "September 30, 1982" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Ellis, the House concurred in the Senate amendments to Substitute House Bill No. 112.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 112 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 112 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 0; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Chandler, Eberle, Maxie, McDonald, O'Brien.

Substitute House Bill No. 112 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 13, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 307 with the following amendments:

On page 6, line 10 after "respect to" strike "weeks in which benefits are" and insert "benefits"

On page 8, line 7 after "obtaining" insert "bona fide"

On page 8, lines 16 through 35 strike section 5 in its entirety and renumber the remaining sections consecutively.

On page 11, line 16 after "commissioner" and before "may" insert "upon giving at least twenty days notice by certified mail return receipt requested to the individual's last known address of the intended action"

On page 19, line 31 after "appeal" insert "in single claimant cases"

On page 23, after line 9 insert a new section to be added to chapter 50.04 RCW to be numbered 50.04.165 to read as follows:

"NEW SECTION. Sec. 13. At the discretion of the employer, services performed after September 30, 1981, in the capacity of corporate officers may not be considered services in employment. This exemption shall not apply to services performed by corporate officers that are covered by chapter 50.44 RCW."

Renumber the remaining sections consecutively.

On page 23, after line 15 add a new section as follows:

"NEW SECTION. Sec. 15. Sections 3, 5, and 8 of this 1981 amendatory act are being enacted to comply with the provisions of Pub. L. 96-499. Ambiguities in those sections should be interpreted in accordance with provisions of that federal law Section 9 of this 1981 amendatory act is enacted pursuant to Pub. L. 96-364. Any ambiguities in that section should be construed in accordance with that federal law."

Renumber the remaining sections consecutively.

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Sanders moved that the House do concur in the Senate amendments to Engrossed Substitute House Bill No. 307.

Mr. Sanders spoke in favor of the motion, and Mr. Lux spoke against it.

The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 307 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 307 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; nays, 2; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Nelson D., Sommers.

Not voting: Representatives Eberle, Maxie, McDonald, O'Brien.

Engrossed Substitute House Bill No. 307 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 11, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 464 with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW a new section to read as follows:

The state educational grant account is hereby established within the state general fund. The commission shall deposit refunds and recoveries of student financial aid funds expended in prior biennia in such account. Expenditures from such account shall be for financial aid to needy or disadvantaged students.

NEW SECTION. Sec. 2. There is hereby appropriated from the state educational grant account within the general fund for the 1981-83 biennium twenty thousand dollars, to the council on postsecondary education, for financial aid to needy or disadvantaged students."

On line 3 of the title after "28B.10 RCW" and before the period insert "; and making an appropriation" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Ms. Teutsch, the House concurred in the Senate amendments to House Bill No. 464.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 464 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 464 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; nays, 1; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Berleen.

Not voting: Representatives Chandler, Eberle, Maxie, McDonald, O'Brien.

House Bill No. 464 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 13, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 467 with the following amendments:

On page 1, line 19 after the period strike the balance of the section.

On page 2, after line 1 insert:

"The legislature further finds that the council's presentation to federal bodies about the final decision concerning certifications of energy facilities in the state shall encompass only environmental, health and safety aspects of the certification agreements."

On page 2, strike line 26 through "court." on line 29 and insert "A final decision pursuant to RCW 80.50.100 on application for certification shall be subject to judicial review pursuant to provisions of RCW 34.04 and this section. Petitions for review of such a decision shall be filed in the Thurston county superior court."

On page 3, beginning on line 7 strike everything down to and including "possible." on line 22 and insert "The Thurston county superior court shall assign a petition for review of a decision under RCW 80.50.100 for hearing at the earliest possible date and shall expedite such petition in every way possible. If the court finds that review cannot be limited to the administrative record as set forth in subparagraph (a) of this subsection because there are alleged irregularities in the procedure before the council not found in the record, but finds that the standards set forth in subparagraphs (b), (c), and (d) of this subsection are met, the court shall proceed to take testimony and determine such factual issues raised by the alleged irregularities and certify the petition and its determination of such factual issues to the supreme court. Upon certification, the supreme court shall assign the petition for hearing at the earliest possible date, and it shall expedite its review and decision in every way possible."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Barnes moved that the House do concur in the Senate amendments to Substitute House Bill No. 467.

POINT OF ORDER

Mr. Nisbet: "Mr. Speaker, I feel that the amendment on page 2, line 1 is beyond the scope and object, and I request that House Rule 14C apply in this case."

MOTION

On motion of Mr. Hastings, further consideration of Substitute House Bill No. 467 was deferred.

SENATE AMENDMENT TO HOUSE CONCURRENT RESOLUTION

April 13, 1981

Mr. Speaker:

The Senate has passed HOUSE CONCURRENT RESOLUTION NO. 7 with the following amendment:

On page 1, line 20 after "the" strike "senate majority leader" and insert "president of the senate" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House concurred in the Senate amendment to House Concurrent Resolution No. 7.

FINAL PASSAGE OF HOUSE CONCURRENT RESOLUTION
AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Concurrent Resolution No. 7 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 7 as amended by the Senate, and the resolution was adopted by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Maxie, O'Brien.

House Concurrent Resolution No. 7 as amended by the Senate, having received the constitutional majority, was declared adopted.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 753 by Committee on Revenue and Representative Greengo:

AN ACT Relating to revenue and taxation.

To committee on Revenue

HOUSE JOINT MEMORIAL NO. 18, by Representatives Nisbet, Owen, Wilson, Nelson (D), Houchen, Winsley, Becker, Wang, Brown and Rinehart:

Requesting congressional support for local control and less federal government interference with regard to an oil pipeline in Washington state.

To Committee on Local Government

REPORT OF STANDING COMMITTEE

The Speaker stated the question before the House to be the referral of House Bill No. 749 which was on yesterday's fifth order of business.

POINT OF ORDER

Mr. King (R): "House Bill 749 has a minority report signed by six members of the Revenue Committee. House Rule 28 states that the number of members of the Revenue Committee is twelve. House Rule 29(D)(2) states that a majority recommendation of a committee must be signed by a majority of the entire membership of a committee. House Rule 29(D)(6) says the Chairman of the Ways and Means Committee shall be a defacto voting member on all Appropriations and Revenue committees. We recognize that the Chairman of Ways and Means has

the right to be one of the twelve voting members, but we question—and by the way, Mr. Speaker, this is not a partisan question, because members of both parties have signed both the majority and minority reports—however, it is a question of adhering to our rules, and I suggest that Rule 28 is the controlling rule and that a maximum of twelve people can vote on the Revenue Committee at any one time, but there are thirteen eligible members available to cast those twelve votes."

SPEAKER'S RULING

The Speaker: "Representative King, Rule 29(D)(6) does provide that the Chairman of the Ways and Means Committee shall be a defacto voting member on all Appropriations and Revenue committees. The Chairman does have the right to join the committee and vote in addition to the committee that is stated previously in Rule 28. He is not counted as a member of that committee in the numbers, so your point of order of saying there can only be the number of members voting on the committee that are listed in Rule 28, is not well taken."

The Speaker passed House Bill No. 749 to Committee on Rules for second reading.

SECOND READING

HOUSE BILL NO. 174, by Committee on Labor and Economic Development and Representative Mitchell:

Modifying licensing requirements for podiatrists.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 174 was substituted for House Bill No. 174, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 174 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Sanders and Mitchell spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 174, and the bill passed the House by the following vote: Yeas, 91; nays, 4; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Greengo, Lewis, Vander Stoep, Williams.

Not voting: Representatives Eberle, Maxie, O'Brien.

Substitute House Bill No. 174, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 506, by Representatives Dickie, Granlund, Smith, Hine, Fiske, Flanagan, Galloway, Lewis, Clayton, Van Dyken, McCormick, Patrick, Gallagher, Salatino, Wilson, Bickham, Winsley and Wang:

Deleting the requirement of annual claims for senior citizen property tax relief.

The bill was read the second time. On motion of Mr. Hastings, Substitute House Bill No. 506 was substituted for House Bill No. 506, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 506 was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendment, see Journal, 55th Day, March 7, 1981.)

On motion of Mr. Hastings, the committee amendment was adopted.

Substitute House Bill No. 506 was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Dickie and Hine spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 506, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Maxie, O'Brien.

Engrossed Substitute House Bill No. 506, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3049, by Senators Moore, Ridder and Kiskaddon:

Revising law relating to confidentiality of records of health care institutions.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3049, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Maxie, O'Brien.

Engrossed Senate Bill No. 3049, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3051, by Senators von Reichbauer, Conner, Gallaghan, Guess and Zimmerman (by Department of Licensing request):

Adding a requirement for the issuance of a drivers' license or permit under certain circumstances.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3051, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick,

Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, O'Brien.

Senate Bill No. 3051, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3053, by Senators von Reichbauer, Conner, Gallagher, Guess and Zimmerman (by Department of Licensing request):

Allowing for the cancellation of "identcards" issued by the department of licensing.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3053, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, O'Brien.

Senate Bill No. 3053, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3067, by Senators Talley and Gould:

Modifying provisions on the intergovernmental disposition of property.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3067, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, O'Brien.

Engrossed Senate Bill No. 3067, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3079, by Senators Talmadge, Clarke, Newhouse and Wojahn (by Judicial Council request):

Permitting written statements made under penalty of perjury in lieu of sworn written statements under some circumstances.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3079, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, O'Brien.

Senate Bill No. 3079, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3102, by Senators Talmadge, Newhouse and Bottiger (by Department of Licensing request):

Adding motor vehicle offenses used to define the habitual offender.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3102, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barrett, Eberle, O'Brien.

Senate Bill No. 3102, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3118, by Committee on Local Government (originally sponsored by Senators Gaspard and Sellar):

Permitting any port district to appoint police officers.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Lundquist yielded to question by Mr. Nisbet.

Mr. Nisbet: "You limit it to three international ports of entry that have airports run by port commissions, is it still limited to that? The reason I ask is that Port Angeles has an international airport. Would this bill prevent them, if they so desired, from establishing a police force at that beautiful international airport that we now have?"

Mr. Lundquist: "Those ports of entry which presently possess airport facilities already have the capacity to hire full powered police officers to protect their beauty, their integrity and their friends."

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3118, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amèn, Barnes, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barrett, Eberle, O'Brien.

Substitute Senate Bill No. 3118, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3128, by Committee on Local Government (originally sponsored by Senators Sellar and Talley):

Modifying provisions on special purpose districts.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3128, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barrett, Eberle, O'Brien.

Engrossed Substitute Senate Bill No. 3128, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

MOTION FOR RECONSIDERATION

Ms. Lane, having voted on the prevailing side, moved that the House now reconsider the vote by which Reengrossed House Bill No. 723 passed the House.

Ms. Lane spoke in favor of the motion, and Ms. Hine spoke against it.

ROLL CALL

The Clerk called the roll on the motion to reconsider the vote by which Reengrossed House Bill No. 723 passed the House, and the motion was lost by the following vote: Yeas, 37; nays, 56; not voting, 5.

Voting yea: Representatives Addison, Barr, Becker, Berleen, Cantu, Chamberlain, Clayton, Dawson, Dickie, Ehlers, Erickson, Fancher, Fiske, Flanagan, Garson, Houchen, James, Lane, Leonard, McCormick, McDonald, McGinnis, Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Schmidt, Sherman, Smith, Sommers, Teutsch, Tilly, Tupper, Wilson, Winsley.

Voting nay: Representatives Amen, Barnes, Bender, Bickham, Bond, Brekke, Brown, Burns, Chandler, Ellis, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Hine, Isaacson, Johnson, King J., Kreidler, Lewis, Lundquist, Lux, Martinis, Maxie, Mitchell, Monohon, Nelson D., Nelson G. A., North, Owen, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sprague, Stratton, Struthers, Taylor, Thompson, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, and Mr. Speaker.

Not voting: Representatives Barrett, Eberle, Heck, King R., O'Brien.

MOTION

On motion of Mr. Nelson (G), Reengrossed House Bill No. 723 was ordered immediately transmitted to the Senate.

MOTION FOR RECONSIDERATION

Mr. Isaacson, having voted on the prevailing side, moved that the House now reconsider the vote by which Engrossed Substitute Senate Bill No. 4182 passed the House.

Representatives Isaacson and Valle spoke in favor of the motion, and Mr. Williams spoke against it.

The motion failed.

MOTION

On motion of Mr. Nelson (G), Engrossed Substitute Senate Bill No. 4182 was ordered immediately transmitted to the Senate.

The Speaker declared the House recessed until 1:15 p.m.

AFTERNOON SESSION

The House was called to order at 1:15 p.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Eberle and O'Brien, who were excused.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 603, by Representatives Nelson (G), Stratton, Ellis, Granlund, Mitchell, Sherman, Kreidler, Struthers, Brown, Tilly, Erak, Wang, Salatino, Nelson (D), Williams, Garson, Gallagher, Scott, McCormick, Walk and Owen:

Creating a Washington state drug enforcement administration.

The bill was read the second time. On motion of Mr. Nelson (G), Second Substitute House Bill No. 603 was substituted for House Bill No. 603, and the second substitute bill was placed on the calendar for second reading.

Second Substitute House Bill No. 603 was read the second time.

MOTION

On motion of Mr. Nelson (G), further consideration of Second Substitute House Bill No. 603 was deferred, and the bill was ordered held on the second reading calendar.

SUBSTITUTE SENATE BILL NO. 3857, by Committee on Social and Health Services (originally sponsored by Senators Moore, Haley and Hemstad):

Extending authority for use of legend drugs.

The bill was read the second time.

Mr. Padden moved adoption of the following amendments:

On page 2, line 7 after "planning" insert "or health"

On page 2, line 10 after "contraceptives" insert "or any other legend drugs"

Mr. Padden spoke in favor of the amendments.

POINT OF INQUIRY

Mr. Mitchell yielded to question by Mr. Kreidler.

Mr. Kreidler: "Representative Mitchell, as I read this amendment, it's interesting that an issue was raised about the pharmacists' opposition. As I read this amendment, it would appear to me that opening up this legislation to all legend drugs and adding 'health' after 'planning' would eventually turn them into doing all of the duties and responsibilities of a pharmacy in filling prescriptions. I wonder if you could clarify that for me?"

Mr. Mitchell: "I'm glad you've asked this question, Representative Kreidler. Actually, this amendment has two parts. The first part adds the word 'health.' This has a very big impact on the health care process in our state. The present bill is written to confine it just to the family clinics—parenthood clinics—and if you put in the word 'health,' it would include all health clinics in the state. If you want to really kill this bill, I would recommend you vote for it. I am very much opposed to it. Also, I believe it is out of scope and object because the bill addresses planned family clinics; it does not address, at all, health clinics. The amendment, in my mind, is rather ridiculous because it would allow nonprofessionals to dispense legend or prescription drugs the same as an M.D. or a pharmacist. That means that a nonprofessional could dispense antibiotics, tranquilizers, pain killers and diuretics. I urge the defeat of these amendments."

Representatives Lewis and Mitchell spoke in opposition to the amendments, and Mr. Padden spoke again in favor of them.

The amendments were not adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Padden spoke against passage of the bill, and Mr. Lewis spoke in favor of it.

Mr. Padden spoke again in opposition to the bill, and Mr. Mitchell spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3857, and the bill passed the House by the following vote: Yeas, 70; nays, 22; not voting, 6.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Brekke, Burns, Chamberlain, Dawson, Dickie, Ehlers, Eng, Erickson, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Heck, Hine, Houchen, James, King J., King R., Kreidler, Lane, Lewis, Lux, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley.

Voting nay: Representatives Barrett, Bond, Brown, Cantu, Clayton, Ellis, Erak, Gallagher, Hastings, Isaacson, Johnson, Leonard, Lundquist, Martinis, McCormick, North, Owen, Padden, Scott, Tilly, Warnke, and Mr. Speaker.

Not voting: Representatives Chandler, Eberle, Fancher, Greengo, O'Brien, Patrick.

Substitute Senate Bill No. 3857, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3264, by Senators Peterson, Gallagher and Talley (by Department of Fisheries request):

Modifying procedures for commercial salmon fishing licenses.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass with the following amendment:

On page 1, beginning on line 24 strike all material down to and including "act." on page 2, line 4.

On motion of Ms. Rosbach, the committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3264 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton,

Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Grimm, O'Brien.

Engrossed Senate Bill No. 3264 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3356, by Senators Hansen, Deccio and Gaspard:

Revising procedures for irrigation district elections.

The bill was read the second time.

Committee on Agriculture recommendation: Majority, do pass as amended. (For amendments, see Journal, 88th Day, April 9, 1981.)

On motion of Mr. Smith, the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3356 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, O'Brien.

Senate Bill No. 3356 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3722, by Senators Benitz, Newhouse and Deccio:

Modifying provisions relating to homemade wine.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3722, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, O'Brien, Patrick.

Senate Bill No. 3722, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3352, by Senators Kiskaddon and Gaspard:

Repealing obsolete law requiring report on school districts' maintenance of resource services.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3352, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, O'Brien.

Senate Bill No. 3352, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3057, by Senators Charnley, Newhouse, Vognild and Benitz:

Permitting hotel, restaurant, and club patrons to remove wine from the premises.

The bill was read the second time.

The Clerk read the following amendment by Representatives Sanders, Lux, Smith and Clayton:

On page 2, after line 29 insert the following:

*Sec. 3. Section 2, chapter 140, Laws of 1980 and RCW 66.12.130 are each amended to read as follows:

Nothing in this title shall apply to or prevent the sale, importation, purchase, production, or blending of alcohol used solely for fuel to be used in motor vehicles, farm implements, and machines or implements of husbandry or in combination with gasoline or other petroleum products for use as such fuel. Manufacturers and distillers of such alcohol fuel are not required to obtain a license under this title. Alcohol which is produced for use as fuel shall be denatured in accordance with a formula approved by the federal bureau of alcohol, tobacco and firearms prior to the removal of the alcohol from the premises as described in the approved federal permit application: PROVIDED, That alcohol which is being transferred between plants involved in the distillation or manufacture of alcohol fuel need not be denatured if it is transferred in accordance with federal bureau of alcohol, tobacco and firearms regulation 27 CFR 19.996 as existing on the effective date of this 1981 act. The exemptions from the state liquor control laws provided by this section only apply to distillers and manufacturers of alcohol to be used solely for fuel as long as the manufacturers and distillers are the holders of an appropriate permit issued under federal law.*

With the consent of the House, Mr. Sanders withdrew the amendment.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3057, and the bill passed the House by the following vote: Yeas, 93; nays, 3; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Stratton, Struthers, Williams.

Not voting: Representatives Eberle, O'Brien.

Engrossed Senate Bill No. 3057, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Representative Eberle appeared at the bar of the House.

SENATE BILL NO. 4327, by Senator Deccio:

Authorizing the department of social and health services to establish fee schedules for certain services.

The bill was read the second time.

Committee on Human Services recommendation: Majority, do pass as amended. (For amendments, see Journal, 88th Day, April 9, 1981.)

On motion of Mr. Mitchell, the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 4327 as amended by the House, and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kridler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Dickie, Leonard, Padden, Vander Stoep.

Not voting: Representative O'Brien.

Senate Bill No. 4327 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3358, by Senators Hansen, Gaspard, Wilson and Jones:

Modifying delinquency provisions on irrigation district assessments.

The bill was read the second time.

Mr. Amen moved adoption of the following amendment by Representatives Amen and Smith:

On page 20, after line 14 insert the following:

"Sec. 16. Section 17, page 681, Laws of 1889-90 as last amended by section 10, chapter 129, Laws of 1921 and RCW 87.03.215 are each amended to read as follows:

Said bonds and interest thereon and all payments due or to become due to the United States or the state of Washington under any contract between the district and the United States or the state of Washington accompanying which bonds of the district have not been deposited with the United States or the state of Washington, as in RCW 87.03.140 provided, shall be paid by revenue derived from an annual assessment upon the real property of the district, and all the real property in the district shall be and remain liable to be assessed for such payments until fully paid as hereinafter provided. And in addition to this provision and the other provisions herein made for the payment of said bonds and interest thereon as the same may become due, said bonds, or the contract with the United States or the state of Washington accompanying which bonds have not been deposited with the United States or the state of Washington, shall become a lien upon all the water rights and other property acquired by any irrigation district formed under the provisions of this chapter, and upon any canal or canals, ditch or ditches, flumes, feeders, storage reservoirs, machinery and other works and improvements acquired, owned or constructed by said irrigation district, and if default shall be made in the payment of the principal of said bonds or interest thereon, or any payment required by the contract with the United States, or the state of Washington, according to the terms thereof, the holder of said bonds, or any part thereof or the United States or the state of Washington as the case may

be, shall have the right to enter upon and take possession of all the water rights, canals, ditches, flumes, feeders, storage reservoirs, machinery, property and improvements of said irrigation district, and to hold and control the same, and enjoy the rents, issues and profits thereof, until the lien hereby created can be enforced in a civil action in the same manner and under the same proceedings as given in the foreclosure of a mortgage on real estate. This section shall apply to all bonds heretofore issued or any contract heretofore made with the United States, or which may hereafter be issued or made by any district: PROVIDED, That when any such contract made after the effective date of this 1981 act between any district and the United States or the state of Washington covers only the real property in a portion or portions of the district, all payments due or to become due to the United States or the state of Washington shall be paid by revenue derived from an annual assessment upon the real property only in that portion or portions of the district covered by the contract and the real property shall be and remain liable to be assessed for such payments until fully paid and any assessment lien which attaches thereto shall be the exclusive lien notwithstanding other liens provided for in this section. In the event of a contract between the district and the United States or the state of Washington accompanying which bonds of the district have not been deposited with the United States or the state of Washington as provided in RCW 87.03.140 and the contract covers real property in only a portion or portions of the district, the question of whether the district should enter the contract shall be submitted only to those qualified electors who hold title or evidence of title to real property within that portion or portions of the district and in the same manner as provided in RCW 87.03.200.

Renumber the remaining sections consecutively.

Representatives Amen and Galloway spoke in favor of the amendment, and it was adopted.

On motion of Mr. Amen, the following amendment to the title was adopted:

On page 1, line 1 after "districts;" insert "amending section 17, page 681, Laws of 1889-90 as last amended by section 10, chapter 129, Laws of 1921 and RCW 87.03.215;"

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3358 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Brown, O'Brien.

Engrossed Senate Bill No. 3358 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3230, by Senators Talley, Jones and Conner:

Limiting liability of pilots.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass with the following amendment:

On page 2, line 30 after "pursuant to" strike "RCW 88.16.010" and insert "Chapter 88.16 RCW"

On motion of Mr. Wilson, the committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3230 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle,

Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Senate Bill No. 3230 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3187, by Committee on Local Government (originally sponsored by Senators Wilson, Zimmerman and Charnley):

Specifying the manner of service for writs of garnishment and changing the fees collected for various services performed by sheriffs and their deputies.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3187, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Substitute Senate Bill No. 3187, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3464, by Committee on Agriculture (originally sponsored by Senators Hansen, Bottiger and Conner):

Directing the department of agriculture to study natural-based pesticides.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3464, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives O'Brien, Owen.

Substitute Senate Bill No. 3464, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3129, by Senators Moore and McCaslin:

Making dental examiners board members and employees immune from legal suits.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3129, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Engrossed Senate Bill No. 3129, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3309, by Committee on Judiciary (originally sponsored by Senators Moore, Guess, Talmadge, Jones and Vognild):

Giving building warden immunity from liability for acts arising from assigned duties.

The bill was read the second time.

Mr. McGinnis moved adoption of the following amendment by Representatives McGinnis, Brown and Hastings:

On page 1, after section 1 add a new section:

***NEW SECTION.** Sec. 2. There is added to chapter 4.24 RCW a new section to read as follows:

No insurer who denies a claim in reliance upon an opinion or information secured from an authorized agency as defined and specified in RCW 48.50.020(1)(a) - (e), that the insured may be responsible for the loss shall be liable to an insured or other person for damages based upon a theory of bad faith or other extra-contractual theory of damages. Immunity under this section shall remain only so long as the information or opinion secured from the authorized agency indicates the insured may be responsible."

Representatives McGinnis and Brown spoke in favor of the amendment, and it was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3309 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Lux, Salatino.

Not voting: Representative O'Brien.

Substitute Senate Bill No. 3309 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3315, by Committee on Higher Education (originally sponsored by Senators Goltz and Patterson):

Exempting barber and cosmetology schools from educational services registration act.

The bill was read the second time.

Committee on Higher Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 89th Day, April 10, 1981.)

On motion of Ms. Teutsch, the committee amendments were adopted.

Mr. Sanders moved adoption of the following amendment:

On page 12, after line 26 insert:

Any public postsecondary school applying for a new cosmetology school location license shall conduct a job market survey in the area in which the proposed cosmetology classes are to be taught. The survey shall be conducted in cooperation with prospective employers and shall include an analysis of existing cosmetology training programs maintained by high schools, community colleges, vocational technical centers, and private postsecondary schools in the area, to insure that the anticipated employment demand for licensed cosmetologists is greater than the anticipated availability of the graduates of the existing cosmetology establishments or to determine that the existing cosmetology establishments are not satisfactorily meeting the training needs of the students enrolled in the cosmetology program based on the placement records of the existing cosmetology establishments.

Mr. Pruitt moved adoption of the following amendment to the Sanders' amendment:

On line 1 of the amendment after "school" insert "or private school"

Mr. Pruitt spoke in favor of the amendment to the amendment, and Representatives Barrett and Sanders spoke against it.

The amendment to the amendment was not adopted.

The Speaker stated the question before the House to be the amendment by Representative Sanders.

Representatives Ehlers and Taylor spoke against the amendment, and Mr. Sanders spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Sanders to Engrossed Substitute Senate Bill No. 3315, and the amendment was not adopted by the following vote: Yeas, 41; nays, 53; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Greengo, Grimm, Hankins, Hastings, Isaacson, James, Lundquist, Martinis, McCormick, McGinnis, Nelson G. A., Patrick, Prince, Rosbach, Sanders, Scott, Smith, Sprague, Struthers, Tilly, Vander Stoep, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garson, Granlund, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Maxie, McDonald, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, Owen, Padden, Pruitt, Rinehart, Rust, Salatino, Schmidt, Sherman, Sommers, Stratton, Taylor, Teutsch, Thompson, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Winsley.

Not voting: Representatives Johnson, O'Brien, Tupper, Wilson.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Teutsch and King (R) spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3315 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Engrossed Substitute Senate Bill No. 3315 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), all bills passed thus far in today's proceedings were ordered immediately transmitted to the Senate with the exception of Engrossed Substitute House Bill No. 506.

SUBSTITUTE SENATE BILL NO. 4087, by Committee on Agriculture (originally sponsored by Senator Benitz):

Providing for emergency cloud seeding.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Smith, Ehlers and Barr spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4087, and the bill failed to pass the House by the following vote: Yeas, 4; nays, 93; not voting, 1.

Voting yea: Representatives Barnes, Bickham, Galloway, Kreidler.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Becker, Bender, Berleen, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Substitute Senate Bill No. 4087, having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Mr. Clayton, having voted on the prevailing side, served notice that he would, on the next working day, move for reconsideration of the vote by which Substitute Senate Bill No. 4087 failed to pass the House.

SENATE BILL NO. 3872, by Senator Hansen:

Exempting certain commodity commissions from state civil service and personal services contract requirements.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3872, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Senate Bill No. 3872, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3196, by Senators Wojahn, Jones, Talmadge, Sellar and Hayner:

Increasing the bond requirement for notaries public.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3196, and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Ehlers, Flanagan, Tilly.

Not voting: Representative O'Brien.

Senate Bill No. 3196, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3009, by Senators Shinpoch, Rasmussen and Conner:

Expanding the membership of the horse racing commission.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 89th Day, April 10, 1981.)

On motion of Mr. Addison, the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3009 as amended by the House, and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Pruitt, Salatino.

Not voting: Representative O'Brien.

Engrossed Senate Bill No. 3009 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3306, by Senators Talmadge, Shinpoch and Clarke (by State Patrol request):

Extending arrest authority of WSP officers.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3306, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Senate Bill No. 3306, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3514, by Committee on Local Government (originally sponsored by Senators Lee, Ridder and Wojahn):

Correcting terminology by using the term councilmember.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3514, and the bill passed the House by the following vote: Yeas, 75; nays, 21; not voting, 2.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Isaacson, Johnson, King J., King R., Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Monohon, Nelson D., Nelson G. A., North, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Bond, Clayton, Dawson, Fancher, Flanagan, Hastings, James, Lewis, Mitchell, Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Schmidt, Vander Stoep, Wilson.

Not voting: Representatives Houchen, O'Brien.

Substitute Senate Bill No. 3514, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3415, by Committee on Social and Health Services (originally sponsored by Senators McDermott, Moore, Ridder and Gould):

Revising laws relating to health care service contracts.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3415, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Substitute Senate Bill No. 3415, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3640, by Committee on Judiciary (originally sponsored by Senators Hayner, Rasmussen, Newhouse, Jones, Talley and Benitz - by Attorney General request):

Granting the attorney general authority to investigate and prosecute crimes of public corruption.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendment, see Journal, 89th Day, April 10, 1981.)

On motion of Mr. Ellis, the committee amendment was adopted.

Mr. Heck moved adoption of the following amendment:

On page 2, following line 18 insert a new section as follows:

***NEW SECTION. Sec. 5.** Any elected official who shall falsely identify himself in order to gain access to or employment from any public agency or corrections institution, shall be guilty of a gross misdemeanor."

Representatives Heck and Grimm spoke in favor of the amendment.

The amendment was not adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Tilly.

Mr. Tilly: "Representative Ellis, I have a question regarding section 2 where it outlines specific people such as county prosecutors, the Governor and the majority of the Committee on Organized Crime to be able to request the Attorney General to come in on cases. I'm concerned in the area of drug trafficking enforcement. Would this bill permit the Attorney General to assist either the Diversion and Investigation Unit of the Board of Pharmacy or the present Drug Trafficking Enforcement Unit under the State Patrol or the possible drug control assistance units to also request the Attorney General to assist and prosecute drug traffickers?"

Mr. Ellis: "Representative Tilly, the answer is yes. There is nothing in this measure that would prevent the Drug Enforcement Policy Review Board or any other unit or person from making a request of the Attorney General and providing him with information about drug trafficking or other crimes. As a practical matter, then the Attorney General would simply go to the Governor or the county prosecutor or the DCIU oversight Committee to assist, officially request the Attorney General to act. On an informational basis, certainly, it could be done."

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3640 as amended by the House, and the bill passed the House by the following vote: Yeas, 94; nays, 2; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kridler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Rinchart, Wang.

Not voting: Representatives O'Brien, Sommers.

Substitute Senate Bill No. 3640 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4036, by Committee on Parks and Ecology (originally sponsored by Senators Deccio, Hansen and Quigg):

Requiring a bond to maintain an action based on the State Environmental Policy Act of 1971.

The bill was read the second time.

Ms. Hine moved adoption of the following amendment:

On page 1, line 7 after "prepared" strike "under" and insert "in compliance with the"

Ms. Hine spoke in favor of the amendment, and Mr. Sanders spoke against it.

The amendment was not adopted.

Ms. Hine moved adoption of the following amendment:

On page 1, line 10 after "statement" insert "unless a request for appeal is received"

Ms. Hine spoke in favor of the amendment, and Mr. Sanders spoke against it.

The amendment was not adopted.

The Clerk read the following amendment by Representative Lux:

On page 1 at the beginning of line 11 strike "The" and insert "Except for proposals for projects located in more than one county, the"

With the consent of the House, Mr. Lux withdrew the amendment.

Ms. Hine moved adoption of the following amendment:

On page 1, line 11 after "statement" insert "prepared for a privately-owned project" and on line 13 after "available." insert "However, the adequacy of a final detailed statement prepared for a publicly-owned project shall be subject to judicial review."

Ms. Hine spoke in favor of the amendment, and Mr. Sanders spoke against it.

The amendment was not adopted.

Ms. Brekke moved adoption of the following amendment:

On page 2, line 2 after "more than" strike "one hundred" and insert "fifty"

Ms. Brekke spoke in favor of the amendment, and Mr. Sanders spoke against it.

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

Ms. Valle spoke in favor of the amendment, and Mr. Barrett spoke against it.

Ms. Brekke spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Brekke to Engrossed Substitute Senate Bill No. 4036, and the amendment was not adopted by the following vote: Yeas, 39; nays, 55; not voting, 4.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., Nisbet, North, Patrick, Pruitt, Rinehart, Rust, Salatino, Sherman, Smith, Sommers, Taylor, Thompson, Valle, Van Dyken, Walk, Wang, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Nelson G. A., Nickell, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Sprague, Stratton, Struthers, Teutsch, Tilly, Tupper, Vander Stoep, Warnke, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Erak, Mitchell, O'Brien, Scott.

Ms. Brekke moved adoption of the following amendment:

On page 2, line 3 after "lots or" strike "three hundred" and insert "one hundred"

Ms. Brekke spoke in favor of the amendment, and Mr. Barrett spoke against it.

The amendment was not adopted.

Mr. Lux moved adoption of the following amendment:

On page 2, line 3 after "units" insert "and which are in an area served by a public sewer system and a public water system"

Mr. Lux spoke in favor of the amendment, and Mr. Barrett opposed it.

The amendment was not adopted.

Mr. Lux moved adoption of the following amendment:

On page 2, line 3 after "units." insert "This section shall not apply to any plat or project that is not entirely residential in character."

Mr. Lux spoke in favor of the amendment, and Mr. Sanders spoke against it.

The amendment was not adopted.

The Clerk read the following amendment by Representative Lux:

On page 2, line 3 after "units." insert "This section shall not apply to any project located in more than one county."

With the consent of the House, Mr. Lux withdrew the amendment.

Ms. Becker moved adoption of the following amendment:

On page 2, line 7 after "apply to" strike "class A and class AA counties" and insert "cities of the first class"

Ms. Becker spoke in favor of the amendment.

Mr. Heck demanded an electric roll call vote on the amendment, and the demand was sustained.

Representatives Sanders and Tilly spoke against the amendment, and Ms. Becker spoke again in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Becker to Engrossed Substitute Senate Bill No. 4036, and the amendment was not adopted by the following vote: Yeas, 41; nays, 55; not voting, 3.

Voting yea: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King R., Kreidler, Lane, Lux, Martinis, Maxie, Monohon, Nelson D., North, Pruitt, Rinehart, Rust, Salatin, Scott, Sherman, Sommers, Thompson, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives O'Brien, Padden, Schmidt.

Mr. Lux moved adoption of the following amendment:

On page 2, line 14 after "delay" strike the period and insert "and that the action is frivolous and without merit."

Mr. Lux spoke in favor of the amendment, and Mr. Sanders spoke against it.

The amendment was not adopted.

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 4036 be placed on final passage.

Mr. King (R) spoke against the motion, and the motion was lost.

Engrossed Substitute Senate Bill No. 4036 was passed to Committee on Rules for third reading.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4190, by Committee on Parks and Ecology (originally sponsored by Senator Lee):

Providing for a study and evaluation of the state environmental policy act.

The bill was read the second time and passed to Committee on Rules for third reading.

ENGROSSED SENATE BILL NO. 4208, by Senators Gould, Newhouse and Williams (by State Energy Office request):

Modifying the governor's powers during energy shortage.

The bill was read the second time. (For previous action, see yesterday's Journal.)

On motion of Mr. Nelson (G), the following amendment to the title was adopted:

On page 1, line 1 of the title after "emergencies;" strike the remainder of the title and insert "amending section 18, chapter 108, Laws of 1975-'76 2nd ex. sess. as last amended by section 23, chapter 87, Laws of 1980 and RCW 43.21G.040; amending section 19, chapter 108, Laws of 1975-'76 2nd ex. sess. as amended by section 5, chapter 328, Laws of 1977 ex. sess. and RCW 43.21G.050; and declaring an emergency."

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Barnes yielded to question by Mr. Isaacson.

Mr. Isaacson: "Representative Barnes, how did we handle the petroleum market disruption in this bill?"

Mr. Barnes: "The petroleum market disruption cause is not included in either the Senate bill or the House bill at this time. We have only the two phases, the energy alert and the energy emergency. In the energy alert phase, the Governor has certain powers over governmental agencies. If we get into an energy emergency phase, the Governor then has more broad powers that include other entities."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 4208 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Engrossed Senate Bill No. 4208 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3344, by Committee on Ways and Means (originally sponsored by Senators McDermott, Scott, Gaspard, Kiskaddon, Goltz, Wojahn, Bauer, Zimmerman and Fleming):

Allocating funds for facilities for the handicapped.

The bill was read the second time.

Committee on Appropriations - Human Services recommendation: Majority, do pass as amended. (For amendment, see Journal, 85th Day, April 6, 1981.)

Mr. Nisbet moved adoption of the committee amendment, and spoke in favor of it.

POINT OF PRIVILEGE

Mr. Nisbet: "To explain to the members of the body exactly what action has been taken as far as Referendum 37 is concerned, we went back in preparing the amendment you have before you, studying Referendum 37, which states that the money is for the specific projects for '...the planning, acquisition, construction, renovation, improvement and equipping of regional and community facilities for the care, training and rehabilitation of persons with sensory, physical or mental handicaps, in accordance with chapter 43.99C RCW.' This is Referendum 37. With that guidance in mind, we examined the large number of projects that had been submitted through the process that brought them back to the legislature. As you no doubt remember, Referendum 37 was a rather unusual approach to allocating bonding capacity. Normally we say this is it, the people agree and that becomes fact, but in the case of Referendum 37, it had to come back to the legislature before it was, in fact, authorized to be spent.

"In examining the many projects offered for Referendum 37 money, and going back over the referendum itself, it was agreed upon by the committee that those things of a transient

nature—4-wheel drive pickups, CB sets, television cameras, polaroid cameras, pliers, screwdrivers, things of this nature—were those items that were best provided to the facilities by the local folk. If a van was needed, for example, it's an ideal project for one of our many kind service clubs in the state. We took out the requests that dealt with those items. Next, we went through and removed those that would require operating funds to be provided in addition to what was being provided at the present time. What you now have in front of you is a result of that particular project. It passed out of our committee and we have now prepared a completely new bill which you have before you."

POINT OF PRIVILEGE

Ms. Becker: "Speaking in the same vein as Representative Nisbet, whatever that was, I just want to say for the benefit of my colleagues on this side of the aisle, that I feel, in my opinion, at least, that the guidelines Representative Nisbet selected in this process were appropriate and I think they were fairly and evenly applied, with the exception of some projects that were accidentally overlooked and will be identified in the course of this debate."

POINT OF INQUIRY

Ms. Becker yielded to question by Mr. Barrett.

Mr. Barrett: "Representative Becker, I want to make sure I'm not confused or ignorant on one part. In 1979, the House passed House Bill 740 which really was the bill that required that there be a referendum. Is it the intent of the new bill, as you understand it, that it is a supplement to what was put in the statutes under House Bill 740?"

Ms. Becker: "I don't understand the meaning of your question, Representative Barrett."

Mr. Barrett: "My question is: There should be something in statute now that was put there in 1979 by the action of this House. Is that your understanding? In House Bill 740, which was passed in 1979, is it your understanding that what we have today is a supplement to whatever went into the statutes on the previous bill?"

Ms. Becker: "My understanding, Representative Barrett, would be that House Bill 740 was an act that would be part of the laws of Washington, but that it would require further legislative action to implement it and this bill is that action."

Mr. Thompson moved adoption of the following amendments by Representatives Thompson and Williams to the committee amendment:

On page 3, after line 10 insert the following:

"(2) For Cowlitz County to construct a living unit for twelve developmentally disabled clients in joint participation with Wahkiakum County: PROVIDED, That the project be constructed in such a way that upon completion it will qualify as a 'specialized group home.'

(Project No. 614) \$ 299,160"

On page 12, after line 15 insert the following new section:

"NEW SECTION. Sec. 30. Wahkiakum County. For Wahkiakum County to construct a living unit for twelve developmentally disabled clients in joint participation with Cowlitz County: PROVIDED, That the project be constructed in such a way that upon completion it will qualify as a 'specialized group home.'

(Project No. 614) \$ 70,840."

Re-number the remaining sections consecutively.

Representatives Thompson and Nisbet spoke in favor of the amendments, and they were adopted.

On motion of Mr. Eng, the following amendment by Representatives Eng and Nisbet to the committee amendment was adopted:

On page 4, line 25 after "ill" insert ": PROVIDED, That if the sponsoring agency elects to renovate no funds shall be allocated until a new project plan is submitted and approved by the Referendum 37 Regional Committee"

On motion of Mr. Nisbet, the following amendment to the committee amendment was adopted:

On page 8, line 12 strike "\$44,655" and insert "\$43,755"

On motion of Ms. Leonard, the following amendment by Representatives Nisbet and Leonard to the committee amendment was adopted:

On page 12, after line 3, insert the following:

"(8) For Spokane County to purchase a building and renovate it to house mentally ill adolescents: PROVIDED, That the project be placed at a site other than that originally identified

(Project No. 123) \$ 302,500"

Ms. Brekke moved adoption of the following amendment to the committee amendment: Beginning on page 6, line 26 of the amendment, strike all material down to and including "422)." on page 16, line 6.

Ms. Brekke spoke in favor of the amendment to the amendment, and Representatives Patrick and Garrett spoke against it.

Ms. Brekke spoke again in favor of the amendment, and Mr. Nisbet spoke against it.

Ms. Valle spoke in favor of the amendment.

The amendment to the committee amendment was not adopted.

Ms. Stratton moved adoption of the following amendment by Representatives Stratton, Barrett, Padden, McGinnis and Leonard to the committee amendment:

On page 27 of the committee amendment, after line 14 insert a new subsection as follows:

"(1) For School District No. 81 to purchase special television broadcasting equipment to provide captioning for the deaf

(Project No. 114) \$ 14,791"

Re-number the remaining subsections consecutively.

Representatives Stratton and Barrett spoke in favor of the amendment to the amendment, and Mr. Nisbet spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Stratton and others to the committee amendment to Substitute Senate Bill No. 3344, and the amendment was adopted by the following vote: Yeas, 53; nays, 42; not voting, 3.

Voting yea: Representatives Barr, Barrett, Bickham, Bond, Brekke, Brown, Burns, Dawson, Dickie, Eberle, Erak, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Gruger, Hankins, Heck, Hine, Isaacson, Johnson, King J., King R., Leonard, Lewis, McCormick, McGinnis, Monohon, Nelson D., Nelson G. A., North, Padden, Patrick, Prince, Rinehart, Rosbach, Salatino, Sanders, Scott, Smith, Sprague, Stratton, Taylor, Teutsch, Tilly, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Becker, Bender, Berleen, Cantu, Chamberlain, Chandler, Clayton, Ehlers, Ellis, Eng, Erickson, Greengo, Grimm, Hastings, Houchen, James, Kreidler, Lane, Lundquist, Lux, Martinis, Maxie, McDonald, Mitchell, Nickell, Nisbet, Owen, Pruitt, Rust, Sherman, Sommers, Struthers, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, and Mr. Speaker.

Not voting: Representatives Flanagan, O'Brien, Schmidt.

MOTION

Mr. Nisbet moved that Substitute Senate Bill No. 3344 be rereferred to Committee on Appropriations - Human Services.

Mr. Nisbet spoke in favor of the motion, and Mr. Barrett spoke against it.

With the consent of the House, Mr. Nisbet withdrew the motion.

MOTION

Mr. Nelson (G) moved that further consideration of Substitute Senate Bill No. 3344 be deferred and the bill be placed on the second reading calendar following Engrossed Senate Bill No. 3293.

Representatives Nelson (G), Mitchell, Nisbet and Becker spoke in favor of the motion, and Representatives Barrett, Taylor and Stratton spoke against it.

The motion was carried.

ENGROSSED SENATE BILL NO. 3359, by Senators Patterson, Hansen, Guess and Lee:

Placing ferry employees under the state civil service system.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendments, see Journal, 93rd Day, April 14, 1981.)

On motion of Mr. Wilson, the committee amendment was adopted.

Mr. King (R) moved adoption of the following amendment by Representatives King (R) and Patrick:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. It is the purpose of sections 1 through 6 of this act to prevent strikes by marine employees while preserving their noncivil service status and providing for a fair and impartial arbitration procedure for the resolution of contractual disputes.

NEW SECTION. Sec. 2. Nothing contained in this chapter constitutes a grant of the right to strike by any marine employee or group of marine employees, and such strikes are hereby expressly prohibited.

NEW SECTION. Sec. 3. If no agreement between an employer and the exclusive bargaining representative of marine employees has been reached after a reasonable period of negotiations and mediation, if voluntarily requested by one or both of the parties, and the executive director appointed under RCW 41.58.015 finds that the parties remain at impasse, then an arbitration panel shall be created to resolve the dispute. Within five days following the issuance of the determination of the executive director, each party shall name one person to serve as its arbitrator on the arbitration panel. The two members so appointed shall meet within three days following their appointments to attempt to choose a third member to act as the neutral chairman of the arbitration panel. Upon the failure of the arbitrators to select a neutral chairman within five days, the two appointed members shall use one of the two following options in the appointment of the third member, who shall act as chairman of the panel: (1) By mutual consent, the two appointed members may jointly request the commission, and the commission shall appoint a third member within two days of such request. Costs of each party's appointee shall be borne by each party respectively; other costs of the arbitration proceedings shall be borne by the commission; or (2) either party may apply to the commission, the federal mediation and conciliation service or the American Arbitration Association to provide a list of five qualified arbitrators from which the neutral chairman shall be chosen. Each party shall pay the fees and expenses of its arbitrator, and the fees and expenses of the neutral chairman shall be shared equally between the parties. Neither of these two methods may exceed five additional days.

The arbitration panel so constituted shall promptly establish a date, time, and place for a hearing and shall provide reasonable notice thereof to the parties to the dispute: PROVIDED, That the requirements of chapter 34.04 RCW do not apply to such notice. A hearing, which shall be informal, shall be held, and each party shall have the opportunity to present evidence and make argument. No member of the arbitration panel may present the case for a party to the proceedings. The rules of evidence prevailing in judicial proceedings may be considered, but are not binding, and any oral testimony or documentary evidence or other data deemed relevant by the chairman of the arbitration panel may be received in evidence. A recording of the proceedings shall be taken. The arbitration panel shall have the power to administer oaths, require the attendance of witnesses, and require the production of such books, papers, contracts, agreements, and documents as may be deemed by the panel to be material to a just determination of the issues in dispute. If any person refuses to obey a subpoena issued by the arbitration panel, or refuses to be sworn or to make an affirmation to testify, or any witness, party, or attorney for a party is guilty of any contempt while in attendance at any hearing held hereunder, the arbitration panel may invoke the jurisdiction of the superior court in the county where the labor dispute exists, and such court shall have jurisdiction to issue an appropriate order. Any failure to obey such order may be punished by the court as a contempt thereof. The hearing conducted by the arbitration panel shall be concluded within fifteen days following the selection or designation of the neutral chairman of the arbitration panel.

The neutral chairman shall consult with the other members of the arbitration panel and, within fifteen days following the conclusion of the hearing, the neutral chairman shall make written findings of fact and a written determination of the issues in dispute, based on the evidence presented. A copy thereof shall be served on the commission, on each of the other members of the arbitration panel, and on each of the parties to the dispute. That determination shall be final and binding upon both parties, subject to review by the superior court upon the application of either party solely upon the question of whether the decision of the panel was arbitrary or capricious.

Nothing in this section shall be construed to prohibit an employer and an exclusive bargaining representative from agreeing to substitute a different method to be used by the arbitration panel in reaching its decision such as a final offer package or an issue by issue arbitration system.

NEW SECTION. Sec. 4. In making its determination, the panel shall be mindful of the legislative purpose enumerated in section 1 of this act and as additional standards or guidelines to aid it in reaching a decision, it shall take into consideration the following factors:

- (1) The constitutional and statutory authority of the employer;
- (2) Stipulations of the parties;
- (3) Comparison of the wages, hours, and conditions of employment of the marine employees involved in the proceedings with the wages, hours, and conditions of employment of marine employees in comparable jurisdictions in the public and private sectors;
- (4) Such other factors, not confined to the foregoing, which are normally or traditionally taken into consideration in the determination of wages, hours, and conditions of employment.

NEW SECTION. Sec. 5. During the pendency of the proceedings before the arbitration panel, existing wages, hours, and other conditions of employment shall not be changed by action of either party without the consent of the other, but a party may so consent without prejudice to the party's rights or position under sections 1 through 6 of this act.

NEW SECTION. Sec. 6. If the representatives of either or both the exclusive bargaining agent and the employer refuse to submit to the procedures set forth in section 3 of this act, the parties, or the commission on its own motion, may invoke the jurisdiction of the superior court for the county where the labor dispute exists, and such court shall have jurisdiction to issue an appropriate order. A failure to obey such order may be punished by the court as a contempt thereof. A decision of the arbitration panel shall be final and binding

on the parties, and may be enforced at the instance of either party, the arbitration panel or the commission in the superior court for the county where the labor dispute exists.

NEW SECTION, Sec. 7. The provisions of sections 1 through 6 of this act relating to marine employees are intended to be additional to other remedies and shall be liberally construed to accomplish their purpose. If any provision of sections 1 through 6 of this act conflicts with any other statute, ordinance, rule, or regulation as it relates to marine employees, the provisions of sections 1 through 6 of this act shall control.

Sec. 8. Section 1, chapter 39, Laws of 1970 ex. sess. as last amended by section 2, chapter 125, Laws of 1979 and RCW 41.05.010 are each amended to read as follows:

Unless the context clearly indicates otherwise, words used in this chapter have the following meaning:

(1) 'Board' means the state employees' insurance board established under the provisions of RCW (~~41-05-020~~) 41.05.025.

(2) 'Employee' shall include all full time and career seasonal employees of the state, a county, a municipality, or other political subdivision of the state, whether or not covered by civil service, other than any person defined as an employee under RCW 47.64.010; elected and appointed officials of the executive branch of government, including full time members of boards, commissions, or committees; and shall include any or all part time and temporary employees under the terms and conditions established by the board; justices of the supreme court and judges of the court of appeals and the superior courts; and members of the state legislature or of the legislative authority of any county, city, or town who are elected to office after February 20, 1970.

(3) 'Panel medicine plan' means a health care plan which can be offered by a health care service contractor which itself furnishes the health care service contracted for by means of a group practice prepaid medical care plan, and also includes a health maintenance organization holding a valid certificate of registration under chapter 48.46 RCW.

(4) 'Trustee' shall mean the director of personnel.

NEW SECTION, Sec. 9. Sections 1 through 7 of this act are added to chapter 47.64 RCW.

NEW SECTION, Sec. 10. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

Representatives King (R) and Patrick spoke in favor of the amendment, and Representatives Wilson and Schmidt spoke against it.

Mr. King (R) spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives King (R) and Patrick to Engrossed Substitute Senate Bill No. 3359, and the amendment was not adopted by the following vote: Yeas, 42; nays, 55; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representative O'Brien.

On motion of Mr. Wilson, the committee amendment to the title was adopted.

Engrossed Senate Bill No. 3359 as amended by the House was passed to Committee on Rules for third reading.

The Speaker declared the House to be at ease until 7:30 p.m.

The Speaker called the House to order at 7:30 p.m.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3232, by Committee on Transportation (originally sponsored by Senators von Reichbauer and Guess - by State Patrol request):

Authorizing state patrol closures of highways.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendment, see Journal, 85th Day, April 6, 1981.)

On motion of Mr. Martinis, the committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3232 as amended by the House, and the bill passed the House by the following vote: Yeas, 91; nays, 0; not voting, 7.

Voting yea: Representatives Addison, Amen, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Not voting: Representatives Barnes, Barr, Berleen, Chandler, O'Brien, Schmidt, Wilson.

Engrossed Substitute Senate Bill No. 3232 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3238, by Senator Gaspard:

Repealing law relating to state school building systems project.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3238, and the bill passed the House by the following vote: Yeas, 91; nays, 0; not voting, 7.

Voting yea: Representatives Addison, Amen, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Not voting: Representatives Barnes, Barr, Berleen, Chandler, O'Brien, Schmidt, Wilson.

Senate Bill No. 3238 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3239, by Senators McDermott and Gaspard:

Repealing law providing for division of special educational service known as division of recreation.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3239, and the bill passed the House by the following vote: Yeas, 92; nays, 0; not voting, 6.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Not voting: Representatives Barnes, Berleen, Chandler, O'Brien, Schmidt, Wilson.

Senate Bill No. 3239, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3250, by Senators Deccio, Williams and Talley (by Insurance Commissioner request):

Requiring surplus line brokers to be residents of this state.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3250, and the bill passed the House by the following vote: Yeas, 92; nays, 0; not voting, 6.

Voting yea: Representatives Addison, Amen, Barrett, Becker, Bender, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barnes, Barr, Berleen, Brown, Chandler, O'Brien.

Senate Bill No. 3250, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3262, by Senator Bottiger:

Mandating due process hearing before certification of school bus driver, required by state board of education rule, is cancelled.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3262, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barr, Berleen, Chandler, O'Brien.

Senate Bill No. 3262, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3298, by Senators Bottiger and Fleming:

Permitting a jury to be selected in another county to accomplish a change of venue.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendments, see Journal, 88th Day, April 9, 1981.)

On motion of Mr. Padden, the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3298 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barr, Chandler, O'Brien.

Senate Bill No. 3298 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3319, by Senators Goltz, Patterson and Charnley:

Reviving foreign student scholarship program from extinction under sunset act.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Teutsch spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3319, and the bill passed the House by the following vote: Yeas, 87; nays, 7; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Clayton, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Cantu, Dickie, Houchen, Lane, Leonard, Lundquist.

Not voting: Representatives Barr, Chandler, Greengo, O'Brien.

Engrossed Senate Bill No. 3319, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3338, by Senator McDermott (by Superintendent of Public Instruction request):

Repealing obsolete provision relating to minimum guarantee to school districts for 1974-75 school year.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3338, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barr, O'Brien, Rinehart, Stratton.

Senate Bill No. 3338, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3354, by Senators Kiskaddon and Gaspard:

Repealing law, parts of which were declared unconstitutional, relating to student financial assistance programs.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3354, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barr, McCormick, O'Brien.

Senate Bill No. 3354, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3362, by Senators Jones and Fleming:

Permitting port commissions to offer rewards.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3362, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barr, O'Brien, Rinehart.

Engrossed Senate Bill No. 3362, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3383, by Senators Deccio, Clarke and Shinpoch (by Insurance Commissioner request):

Revising licensing laws regulating insurance industry.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3383, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R.,

Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Barr, O'Brien.

Senate Bill No. 3383, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3456, by Committee on Local Government (originally sponsored by Senators Sellar and Talley):

Removing requirement that certain certificates and licenses be filed with county officials.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 89th Day, April 10, 1981.)

On motion of Mr. Isaacson, the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3456 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Substitute Senate Bill No. 3456 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3536, by Senators Wojahn, Bauer, Sellar, Charnley and Fuller (by Department of General Administration request):

Authorizing parity between state and federal savings and loan associations.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3536, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Engrossed Senate Bill No. 3536, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3555, by Senators Bluechel and Charnley:

Mandating certain information from institutions of higher education relating to remunerated professional leaves.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3555, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives O'Brien, Stratton.

Senate Bill No. 3555, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3589, by Senators Talley and Guess (by Utilities and Transportation Commission request):

Revising certain laws governing the promulgation and distribution of transportation tariffs.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3589, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Senate Bill No. 3589, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3595, by Senators Williams and Gould (by Utilities and Transportation Commission request):

Permitting public service companies to sell, lease, or otherwise dispose of property to municipal corporations without authorization of the utilities and transportation commission.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3595, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick,

McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Engrossed Senate Bill No. 3595, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3626, by Senator Peterson:

Providing for the future termination of the forest practices appeals board.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3626, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Senate Bill No. 3626, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3834, by Senators Clarke, Wojahn and Bauer (by Insurance Commissioner request):

Revising laws regulating agents of title insurers.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3834, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Engrossed Senate Bill No. 3834, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 4319, by Committee on Local Government (originally sponsored by Senators Fuller and Hemstad):

Authorizing certain counties to provide for the taking and keeping of records of the board of county commissioners.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4319, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Substitute Senate Bill No. 4319, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3143, by Senators Talley, Hemstad and Zimmerman:

Modifying the authority of port commissioners to sell or convey port district property.

The bill was read the second time.

On motion of Mr. Isaacson, the following amendment was adopted:

On page 1, line 21 beginning with "As" strike all the matter down to and including "property" on line 23 and insert "~~(As regards property valued at more than twenty-five hundred dollars)~~ A port district may sell and convey any of its real or personal property valued at more than twenty-five hundred dollars"

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3143 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

Senate Bill No. 3143 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3240, by Senators McDermott and Gaspard:

Modifying certain laws relating to course instruction in the common schools.

The bill was read the second time.

Mr. Ellis moved adoption of the following amendment:

On page 3, after line 26 insert the following:

*(12) Receive the notification letter under section 2 of this 1981 act.

NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

An exempt school which complies with the provisions of this section shall not be subject to any other provision of this title.

An exempt school shall:

- (1) Make and maintain daily attendance records for each child enrolled and regularly attending classes.
- (2) Comply with reasonable health and fire safety requirements.
- (3) Provide, as a minimum, the total program hour offerings required of public schools under RCW 28A.58.754, as now or hereafter amended, except that the percentages prescribed therein shall not apply.
- (4) Provide instruction in the basic skills of mathematics, reading, science, social studies, spelling and writing at levels appropriate for each child's age and ability.

(5) Administer, at least once in each school year, a nationally standardized test or other nationally standardized equivalent measurement selected by the principal or chief administrator of the school, to all students enrolled or regularly attending grades 4, 6, 9 and 11. The nationally standardized test, or other equivalent measurement selected for students in grades 4, 6 and 9, shall measure achievement in the areas of English grammar, reading, spelling and mathematics. The nationally standardized test, or other equivalent measurement selected for students in grade 11, shall measure competencies in the verbal and quantitative areas.

(6) Make and maintain records of the test results achieved by its students and make the same available for one year after the testing at the principal office of the school for inspection, if any, or at such other place therein as the school shall designate, by a duly authorized representative of the state superintendent of public instruction at any mutually agreed upon time.

(7) Maintain on file a valid health certificate issued by the state department of social and health services for each teacher.

(8) Make the attendance and health certificate records available at the principal office of the school for inspection, if any, or at such other place therein as the school shall designate, by a duly authorized representative of the state superintendent of public instruction at any mutually agreed upon time.

(9) Maintain and safeguard permanent student records indicating days of attendance, grades received, courses completed, test scores, and forward such records with a recommended grade placement to any other public, private, or exempt school to which a student transfers.

(10) In the event the exempt school should close, forward all student records to the nearest local school district office where they shall be retained for the student in the same manner as for public school students.

(11) Have a policy which prohibits racial segregation or discrimination.

(12) Require students to provide proof of immunization or exemption therefrom as set forth in RCW 28A.31.104.

(13) Send a notification letter to the state board of education by November 15 of each year which includes the following:

- (a) Name, street address and telephone number of the school;
- (b) Name of principal or chief administrator of the school;
- (c) Statement that as a matter of conscience and/or religious belief it qualifies as an exempt school;
- (d) Grades which it operates; and
- (e) Enrollment as of November 1 of that year, both in total and by grade.

Any exempt school may appeal the actions of the state superintendent of public instruction or state board of education as provided in chapter 34.04 RCW.

As used in this section, "exempt school" shall include any nonpublic or independent school or school district operated by any organization which believes as a matter of conscience and/or religious belief that it cannot comply with requirements of the approval procedure for a private school set forth in RCW 28A.02-.201, as now or hereafter amended.

Sec. 3. Section 2, chapter 10, Laws of 1972 ex. sess. as last amended by section 1, chapter 59, Laws of 1980 and RCW 28A.27.010 are each amended to read as follows:

All parents, guardians and the persons in this state having custody of any child eight years of age and under fifteen years of age shall cause such child to attend the public school of the district in which the child resides for the full time when such school may be in session or to attend a private school or exempt school, as defined in section 2 of this 1981 act, for the same time unless the school district superintendent of the district in which the child resides shall have excused such child from attendance because the child is physically or mentally unable to attend school, is attending a residential school operated by the department of social and health services, or has been excused upon the request of his or her parents, guardians, or persons in this state having custody of any such child, for purposes agreed upon by the school authorities and the parent, guardian or custodian: PROVIDED, That such excused absences shall not be permitted if deemed to cause a serious adverse effect upon the student's educational progress: PROVIDED FURTHER, That students excused for such temporary absences may be claimed as full time equivalent students to the extent they would otherwise have been so claimed for the purposes of RCW 28A.41.130 and 28A.41.140, as now or hereafter amended, and shall not affect school district compliance with the provisions of RCW 28A.58.754, as now or hereafter amended.

All parents, guardians and other persons in this state having custody of any child fifteen years of age and under eighteen years of age shall cause such child to attend the public school of the district in which the child resides for the full time when such school may be in session or to attend a private school or exempt school for the same time excepting when the school district superintendent determines that such child is physically or mentally unable to attend school or has already attained a reasonable proficiency in the branches required by law to be taught in the first nine grades of the public schools of this state, or the child has been temporarily excused in accordance with this section, or the child is regularly and lawfully engaged in a useful or remunerative occupation, or the child is attending a residential school operated by the department of social and health services, or the child has already met graduation requirements in accordance with state board of education rules and regulations, or the child has received a certificate of educational competence under rules and regulations established by the state board of education under RCW 28A.04.135.

An approved private (~~and/or parochial~~) school for the purposes of this section shall be one approved under regulations established by the state board of education pursuant to RCW 28A.04.120 as now or hereafter amended.*

Renumber the remaining sections consecutively

POINT OF ORDER

Mr Ehlers: "While I appreciate Representative Ellis' concern, I would point out that this amendment is outside the scope and object of the bill under Rule 14 and, I believe, the bill is House Bill 234."

SENATE AMENDMENTS TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 75 with the following amendments:

On page 1, line 26 after "be" strike "employed directly by the commission and" and insert "commission employees."

On page 1, line 26 after "to" strike "it" and insert "the commission and shall have no employment relation or affiliation with the department or the legislature" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Wilson, the House concurred in the Senate amendments to House Bill No. 75.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 75 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 75 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

House Bill No. 75 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 99 with the following amendment:

On page 1, line 17 after "right" strike all language down through "90.03.250" on line 18 and insert:

"(shall become available for appropriation in accordance with RCW 90.03.250)) or any right reverted under RCW 90.14.170 or under RCW 90.14.180 shall first be applied to meet minimum flows established by the department of ecology, then be available for appropriation in accordance with RCW 90.03.250"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTIONS

Mr. Smith moved that the House do not concur in the Senate amendment to House Bill No. 99.

Mr. Martinis moved that the House do concur in the Senate amendment.

Representatives Martinis and Granlund spoke in favor of the motion to concur, and Representatives Isaacson and Smith spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the House do concur in the Senate amendment to House Bill No. 99, and the motion was lost by the following vote: Yeas, 44; nays, 51; not voting, 3.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Chandler, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lundquist, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, Owen, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Winsley, and Mr. Speaker.

Not voting: Representatives O'Brien, Tupper, Wilson.

The House, by its action, refused to concur in the Senate amendment, and asked them to recede therefrom.

SENATE AMENDMENTS TO HOUSE BILL

April 13, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 120 with the following amendments:

On page 1, line 1 of the title after "counselors;" insert "amending section 6, chapter 165, Laws of 1969 ex. sess. as amended by section 16, chapter 141, Laws of 1979 and RCW 13.06.060;"

On page 1, after the enacting clause insert the following:

"Section 1. Section 6, chapter 165, Laws of 1969 ex. sess. as amended by section 16, chapter 141, Laws of 1979 and RCW 13.06.060 are each amended to read as follows:

The secretary of social and health services may make pro rata payments to eligible counties for periods of less than one year (~~but for periods of not less than six months~~;) upon satisfactory demonstration of a reduction in commitments in accordance with the provisions of this chapter and the regulations of the department of social and health services."

Renumber the remaining section consecutively.
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Smith moved that the House do concur in the Senate amendments to House Bill No. 120.

Representatives Smith and Houchen spoke in favor of the motion, and it was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be final passage of House Bill No. 120 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 120 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Hine, O'Brien.

House Bill No. 120 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 101 with the following amendments: On page 1, line 26 after "19.09.265;" strike all the material down to and including "RCW 28A.58.455;" on line 28

On page 2, line .1 after "RCW 28B.10.120;" strike all the material down to and including "RCW 43.27A.200;" on line 2

On page 2, line 4 after "46.12.330;" strike all the material down to and including "RCW 46.20.329;" on line 6

On page 5, line 14 strike ".120" and insert ".110"

On page 23, line 15 strike all of section 26 and renumber the remaining sections consecutively.

On page 28, line 31 strike all of section 28 and renumber the remaining sections consecutively.

On page 33, line 19 strike all of section 32 and renumber the remaining sections consecutively.

On page 47, line 26 strike "39" and insert "37"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Ellis, the House concurred in the Senate amendments to Engrossed Substitute House Bill No. 101.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 101 as amended by the Senate.

Mr. Williams spoke against passage of the bill, and Mr. Ellis spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 101 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 77; nays, 20; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Johnson, King J., King R., Kreidler, Lewis, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., Nelson G. A., North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Valle, Van Dyken, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Barrett, Berleen, Clayton, Fancher, Isaacson, James, Lane, Leonard, Lundquist, McDonald, McGinnis, Nickell, Nisbet, Rosbach, Teutsch, Tilly, Tupper, Vander Stoep, Williams.

Not voting: Representative O'Brien.

Engrossed Substitute House Bill No. 101 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 157 with the following amendment:

On page 2, following line 13 add a new subsection (7) as follows:

"(7) Payment from any retirement system listed in RCW 41.50.030 and chapter 41.24 RCW."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Isaacson, the House concurred in the Senate amendment to Second Substitute House Bill No. 157.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Second Substitute House Bill No. 157 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 157 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 90; nays, 7; not voting, 1.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Chandler, Fancher, Grengo, Prince, Sommers.

Not voting: Representative O'Brien.

Second Substitute House Bill No. 157 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 176 with the following amendment:

On page 3, line 9 after "project." insert "Such agency procedures and guidelines shall include a plan to insure that minority and women-owned firms are afforded the maximum practicable opportunity to compete for and obtain public contracts for services. The level of participation by minority and women-owned firms shall be consistent with their general availability within the professional communities involved."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Addison, the House concurred in the Senate amendment to Substitute House Bill No. 176.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 176 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 176 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 83; nays, 13; not voting, 2.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Walk, Wang, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Barnes, Becker, Eng, Lane, Leonard, Padden, Rust, Sommers, Thompson, Valle, Vander Stoep, Williams, Winsley.

Not voting: Representatives McDonald, O'Brien.

Substitute House Bill No. 176 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 181 with the following amendments:

On page 1, line 2 of the title strike "80" and insert "03"

On page 1, line 4 strike "80" and insert "03"

On page 1, line 6 beginning with "To" strike all the remaining material and insert "Two or more irrigation districts may create a separate legal authority to carry out any or all of the powers described in RCW 87.03.015. To enable such a legal authority to carry out its delegated powers, the irrigation districts creating the authority may assign, convey, or otherwise transfer to it any or all of their respective property, rights, or obligations, including, without limitation, the power to issue revenue obligations and the power of condemnation. Such a legal authority shall be created and organized by contract in the manner described in chapter 39.34 RCW and shall be a separate legal entity." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Smith, the House concurred in the Senate amendment to House Bill no. 181.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 181 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 181 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives King J., O'Brien.

House Bill No. 181 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 227 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 46.44.092, chapter 12, Laws of 1961 as last amended by section 32, chapter 151, Laws of 1977 ex. sess. and RCW 46.44.092 are each amended to read as follows:

((No)) Special permits ((shall)) may not be issued for movements on any ((two-lane)) state highway outside the limits of any city or town ((where the overall width of load exceeds fourteen feet, or on any multiple-lane state highway where the overall width of load exceeds thirty-two feet; except that on multiple-lane state highways where a physical barrier serving as a median divider separates the oncoming and opposing traffic lanes, no special permit shall be issued for width in excess of twenty feet. PROVIDED, That)) in excess of the following widths:

On two-lane highways, fourteen feet;

On multiple-lane highways where a physical barrier serving as a median divider separates opposing traffic lanes, twenty feet;

On multiple-lane highways without a physical barrier serving as a median divider, thirty-two feet.

These limits apply except under the following conditions:

(1) In the case of buildings, the limitations referred to in this section for movement on any two-lane state highway other than the national system of interstate and defense highways may be exceeded under the following conditions: (a) Controlled vehicular traffic shall be maintained in one direction at all times; (b) the maximum distance of movement shall not exceed five miles; additional contiguous permits shall not be issued to exceed the five-mile limit: PROVIDED, That when the department of transportation, pursuant to general rules adopted by the transportation commission, determines a hardship would result, this limitation may be exceeded upon approval of the department of transportation; (c) prior to issuing a permit a qualified transportation department employee shall make a visual inspection of the building and route involved determining that the conditions listed herein shall be complied with and that structures or overhead obstructions may be cleared or moved in order to maintain a constant and uninterrupted movement of the building; (d) special escort or other precautions may be imposed to assure movement is made under the safest possible conditions, and the Washington state patrol shall be advised when and where the movement is to be made;

(2) Permits may be issued for widths of vehicles in excess of the preceding limitations on highways or sections of highways which have been designed and constructed for width in excess of such limitations;

(3) These limitations may be rescinded when certification is made by military officials, or by officials of public or private power facilities, or when in the opinion of the department of transportation the movement or action is a necessary movement or action: PROVIDED FURTHER, That in the judgment of the department of transportation the structures and highway surfaces on the routes involved are capable of sustaining widths in excess of such limitation;

(4) These limitations shall not apply to movement during daylight hours on any two lane state highway where the gross weight, including load, does not exceed ((forty-five)) eighty thousand pounds and the overall width of load does not exceed sixteen feet: PROVIDED, That the minimum and maximum speed of such movements, prescribed routes of such movements, the times of such movements, limitation upon frequency of trips (which limitation shall be not less than one per week), and conditions to assure safety of traffic may be prescribed by the department of transportation or local authority issuing such special permit.

The applicant for any special permit shall specifically describe the vehicle or vehicles and load to be operated or moved and the particular state highways for which permit to operate is requested and whether such permit is requested for a single trip or for continuous operation." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Wilson, the House concurred in the Senate amendment to House Bill No. 227.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 227 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 227 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

House Bill No. 227 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

The House resumed consideration of the Senate amendments to SUBSTITUTE HOUSE BILL NO. 467.

SPEAKER'S RULING

The Speaker: "Representative Nisbet, your point of order is pending. The Speaker has examined the bill and finds that section 1 is a statement of intent stating the findings of the legislature. It's continually expressed throughout that section, 'that the legislature finds,' 'the legislature further finds,' and so forth. The amendment adopted by the Senate states 'the legislature further finds, etc.' That turns out to be nearly a verbatim restatement of present law under 80.50.040 RCW(13), which, in the Speaker's opinion, would merely restate the findings of the legislature in directing the purposes of this act. Therefore, I would find that the Senate amendment is within the scope and object of Substitute House Bill No. 467. Your point of order is not well taken."

The Speaker stated the question before the House to be the motion that the House do concur in the Senate amendments to Substitute House Bill No. 467.

Mr. Barnes spoke in favor of the motion.

MOTION

On motion of Mr. Nisbet, the question was divided.

The House concurred in the Senate amendment to page 1, line 19.

Mr. Barnes moved that the House do concur in the Senate amendment to page 2, line 1.

Representatives Barnes, Barr and Padden spoke in favor of the motion, and Representatives Nisbet, Houchen and Bond spoke against it.

POINT OF INQUIRY

Mr. Barnes yielded to question by Ms. Houchen.

Ms. Houchen: "Would this amendment really affect the coal-fired plants? I think not, but I would like your opinion."

Mr. Barnes: "Adoption of the amendment would not because the FSEC decision has been made on the coal-fired plants, however, losing the bill would, because there is litigation going on now and probably will be in the future with any generating facility. If we lose the bill, then with this plant and others, the appeals procedure will not be expedited as this bill intends."

Ms. Houchen again opposed the motion to concur in the amendment.

ROLL CALL

The Clerk called the roll on the motion that the House concur in the Senate amendment to page 2, line 1 of Substitute House Bill No. 467, and the motion was carried by the following vote: Yeas, 56; nays, 40; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Greengo, Hankins, Hastings, Heck, James, King J., Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Monohon, Nelson G. A., Nickell, Padden, Patrick, Prince, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Valle, Vander Stoep, Warnke, Williams, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Cantu, Dawson, Ehlers, Eng, Granlund, Grimm, Gruger, Hine, Houchen, Johnson, King R., Kreidler, Lane, Lux, Maxie, Mitchell, Nelson D., Nisbet, North, Owen, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sherman, Sommers, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Walk, Wang, Wilson, Winsley.

Not voting: Representatives Isaacson, O'Brien.

On motion of Mr. Barnes, the House concurred in the remainder of the Senate amendments to Substitute House Bill No. 467.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 467 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 467 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 72; nays, 24; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, James, King J., King R., Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Padden, Prince, Pruitt, Rosbach, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Tupper, Valle, Vander Stoep, Walk, Warnke, Williams, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Burns, Ehlers, Eng, Granlund, Houchen, Johnson, Kreidler, Lux, Nelson D., Nisbet, North, Owen, Patrick, Rinehart, Rust, Salatino, Sherman, Teutsch, Van Dyken, Wang, Wilson, Winsley.

Not voting: Representatives Isaacson, O'Brien.

Substitute House Bill No. 467 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 625 with the following amendment:

On page 2, line 11 after "authority" strike everything down to and including "act" on line 15 and insert "documents its approval of the additional positions and its agreements that it and the other counties comprising the judicial district will pay out of county funds, without reimbursement from the state, the same portion of expenses of such additional judicial positions which the judicial district as a whole provides for positions existing prior to the date of this act. The amount of funds to be paid by each county is to be determined among the counties comprising each judicial district." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Ellis, the House concurred in the Senate amendment to House Bill No. 625.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 625 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 625 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinchart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative O'Brien.

House Bill No. 625 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 16, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED HOUSE BILL NO. 171,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE BILL NO. 42,
 HOUSE BILL NO. 66,
 HOUSE BILL NO. 83,
 SUBSTITUTE HOUSE BILL NO. 88,
 SUBSTITUTE HOUSE BILL NO. 112,
 HOUSE BILL NO. 161,
 HOUSE BILL NO. 171,
 SUBSTITUTE HOUSE BILL NO. 307,
 SUBSTITUTE HOUSE BILL NO. 316,
 HOUSE BILL NO. 364,
 HOUSE BILL NO. 464,
 SUBSTITUTE HOUSE BILL NO. 636,
 HOUSE BILL NO. 681,
 HOUSE CONCURRENT RESOLUTION NO. 7.

SENATE AMENDMENT TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 719 with the following amendments:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. The legislature has reason to believe there seemingly exists in the Washington state educational structure at present a lack of coordination between institutions, a weak response to the progressive academic and vocational needs of students, an unclear statement as to roles and missions, an inconsistency between programs, duplications of effort, and inefficient uses of public dollars. The possibilities for improving this structure require comprehensive examination.

The current structure has evolved into several separate and distinct educational components: The kindergarten through grade twelve system, the community college system, the four year colleges and universities system, the vocational technical institute system, and educational instruction within other state institutions; outside of the state systems, but of much importance, are the private and proprietary schools.

Accountability in education should be equally applicable to all levels of instruction. The assessments of student achievement, what constitutes good instruction, and the responsibilities of management, should be public knowledge and publicly controlled in all segments of education funded by state taxes. The needs of the student, the product of the educational system, are paramount.

Therefore, it is the intent of this act to investigate thoroughly the entire educational complex in Washington state.

A review of the educational complex is merited so that the legislative and administrative branches of government and the public may consider these and other issues: Coordination, needs of students and response to those needs; the role and missions of the components, educational diversity and independence; obstacles to orderly student progression; open access; efficiency; duplication; accreditation; graduation and entrance requirements from high school to postsecondary; efficient uses of public dollars; ways to improve the system possibly through managerial reorganization or combining of components; accountability of the various levels; student achievement; and a determination of what constitutes good instruction.

NEW SECTION. Sec. 2. There is hereby created the Temporary Committee on Educational Policies, Structure and Management which shall consist of thirteen citizen members, appointed by the governor, each of whom shall apply for membership and demonstrate his or her concern and interest in the education of all children, one member from each political party of the house of representatives, appointed by the speaker of the house, and one member from each political party of the senate, appointed by the president of the senate.

The temporary committee shall undertake a general review of Washington education, its strengths and areas needed for improvement, and make a report on its findings to the governor, the legislature and the citizens of the state.

In addition to the examination of those questions raised in section 1 of this act, this review shall include:

- (1) An emphasis on the educational progression of the student;
- (2) An examination of the current educational components with particular attention directed to their interrelationships, obstacles to student mobility and progression, and how the system or its components might be improved;
- (3) Examination of the educational goals of the components and a determination of their intended interrelationships;
- (4) Determination of the extent of duplication of educational services in both the vocational and academic areas, the extent to which such duplication may be unwarranted, and proposed corrections; and
- (5) Consideration of the nature and extent of any benefits, including those pertaining to student access, progression, and learning, improved information, and cost reduction, as well as any disadvantages, that might accrue from structural reorganization in Washington education.
- (6) Consideration of the state's responsibility to make ample provisions for K-12 education including alternative methods of funding staff costs, alternative approaches to levy limitation, incentive approaches to encouraging effective responsible decision-making at the local level and the optimum use of the ideas and talents of teachers, administrators and citizens.
- (7) In regard to postsecondary education, the committee shall take into consideration the policy and planning studies of the council for postsecondary education and shall utilize to the extent possible the data and findings of such council studies.

The committee shall be constituted and ready to hire staff and begin work by August 1, 1981. Draft recommendations shall be proposed by August 1, 1982, and after extensive state-wide public discussion of those recommendations, final recommendations for appropriate action shall be completed and presented to the governor by December 1, 1982. Members of the committee shall present those recommendations to the legislature, to the appropriate state agencies and to the public as soon as possible after the 1983 legislature convenes, and the committee shall cease to function by the end of the 1983 legislative session.

NEW SECTION. Sec. 3. The Temporary Committee on Educational Policies, Structure and Management may accept and expend funds in accordance with chapter 43.88 RCW from private sources and grants from public agencies for the purposes of fulfilling its duties: PROVIDED, That the acceptance and expenditure of such funds first must be approved by the governor.

The committee may establish advisory committees and task forces, as it may deem necessary, to assist it in the fulfillment of its duties.

The educational institutions, delivery systems, and support systems of the state shall fully cooperate with the committee in its investigations and deliberations.

The committee may employ such staff or consultants that it may deem necessary to fulfill its duties.

NEW SECTION. Sec. 4. There is hereby appropriated for the biennium ending June 30, 1983, the sum of one hundred thousand dollars, or so much thereof as may be necessary, from the state general fund, to be used by the committee for the purpose of carrying out the provisions of sections 1 through 3 of this act. The appropriation contained in this section is subject to the following conditions and limitations:

(1) That the general fund state funds provided shall be matched by local or private funds on a one to one basis.

(2) That upon completion of the study, any residual general fund state funds shall revert to the general fund.

NEW SECTION. Sec. 5. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On line 1 of the title after "to the" strike "Citizens Study Commission on School Finance" and before ";"; and insert "Temporary Committee on Educational Policies, Structure and Management"

On line 4 of the title after "commission" and before "." insert "; and making an appropriation" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Taylor moved that the House do concur in the Senate amendments to Engrossed House Bill No. 719.

Representatives McDonald and Taylor spoke in favor of the motion, and Representatives Lane, Teutsch and Tupper spoke against it.

POINT OF ORDER

Ms. Teutsch: "Mr. Speaker, I question whether or not this amendment falls under the scope and object of this bill."

SPEAKER'S RULING

The Speaker: "The Speaker finds, in examining Engrossed House Bill No. 719, that the original bill was an act relating to the citizens study commission on school finance and setting out its powers and duties and providing for the expiration of such commission. I find that the Senate amendment includes a title amendment which strikes the citizens study commission on school finance and inserts a different title for the commission. It changes the object of the bill from one dealing with the public schools and expands it to cover all of education, K-12 and higher education, and in my judgment, it would greatly expand the object of the bill and it would change the title of the bill, therefore, the Senate amendment is beyond the scope and object."

Engrossed House Bill No. 719 was rereferred to Committee on Education.

POINT OF PARLIAMENTARY INQUIRY

Mr. Heck: "Mr. Speaker, is it therefore established by this ruling that points of order can be raised on amendments at any point during the discussion and debate on them?"

The Speaker: "No, that is not established by that ruling."

Mr. Heck: "Mr. Speaker, Reed's Rule 112 states that the objection to present action must be presented before consideration has been entered upon. After debate has begun—and I believe we had engaged in debate on concurrence of this amendment—or other action has been taken, it is too late."

The Speaker: "Representative Heck, we showed you that part of Reed's while you were up here and explained that it didn't apply in this case. If I can draw your attention to Reed's Rule 168, which says in part, '...questions of personal privilege relating to the assembly.' Which is what I believe happened in this case."

SENATE AMENDMENTS TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 664 with the following amendments:

In line 4 of the title after "RCW 35.13.130;" strike all material down through "sess." on line 6.

On page 1, line 19 after "value" strike "of taxable property," and insert "(;)"

On page 1, line 21 after "**PROVIDED, That**" insert "in cities and towns with populations greater than 160,000 located east of the Cascade mountains."

On page 2, strike all of section 2 and renumber the remaining section consecutively.

On page 3, after line 25 add a new section as follows:

"NEW SECTION. Sec. 3. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Renumber the remaining section consecutively.

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Isaacson, the House concurred in the Senate amendments to House Bill No. 664.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 664 as amended by the Senate.

Ms. Leonard spoke in favor of passage of the bill, and Mr. Nelson (D) spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 664 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 72; nays, 25; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Burns, Eng, Erak, Gallagher, Garrett, Gruger, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., Rinehart, Rust, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Wang.

Not voting: Representative O'Brien.

House Bill No. 664 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3240:

The House resumed consideration of the bill on second reading.

The Speaker stated the question before the House to be the point of order raised by Representative Ehlers regarding the amendment by Representative Ellis.

SPEAKER'S RULING

The Speaker: "The Speaker has examined House Rule 14B, which requires amendments to be germane. In examining Reed's Rules, much the same is restated. It is impossible to lay down any precise rule on this subject, and much depends on the good sense of the presiding officer. I find that the original bill deals with the duties and powers of the State Board of Education. It begins in section 1 with 'In addition to any other powers and duties as provided by law, the state board of education shall...' and proceeds through eleven different items that the State Board of Education shall be empowered to do. Although the bill has the express purpose of deleting one of those powers, it is dealing broadly with the duties of the State Board of Education. The amendment offered by Representative Ellis adds another duty to the State Board of Education and then proceeds to define the requirements of that duty. Therefore, under the Speaker's opinion, the amendment by Representative Ellis is within the scope and object of the bill."

Mr. Ellis spoke in favor of the amendment, and Ms. Galloway spoke against it.

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. McGinnis.

Mr. McGinnis: "Representative Ellis, it is my understanding that some of the main proponents of this bill are the Catholic education community, the Lutheran Education community

and some of the more traditional Christian schooling institutions in this state, and that they want this bill in order to retain the right to easily have access to state accreditation and they don't want to have the lack of ability to ask the state to accredit and certify their schools, basically because they are using that in terms of helping themselves in selling parents. Is that true or false?"

Mr. Ellis: "Representative McGinnis, you accurately describe the support of these organizations which we indicated before. These groups, including the Montessori school system, are members of the Washington Federation of Independent Schools who have asked for this legislation. They do not intend to exempt out of approval. They want to continue the approval process, but they recognize the rights of these people and have asked that, based on our historic freedoms of religion in this country, they be granted this exemption. The answer is yes."

Mr. McGinnis spoke in favor of the amendment, and Mr. Ehlers spoke against it.

Mr. McGinnis spoke again in favor of the amendment.

POINT OF INQUIRY

Mr. Lux asked Mr. Ellis to yield to question, and Mr. Ellis refused to yield.

A division was called on the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Ellis to page 3 of Senate Bill No. 3240, and the amendment was adopted by the following vote: Yeas, 54; nays, 41; not voting, 3.

Voting yea: Representatives Addison, Barnes, Barr, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Greengo, Grimm, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Padden, Patrick, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, Warnke, and Mr. Speaker.

Voting nay: Representatives Amen, Barrett, Becker, Brekke, Brown, Burns, Clayton, Dawson, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Garson, Granlund, Gruger, Hankins, King J., King R., Kroidler, Lux, Maxie, Monohon, Nelson D., Owen, Prince, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Tupper, Valle, Vander Stoep, Walk, Wang, Williams, Wilson.

Not voting: Representatives O'Brien, Teutsch, Winsley.

Ms. Sommers moved adoption of the following amendment by Representatives Sommers, McDonald, Taylor and Galloway:

On page 3, after line 35 add new sections as follows:

Sec. 3. Section 1, chapter 95, Laws of 1979 and RCW 28A.58.800 are each amended to read as follows: RCW 28A.58.800 through 28A.58.810 shall be known and cited as 'The Transitional Bilingual Instruction Act of 1979'. ((The legislature finds that there are large numbers of children who come from homes where the primary language is other than English. Experience has shown that classes which are taught in English are inadequate to meet the needs of these children. The legislature finds that a bilingual education program can meet the needs of these children.)) Pursuant to the policy of this state to insure equal educational opportunity to every child ((in this state)), it is the purpose of RCW 28A.58.800 through 28A.58.810 to provide for the implementation of ((bilingual education)) special instruction to improve proficiency in English programs in the public schools, and to provide supplemental financial assistance to help ((local school districts to)) meet the extra costs of these programs.

Sec. 4. There is added to chapter 95, Laws of 1979 and to chapter 28A.58 RCW a new section to read as follows:

The legislature finds that a thorough command of English is a cornerstone of equal opportunity. Historically, the public school system has served to integrate newcomers by teaching our common language. It shall be the policy of this state to provide special instruction to improve proficiency in English to students not fluent in English.

Sec. 5. Section 2, chapter 95, Laws of 1979 and RCW 28A.58.802 are each amended to read as follows: As used in RCW 28A.58.800 through 28A.58.810, unless the context thereof indicates to the contrary:

(1) 'Transitional bilingual instruction' means ((a system of instruction which uses two languages, one of which is English, as a means of instruction to build upon and expand language skills to enable the pupil to achieve competency in English. Concepts and information are introduced in the primary language and reinforced in the second language. PROVIDED, That the program shall include testing in the subject matter in English.)) special instruction to improve proficiency in English. Such a program may include instruction in a student's primary language, but shall emphasize intensive English instruction and a rapid transition of the student to instruction in English.

(2) 'Primary language' means the language most often used by the student for communication in his/her home.

(3) 'Eligible pupil' means any enrollee of the school district whose primary language is other than English and whose English language skills are sufficiently deficient or absent to impair learning (~~when taught only in English~~), but shall not include pupils who are equally or almost equally competent in English and other languages.

Sec. 6. Section 3, chapter 95, Laws of 1979 and RCW 28A.58.804 are each amended to read as follows:
Every school district board of directors shall:

(1) Make available to each eligible pupil (~~the bilingual instruction~~) special instruction to improve proficiency in English in accord with rules of the superintendent of public instruction (~~PROVIDED, That such rules shall provide that any school district with a limited number of pupils of the same non-English dominant language shall not be required to activate a new bilingual program but may carry on an alternative instructional program utilizing resources available to the district~~).

(2) Wherever feasible, ensure that communications to parents emanating from the schools shall be appropriately bilingual for those parents of pupils in the (~~bilingual instruction~~) program.

(3) Annually determine (~~by administration of a test approved by the superintendent of public instruction~~) the number of eligible pupils enrolled in the school district.

(4) Provide in-service training for all teachers, counselors, and other staff, who are involved in (~~bilingual education~~) the program within the district. Such training shall include appropriate instructional strategies for children of culturally different backgrounds, use of curriculum materials, and (~~bilingual~~) program models.

Sec. 7. Section 4, chapter 95, Laws of 1979 and RCW 28A.58.806 are each amended to read as follows:

Every school district board of directors may appoint, maintain, and receive recommendations from an advisory committee of persons including parents whose children are in the (~~bilingual instruction~~) special instruction to improve proficiency in English program, (~~and bilingual~~) program teachers and other staff members.

Sec. 8. Section 5, chapter 95, Laws of 1979 and RCW 28A.58.808 are each amended to read as follows:

The superintendent of public instruction (~~shall~~) may prepare and issue (~~prior to September, 1979; program development~~) guidelines to assist school districts in preparing their programs. Rules for implementation of this (~~bilingual instruction~~) special instruction to improve proficiency in English shall be promulgated by the superintendent of public instruction in accordance with chapter 34.04 RCW (~~no later than May 15, 1980~~). Such guidelines and rules shall maximize the role of school districts in selecting programs appropriate to meet needs of eligible pupils.

Sec. 9. Section 6, chapter 95, Laws of 1979 and RCW 28A.58.810 are each amended to read as follows:

The superintendent of public instruction shall prepare and submit biennially to the governor and the legislature a budget request for (~~bilingual instruction~~) special instruction to improve proficiency in English programs. Moneys appropriated by the legislature for the purposes of RCW 28A.58.800 through 28A.58.810 shall be allocated by the superintendent of public instruction to school districts for the sole purpose of operating (~~an approved bilingual instruction program;~~) such programs. Priorities for funding shall exist for the early elementary grades. No moneys shall be allocated pursuant to this section to fund more than (~~three school years of bilingual instruction~~) two years of special instruction to improve proficiency in English for each eligible pupil within a district (~~PROVIDED, That such moneys may be allocated to fund more than three school years of bilingual instruction for any pupil who fails to demonstrate improvement in English language skills adequate to remove impairment of learning when taught only in English~~). (~~The superintendent of public instruction shall set standards and approve a test for the measurement of such English language skills~~) In cases where the district can demonstrate that a pupil has failed to improve English skills sufficient to accomplish a transition to instruction in English, moneys may be allocated to fund up to one additional year of special instruction for such pupil. Any request for funds for instruction beyond this additional period shall be provided only after personal approval of the superintendent of public instruction. School districts are hereby empowered to accept grants, gifts, donations, devices and other gratuities from private and public sources to aid in accomplishing the purposes of RCW 28A.58.800 through 28A.58.810."

Renumber the remaining sections consecutively.

POINT OF ORDER

Mr. Ehlers: "I raise the point of order, Mr. Speaker, on scope and object. On your previous ruling on the same bill you ruled that the bill had to do with the responsibilities of actions of the State Board of Education, and this amendment deals with a course of study for the various school districts and on the basis of your previous ruling, it is clearly outside the scope and object."

SPEAKER'S RULING

The Speaker: "The bill does deal with the duties and powers of the State Board of Education, and in examining the amendment by Representative Sommers, I find that the amendment deals with a course of instruction and gives instruction to the Superintendent of Public Instruction and local school districts, but does not deal with the powers and duties of the State Board of Education. I would find that your point of order is well taken and the amendment is beyond the scope and object of the bill."

Mr. Tilly moved adoption of the following amendment by Representatives Tilly, Dickie, Erak, Johnson, Valle and McDonald:

On page 3, after line 26 insert the following:

"Sec. 2. Section 1, chapter 90, Laws of 1975-'76 2nd ex. sess. as amended by section 1, chapter 305, Laws of 1977 ex. sess. and RCW 28A.58.090 are each amended to read as follows:

Every school district board of directors, being accountable to the citizens within its district as to the education offered to the students therein, on or before September 1, 1977, for grades kindergarten through eight, and on or before September 1, 1978, for grades nine through twelve, by rule and regulation, shall develop a program identifying student learning objectives for their district in the areas of language arts, reading, and math, and initiate implementation of such program on or before September 1, 1978, for grades kindergarten through eight, and on or before September 1, 1981, for grades nine through twelve: PROVIDED, That such student learning objectives for grades kindergarten through eight shall be reviewed by the superintendent of public instruction and a report of such review shall be submitted to the legislature on or before January 31, 1978: PROVIDED FURTHER, That the school district must evidence community participation in defining the objectives of such a program. Such program of student learning objectives shall assure that the district's resources in such educational program, such as money, facilities, time, materials and personnel, shall be utilized so as to provide both economies in management and operation, and quality education in the aforesaid areas and courses(~~PROVIDED FURTHER, That such learning objectives shall be measurable as to the actual student attainment; student attainment shall be locally assessed annually and the student learning objectives program shall be reviewed at least every two years.~~

The state board of education shall examine the programs in each school district in the state for reasons of program approval as required in accordance with RCW 28A.41.130, as now or hereafter amended)).

School districts may obtain assistance in carrying out their duties under this section from the educational service district of which they are a part."

Renumber the remaining sections consecutively.

POINT OF ORDER

Mr. Ehlers: "Mr. Speaker, I would raise a point of order that this amendment is also outside the scope and object, consistent with the previous ruling you just made on Representative Sommers' amendment."

SPEAKER'S RULING

The Speaker: "The Speaker finds that the amendment does not deal with the same sections of the Code that the bill deals with and does not deal with the subject of the duties and powers of the State Board of Education, but rather is dealing with the students' learning objectives program, which is the subject of legislation in previous years and, therefore, your point of order is well taken, and it is beyond the scope and object of the bill."

On motion of Mr. Ellis, the following amendment to the title was adopted:

On page 1, line 4 of the title, after "28A.04.120;" insert "amending section 2, chapter 10, Laws of 1972 ex. sess. as last amended by section 1, chapter 59, Laws of 1980 and RCW 28A.27.010; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW;"

MOTION

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and Senate Bill No. 3240 as amended by the House be advanced to final passage.

A division was called.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advance Senate Bill No. 3240 as amended by the House to final passage, and the motion was carried by the following vote: Yeas, 54; nays, 42; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Greengo, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, Padden, Patrick, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Barrett, Becker, Bender, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garson, Granlund, Grimm, Gruger, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Nelson D., Owen, Prince, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Vander Stoep, Walk, Wang, Williams, Winsley.

Not voting: Representatives O'Brien, Teutsch.

Senate Bill No. 3240 as amended by the House was passed to Committee on Rules for third reading.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

April 14, 1981

HOUSE BILL NO. 459, Prime Sponsor: Committee on Ways and Means, adopting a supplemental capital budget. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Greengo, Nisbet, Warnke, Williams.

Not attending: Representatives Becker, McDonald, Thompson.

April 15, 1981

HOUSE BILL NO. 745, Prime Sponsor: Committee on Ethics, Law and Justice, penalizing threats against the governor and successors to the office of governor. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 9 after "lieutenant governor," strike "or"

On page 1, line 9 after "state" insert "or his immediate family"

On page 1, line 13 after "lieutenant governor," strike "or"

On page 1, line 24 after "person" insert "other than the lieutenant governor"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang.

Not attending: Representatives Schmidt, Winsley.

April 16, 1981

HOUSE BILL NO. 752, Prime Sponsor: Committee on Revenue, modifying provision on the taxation of motor carriers of freight for hire. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Not attending: Representatives Rinehart, Ranking Minority Member; Brown.

April 15, 1981

HOUSE CONCURRENT RESOLUTION NO. 21, Prime Sponsor: Representative Barr, authorizing review of auditing of local governments. Reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Isaacson, Chairman; Erickson, Ranking Minority Member; Barr, Berleen, Burns, Chamberlain, Garrett, Hine, James, Lane, Leonard, Monohon, North, Stratton, Van Dyken.

Voting nay: Representatives Lundquist, Vice Chairman; Berleen.

Changing vote from yea to nay: Representative Berleen.

Not attending: Representatives Barrett, Brown.

April 15, 1981

HOUSE CONCURRENT RESOLUTION NO. 24, Prime Sponsor: Representative Valle, requesting the federal government to establish the National Academy of Peace and Conflict Resolution. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Salatino, Ranking Minority Member; Becker, Granlund, Gruger, Pruitt, Wang, Winsley.

Voting nay: Representatives Padden, Vice Chairman; Bickham, Patrick, Tupper.

Changing vote from nay to yea: Representative Tilly.

Not attending: Representative Schmidt.

April 16, 1981

SENATE BILL NO. 3023, Prime Sponsor: Senator Hansen, setting the business and occupation tax on beans, lentils and triticale. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass with the following amendments:

On page 4, after line 15 insert the following:

*Sec. 2. Section 10, chapter 37, Laws of 1980 and RCW 82.04.4289 are each amended to read as follows:

In computing tax there may be deducted from the measure of tax amounts derived as compensation for services rendered to patients or from sales of prescription drugs as defined in RCW 82.08.0281 furnished as an integral part of services rendered to patients by a hospital, as defined in chapter 70.41 RCW, which is operated as a nonprofit corporation, a kidney dialysis facility operated as a nonprofit corporation, whether or not operated in connection with a hospital, nursing homes and homes for unwed mothers operated as religious or charitable organizations, but only if no part of the net earnings received by such an institution inures directly or indirectly, to any person other than the institution entitled to deduction hereunder. In no event shall any such deduction be allowed, unless the hospital building is entitled to exemption from taxation under the property tax laws of this state."

On page 1, on line 1 of the title, after "taxes;" strike "and" and on line 4, after "82.04.260" insert "; and amending section 10, chapter 37, Laws of 1980 and RCW 82.04.4289"

Signed by Representatives Greengo, Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust.

Voting nay: Representative Sanders.

Not signing report: Representative Flanagan, Vice Chairman.

April 15, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3027, Prime Sponsor: Committee on Parks and Ecology, restricting the destruction of historic properties. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 6 after "historic" strike "property" and insert "structure" and on line 7 after "The" strike "property" and insert "structure" and on line 9 after "The" strike "property" and insert "structure" and on line 12 after "The" strike "property" and insert "structure" and on line 15 after "The" strike "property" and insert "structure"

On page 1, line 18 after "district" strike all material down to and including "section" on line 19 and insert "shall be eligible for consideration as a historic structure"

On page 1, beginning on line 21 strike "property" and insert "structure" and after "unless" insert ": (a)" and on line 22 after "board" strike all material down to and including "RCW" on line 24 and insert "; or (b) the national advisory council on historic preservation or its executive director approves of the proposed destruction: PROVIDED, That such authority and jurisdiction as relates to the authority of the state capitol committee shall remain in full force and effect, and nothing in this act shall be construed to grant authority over the disposition of structures under the jurisdiction of the state capitol committee to the state review board"

On page 1, beginning on line 26 strike "property" and insert "structure" and on page 2, beginning on line 1 after "historic" strike "property" and insert "structure" and on line 2 after "the" strike "property" and insert "structure" and on line 3 after "the" strike "property" and insert "structure" and on line 11 after "of" insert "a" and after "owned" strike "property" and insert "structure" and on line 12 after "and" insert "a" and after "historic" strike "property" and insert "structure"

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Greengo, McGinnis, Nelson (D), Rust, Sprague.

Voting nay: Representative Hankins.

Not signing report: Representatives Lewis and Nickell.

Not attending: Representatives Ehlers, Johnson, O'Brien, Rinehart.

April 15, 1981

ENGROSSED SENATE BILL NO. 3028, Prime Sponsor: Senator Williams, requiring the director of general administration to give preference to historic properties for use by state agencies. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, after line 27 insert the following new sections to read as follows:

***NEW SECTION.** Sec. 2. The legislature declares its urgent desire to preserve the historic right of way of the Milwaukee railroad and its existing bridges from western Washington to the Idaho border for incorporation into a cross-state historic and economic multi-use corridor, to be designated as the John Wayne pioneer trail.

The committees on parks and ecology and labor and commerce of the senate and the committees on natural resources and environmental affairs and labor and economic development of the house of representatives shall form a joint committee to prepare a report on the acquisition by the state of the Milwaukee railroad right of way and its existing bridges and recommended uses for these properties.

The interagency committee for outdoor recreation, the department of transportation, the parks and recreation commission, the department of natural resources, the department of commerce and economic development, and the department of game shall assist the joint committee in the preparation of its report upon request of the joint committee.

The report shall be completed on or before November 1, 1981.

NEW SECTION. Sec. 3. There is appropriated from the general fund for the biennium ending June 30, 1983, to the legislature the sum of twenty-five thousand dollars, or so much thereof as may be necessary, to carry out the purposes of section 2 of this act.

NEW SECTION. Sec. 4. Section 2 of this act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Renumber the remaining sections consecutively.

On page 1, line 1 of the title after "preservation;" strike "and" and on line 2 of the title after "43.82 RCW" insert "; creating new sections; making an appropriation; and declaring an emergency"

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Voting nay: Representative Ehlers.

Not attending: Representative O'Brien.

April 15, 1981

SUBSTITUTE SENATE BILL NO. 3030, Prime Sponsor: Committee on Parks and Ecology, encouraging the development of traditional skills needed in the restoration of older buildings. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, beginning on line 14 strike all material down to and including "act." on line 18.

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Ehlers, Erak, Greengo, Hankins, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not attending: Representatives Johnson, O'Brien.

April 16, 1981

SENATE BILL NO. 3039, Prime Sponsor: Senator Hansen, modifying the exemption for alcohol to be used in certain equipment and implements. Reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Smith, Chairman; Van Dyken, Vice Chairman; Galloway, Ranking Minority Member; Granlund, Hastings, Kreidler, Lux, Padden, Prince, Sommers.

Not attending: Representatives Amen, Fancher, Fiske, Gallagher.

April 15, 1981

SENATE BILL NO. 3072, Prime Sponsor: Senator Talmadge, providing for subsistence, lodging and travel expenses of pro tem judges. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Schmidt.

April 15, 1981

ENGROSSED SENATE BILL NO. 3073, Prime Sponsor: Senator Ridder, exempting from the open public meetings act portions of a meeting at which the state auditor's preliminary report is received. Reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Greengo, Hankins, Johnson, Lewis, McGinnis, Nelson (D), Nickell, O'Brien, Sprague.

Voting nay: Representatives Ehlers, Rinehart, Rust.

April 15, 1981

SENATE BILL NO. 3077, Prime Sponsor: Senator Talmadge, correcting a double amendment to RCW 2.52.050. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass. Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Voting nay: Representative Tupper.

Not attending: Representative Schmidt.

April 15, 1981

ENGROSSED SENATE BILL NO. 3100, Prime Sponsor: Senator Moore, requiring both spouses to participate in the sale or encumbrance of a mobile home. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert:

*Section 1. Section 2409, Code of 1881 as amended by section 3, chapter 108, Laws of 1972 ex. sess. and RCW 26.16.030 are each amended to read as follows:

Property not acquired or owned, as prescribed in RCW 26.16.010 and 26.16.020, acquired after marriage by either husband or wife or both, is community property. Either spouse, acting alone, may manage and control community property, with a like power of disposition as the acting spouse has over his or her separate property, except:

- (1) Neither spouse shall devise or bequeath by will more than one-half of the community property.
- (2) Neither spouse shall give community property without the express or implied consent of the other.
- (3) Neither spouse shall sell, convey, or encumber the community real property without the other spouse joining in the execution of the deed or other instrument by which the real estate is sold, conveyed, or encumbered, and such deed or other instrument must be acknowledged by both spouses.
- (4) Neither spouse shall purchase or contract to purchase community real property without the other spouse joining in the transaction of purchase or in the execution of the contract to purchase.
- (5) Neither spouse shall create a security interest other than a purchase money security interest as defined in RCW 62A.9-107 in, or sell, community household goods, furnishings, or appliances, or a community mobile home unless the other spouse joins in executing the security agreement or bill of sale, if any.
- (6) Neither spouse shall acquire, purchase, sell, convey, or encumber the assets, including real estate, or the good will of a business where both spouses participate in its management without the consent of the other: PROVIDED, That where only one spouse participates in such management the participating spouse may, in the ordinary course of such business, acquire, purchase, sell, convey or encumber the assets, including real estate, or the good will of the business without the consent of the nonparticipating spouse.

Sec. 2. Section 14, chapter 231, Laws of 1971 ex. sess. as amended by section 137, chapter 158, Laws of 1979 and RCW 46.12.290 are each amended to read as follows:

The provisions of chapter 46.12 RCW insofar as they are not inconsistent with the provisions of this 1971 amendatory act shall apply to mobile homes regulated by this 1971 amendatory act: PROVIDED, That RCW 46.12.080(~~-46.12.090;~~) and 46.12.250 through 46.12.270 shall not apply to mobile homes: PROVIDED FURTHER, That in order to lawfully transfer ownership of a community mobile home, both spouses must sign the title certificate. In addition, the director of licensing shall have the power to adopt such rules and regulations as he deems necessary to implement the provisions of chapter 46.12 RCW as they relate to mobile homes.

Sec. 3. Section 2, chapter 22, Laws of 1977 ex. sess. as amended by section 1, chapter 152, Laws of 1980 and RCW 46.44.170 are each amended to read as follows:

(1) Any person moving a mobile home as defined in RCW 46.04.302 upon public highways of the state must obtain a special permit from the department of transportation and local authorities pursuant to RCW 46.44.090 and 46.44.093 and shall pay the proper fee as prescribed by RCW 46.44.0941 and 46.44.096.

(2) A special permit issued as provided in subsection (1) of this section for the movement of any mobile home shall not be valid until the county treasurer of the county in which the mobile home is located shall endorse or attach thereto his certificate that all property taxes due upon the mobile home being moved have been satisfied: PROVIDED, That endorsement or certification by the county treasurer is not required when a mobile home is to enter the state, is being moved to safe storage under the provisions of section 7 of this 1981 act, or is being moved from a manufacturer or distributor to a retail sales outlet or directly to the purchaser's designated location or between retail and sales outlets. It shall be the responsibility of the owner of the mobile home or his agent to obtain such endorsement from the county treasurer.

(3) Nothing herein should be construed as prohibiting the issuance of vehicle license plates for a mobile home, but no such plates shall be issued unless the mobile home for which such plates are sought has been listed for property tax purposes in the county in which it is principally located and the appropriate fee for such license has been paid.

(4) The department of transportation and local authorities are authorized to adopt reasonable rules for implementing the provisions of this section.

Sec. 4. Section 3, chapter 279, Laws of 1977 ex. sess. as last amended by section 3, chapter 152, Laws of 1980 and RCW 59.20.030 are each amended to read as follows:

For purposes of this chapter:

(1) 'Abandoned' as it relates to a mobile home owned by a tenant in a mobile home park, mobile home park cooperative, or mobile home park subdivision or tenancy in a mobile home lot means the tenant has defaulted in rent and by absence and by words or actions reasonably indicates the intention not to continue tenancy;

(2) 'Landlord' means the owner of a mobile home park and includes the agents of a landlord;

~~((2))~~ (3) 'Mobile home lot' means a portion of a mobile home park designated as the location of one mobile home and its accessory buildings, and intended for the exclusive use as a primary residence by the occupants of that mobile home;

~~((3))~~ (4) 'Mobile home park' means any real property which is rented or held out for rent to others for the placement of two or more mobile homes for the primary purpose of production of income, except where such real property is rented or held out for rent for seasonal recreational purpose only and is not intended for year-round occupancy;

(5) 'Mobile home park cooperative' means real property consisting of common areas and two or more lots held out for placement of mobile homes in which both the individual lots and the common areas are owned by an association of shareholders which leases or otherwise extends the right to occupy individual lots to its own members;

(6) 'Mobile home park subdivision' means real property, whether it is called a subdivision, condominium, or planned unit development, consisting of common areas and two or more lots held for placement of mobile homes in which there is private ownership of the individual lots and common, undivided ownership of the common areas by owners of the individual lots;

~~((4))~~ (7) 'Tenant' means any person, except a transient, who rents a mobile home lot; and

~~((5))~~ (8) 'Transient' means a person who rents a mobile home lot for a period of less than one month for purposes other than as a primary residence.

Sec. 5. Section 4, chapter 279, Laws of 1977 ex. sess. as amended by section 2, chapter 186, Laws of 1979 ex. sess. and RCW 59.20.040 are each amended to read as follows:

This chapter shall regulate and determine legal rights, remedies, and obligations arising from any rental agreement between a landlord and a tenant regarding a mobile home lot and including specified amenities within the mobile home park, mobile home park cooperative, or mobile home park subdivision, where the tenant has no ownership interest in the property or in the association which owns the property, whose uses are referred to as a part of the rent structure paid by the tenant. All such rental agreements shall be unenforceable to the extent of any conflict with any provision of this chapter. Chapter 59.12 RCW shall be applicable only in implementation of the provisions of this chapter and not as an alternative remedy to this chapter which shall be exclusive where applicable: PROVIDED, That the provision of RCW 59.12.090, 59.12.100, and 59.12.170 shall not apply to any rental agreement included under the provisions of this chapter. RCW 59.18.370 through 59.18.410 shall be applicable to any action of forcible entry or detainer or unlawful detainer arising from a tenancy under the provisions of this chapter, except when a mobile home or a tenancy in a mobile home lot is abandoned. Rentals of mobile homes themselves are governed by the Residential Landlord-Tenant Act, chapter 59.18 RCW.

NEW SECTION. Sec. 6. There is added to chapter 59.20 RCW a new section to read as follows:

SAFE ASSUMPTION OF ABANDONMENT. (1) If a tenant defaults in rent but the landlord is not certain whether the tenant intends to continue tenancy, the landlord may safely assume the tenancy is abandoned if both of the following are done subsequent to default:

(a) The landlord gives written notice to a law enforcement officer that the landlord believes a mobile home is abandoned, stating the reasons for that belief. The law enforcement officer shall obtain the last known names and addresses of registered and legal owners of the mobile home as the names and addresses appear on the records of the department of licensing, and shall supply the information to the landlord without charge; and

(b) The landlord sends by first class and certified mail, return receipt requested, a notice of intent to declare the abandonment to the last known address of the tenant, and registered owner of the mobile home, if different, and no reply is received within four weeks of the mailing of the notice. This notice shall state that if no reply is received within four weeks that the landlord shall determine the tenancy, mobile home, or any other property of the tenant abandoned and subject to sale.

(2) Removal of the mobile home by the tenant, along with default in rent, shall be sufficient to indicate a tenant's intention not to continue tenancy, unless the landlord has actual knowledge of the tenant's contrary intention.

(3) This section is intended to provide landlords assurance that a determination of abandonment is proper in the circumstances, and is not intended to be exclusive or in any way limit the circumstances which may reasonably indicate a tenant's intention not to continue tenancy.

NEW SECTION. Sec. 7. There is added to chapter 59.20 RCW a new section to read as follows:

TAKING POSSESSION. Upon abandonment, the landlord may immediately enter and take possession of any property of the tenant found on the premises and remove the same to and store the same in a reasonably secure place.

NEW SECTION. Sec. 8. There is added to chapter 59.20 RCW a new section to read as follows:

LABOR AND MATERIALMAN'S LIEN GRANTED. Every person performing labor, furnishing material, or renting, leasing, or otherwise supplying equipment to take possession of, move, store and safeguard property which has been abandoned by a tenant has a lien upon the same for the labor performed, material furnished, or equipment furnished. No notice of such lien is required. Foreclosure shall be by the sale provisions of sections 8 through 13 of this act.

NEW SECTION. Sec. 9. There is added to chapter 59.20 RCW a new section to read as follows:

NOTICE. (1) A notice must be mailed by the landlord by first class and certified mail, return receipt requested, within three days after taking possession of the tenant's property to the last known address of the tenant and to the last known addresses of the registered and legal owners supplied to the landlord by the law enforcement officer, if different.

(2) The notice shall state:

- (a) The tenant's name and owner's name if different;
- (b) That the landlord is holding in safe storage property of the tenant;
- (c) A description of the property;
- (d) The location of the property;
- (e) The name and address of the landlord;

(f) That, if the tenant does not reclaim the tenant's property within sixty days after the specified date of default in rent or thirty days after the date this notice is sent, whichever is later, the landlord intends to sell the property stored and apply the proceeds as specified in section 11 of this act; and

(g) The conditions on which the tenant or secured party could reclaim the property as specified in section 13 of this act, with the amounts set out as much as is reasonably practical.

NEW SECTION. Sec. 10. There is added to chapter 59.20 RCW a new section to read as follows:

SALE. (1) The landlord may sell or otherwise dispose of any or all of the property taken possession of and stored by the landlord after the latest of the following:

- (a) Sixty days from the default in rent;
- (b) Thirty days after mailing of the notice prescribed in section 14 of this act;
- (c) After reasonable efforts to locate the absent tenants; and
- (d) Ten days' notice to any secured creditors of the tenant known to the landlord to have security interests in the tenant's property stored by the landlord or discoverable by an information request under RCW 62A.9-407 sent to the department of licensing.

(2) Reasonable efforts to locate the tenants may include, but are not required to include nor limited to including, requesting the whereabouts of the tenants from the tenant's neighbors, known friends, known relatives, and secured creditors known to the landlord or discoverable by an information request under RCW 62A.9-407 sent to the department of licensing.

(3) The property may be sold in its condition 'as is' or following any commercially reasonable preparation for sale. Disposition of the property may be by public or private proceedings and may be as a unit or in parcels and at any time and place and on any terms, but every aspect of the disposition including the method, manner, time, place and terms must be commercially reasonable. Unless the property is a type customarily sold in a recognized market, reasonable notification of the time and place of any public sale or of the time after which any private sale or other intended disposition is to be made shall be sent by the landlord to the tenant if the tenant has replied to the notice sent required in section 6 of this act, and to any person who has a security interest in the property and who has duly filed a financial statement indexed in the name of the tenant in this state, or who is known by the landlord to have a security interest in the tenant's property stored by the landlord. The landlord may buy at any public sale and, if the property is of a type customarily sold in a recognized market or is of a type which is the subject of widely distributed standard price quotations, he may buy at private sale.

(4) The fact that a better price could have been obtained by a sale at a different time or in a different method from that selected by the landlord is not of itself sufficient to establish that the sale was not made in a commercially reasonable manner. If the landlord either sells the property in the usual manner in any recognized market therefor or if he sells at the price current in such market at the time of his sale or if he has otherwise sold in conformity with reasonable commercial practices among dealers in the type of property sold, he has sold in a commercially reasonable manner. The principles stated in the two preceding sentences with respect to sales also apply as may be appropriate to other types of disposition.

NEW SECTION. Sec. 11. There is added to chapter 59.20 RCW a new section to read as follows:

APPLICATION OF PROCEEDS. Any proceeds from the sale may be applied in the following order:

(1) To any reasonable costs of moving, storing, safeguarding, and selling the property;

(2) Any taxes due on the sale of the mobile home under chapter 28A.45 RCW, or the successor thereto, and any other taxes due under chapter 84.52 RCW;

(3) To any secured creditors of the tenant of which the landlord has notice or is discoverable by an information request under RCW 62A.9-407 sent to the department of licensing; and

(4) To any moneys due the landlord as specified in section 14 of this act.

Any excess proceeds from the sale of the property shall be paid to the county treasurer of the county in which the property was abandoned to be credited to the county current expense fund, subject to a claim by the tenant within one year of sale.

NEW SECTION. Sec. 12. There is added to chapter 59.20 RCW a new section to read as follows:

EFFECT OF SALE. When property is disposed of by a landlord under this chapter, the disposition transfers to a purchaser for value all of the tenant's rights therein and discharges any security interest in or lien upon the property. The purchaser takes free of any such rights and interests even if the landlord fails to

comply with the requirements of this chapter or of any judicial proceedings (1) in the case of a public sale, if the purchaser has no knowledge of any defects in the sale and if he does not buy in collusion with the landlord, other bidders, or the person conducting the sale; or (2) in any other case, if the purchaser acts in good faith as defined in RCW 62A.1-201(19).

The director of licensing shall promulgate rules pursuant to chapter 34.04 RCW for the application for and the reissuance of the certificate of title showing ownership of any mobile home sold or otherwise disposed of under the provisions of this chapter.

NEW SECTION. Sec. 13. There is added to chapter 59.20 RCW a new section to read as follows:

REDEMPTION. (1) At any time before the landlord has disposed of property or entered into a contract for its disposition under this chapter, the tenant, unless otherwise agreed in writing, may redeem the property by tendering to the landlord fulfillment of all obligations owed by the tenant to the landlord as set out in section 14 of this act which have accrued up to the date of redemption.

(2) At any time before the landlord has disposed of property or entered into a contract for disposition under this chapter, any person who has a security interest in the property may, unless otherwise agreed in writing, redeem the property by tendering to the landlord:

(a) Any unpaid rent or charges specified in the rental agreement accrued up to the date of redemption; and

(b) The reasonable costs of taking possession, moving, storing, safeguarding, preparing the property for sale, the costs of arranging the sale and selling the tenant's property plus reasonable attorneys' fees and legal expenses incurred taking such actions.

NEW SECTION. Sec. 14. There is added to chapter 59.20 RCW a new section to read as follows:

TENANT'S LIABILITY TO LANDLORD UPON ABANDONMENT. If a tenant abandons a tenancy, the landlord shall make a reasonable effort to mitigate the damages resulting from the abandonment and if such reasonable effort is made, is entitled to the following from the tenant:

(1) When the tenancy is month-to-month, the rent for the thirty days following the earlier of the date the landlord learns of the abandonment or the date the regular monthly rental payment was due, but was unpaid;

(2) When the tenancy is for a term longer than month-to-month, the rent for the remainder of the term, minus all rent received from the re-rental of the lot at a fair rental if there were no other comparable lots vacant elsewhere in the mobile home park, plus all actual costs reasonably incurred by the landlord in re-renting the premises;

(3) For any length term, the reasonable costs of taking possession, moving, storing, safeguarding, preparing the property for sale, the costs of arranging the sale, plus reasonable attorneys' fees and legal expenses incurred taking such actions if not otherwise reimbursed by the provisions of section 11 of this act;

(4) Any other unpaid rent or charges specified in the rental agreement; and

(5) Any damages to the landlord's property caused by the tenant.

NEW SECTION. Sec. 15. There is added to chapter 59.20 RCW a new section to read as follows:

REMEDIES NOT EXCLUSIVE. The remedies specified in sections 6 through 14 of this act are not exclusive and the parties retain the rights to all other actions or remedies otherwise specified in this chapter. If a mobile home park landlord sells a tenant's property as permitted by this chapter and the proceeds from the sale of those goods are insufficient to pay the landlord all that the tenant owes to the landlord, the tenant shall remain liable for the remainder owed.

NEW SECTION. Sec. 16. There is added to chapter 59.20 RCW a new section to read as follows:

REMEDIES FOR NONCOMPLIANCE. If it is established that the landlord is not proceeding in accordance with the provisions of sections 7 through 13 of this act, disposition may be ordered or restrained on appropriate terms and conditions. If the disposition has occurred in violation of this chapter, the tenant or any person entitled to notice has a right to recover from the landlord any loss caused by a failure to comply with the provisions of this chapter.

NEW SECTION. Sec. 17. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

In the title, strike everything after "homes;" and insert: "amending section 2409, Code of 1881 as amended by section 3, chapter 108, Laws of 1972 ex. sess. and RCW 26.16.030; amending section 14, chapter 231, Laws of 1971 ex. sess. as amended by section 137, chapter 158, Laws of 1979 and RCW 46.12.290; amending section 2, chapter 22, Laws of 1977 ex. sess. as amended by section 1, chapter 152, Laws of 1980 and RCW 46.44.170; amending section 3, chapter 279, Laws of 1977 ex. sess. as last amended by section 3, chapter 152, Laws of 1980 and RCW 59.20.030; amending section 4, chapter 279, Laws of 1977 ex. sess. as amended by section 2, chapter 186, Laws of 1979 ex. sess. and RCW 59.20.040; and adding new sections to chapter 59.20 RCW."

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Voting nay: Representative Gruger.

Not attending: Representatives Granlund, Schmidt.

April 15, 1981

ENGROSSED SENATE BILL NO. 3131, Prime Sponsor: Senator Talmadge, extending laws against patient abuse to state hospitals. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 10 after "department," strike "the prosecuting attorney," and insert "(the prosecuting attorney;)"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Schmidt.

April 15, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3188, Prime Sponsor: Committee on Judiciary, modifying procedures for families in conflict. Reported by Committee on Institutions.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert:

*Section 1. Section 18, chapter 155, Laws of 1979 and RCW 13.32A.040 are each amended to read as follows:

Families who are in conflict may request ((crisis intervention)) family reconciliation services from the department. Such services shall be provided to alleviate personal or family situations which present a serious and imminent threat to the health or stability of the child or family and to maintain families intact wherever possible. ((Crisis intervention)) Family reconciliation services shall be designed to develop skills and supports within families to resolve family conflicts and may include but are not limited to referral to services for suicide prevention, psychiatric or other medical care, or psychological, welfare, legal, educational, or other social services, as appropriate to the needs of the child and the family.

Sec. 2. Section 19, chapter 155, Laws of 1979 and RCW 13.32A.050 are each amended to read as follows:

A law enforcement officer shall take a ((juvenile)) child into custody:

(1) If a law enforcement agency has been contacted by the parent of the child that the child is absent from parental custody without consent; or

(2) If a law enforcement officer reasonably believes that a ((juvenile)) child is in circumstances which constitute a ((serious)) danger to the ((juvenile's)) child's physical safety; or

(3) If an agency legally charged with the supervision of a child has notified a law enforcement agency that the child has run away from placement; or

(4) If a law enforcement agency has been notified by the juvenile court that the court finds probable cause exists to believe that the child has violated a court placement order issued pursuant to chapter 13.32A RCW.

((In no case may)) Law enforcement custody shall not extend ((more than six hours from the time of the juvenile's initial contact with the law enforcement officer)) beyond the amount of time reasonably necessary to transport the child to a destination authorized by law and to place the child at that destination.

Sec. 3. Section 20, chapter 155, Laws of 1979 and RCW 13.32A.060 are each amended to read as follows:

(1) An officer taking a ((juvenile)) child into custody under RCW 13.32A.050 (1) or (2) shall inform the ((juvenile)) child of the reason for such custody and shall either:

(a) Transport the ((juvenile)) child to his or her home ((if the juvenile consents)). The officer ((so)) releasing a ((juvenile from)) child into the custody of the parent shall inform the parent of the reason for the taking of the ((juvenile)) child into custody and may ((if he or she believes further services may be needed)) inform the ((juvenile)) child and the ((person to whom the juvenile is released)) parent of the nature and location of appropriate services available in their community; or

(b) Take the child to a designated crisis residential center or the home of a responsible adult:

(i) If the child evinces fear or distress at the prospect of being returned to his or her home; or

(ii) If the officer believes there is a possibility that the child is experiencing in the home some type of child abuse or neglect, as defined in RCW 26.44.020, as now law or hereafter amended; or

(iii) If it is not practical to transport the child to his or her home; or

(iv) If there is no parent available to accept custody of the child.

((If, in the judgment of the law enforcement officer, it is not practical nor in the best interests of the family to take the juvenile home, the law enforcement officer)) An officer taking a child into custody under RCW 13.32A.050 (3) or (4) shall inform the child of the reason for custody, and shall take the ((juvenile)) child to a designated crisis residential center licensed by the department and established pursuant to chapter 74.13 RCW. However, an officer taking a child into custody under RCW 13.32A.050(4) may place the child in a juvenile detention facility as provided in section 4 of this 1981 act. The department shall ensure that all

the enforcement authorities are informed on a regular basis as to the location of the designated crisis residential ((~~shelter or shelters~~)) center or centers in their judicial district, where ((~~juveniles~~)) children taken into custody under RCW 13.32A.050 may be taken.

NEW SECTION. Sec. 4. There is added to chapter 13.32A RCW a new section to read as follows:

(1) A child may be placed in detention after being taken into custody pursuant to RCW 13.32A.050(4). The court shall hold a detention review hearing within twenty-four hours, excluding Saturdays, Sundays, and holidays. The court shall release the child after twenty-four hours, excluding Saturdays, Sundays, and holidays, unless:

(a) A motion and order to show why the child should not be held in contempt has been filed and served on the child at or before the detention hearing; and

(b) The court believes that the child would not appear at a hearing on contempt.

(2) If the court orders the child to remain in detention, the court shall set the matter for a hearing on contempt within seventy-two hours, excluding Saturdays, Sundays, and holidays.

Sec. 5. Section 21, chapter 155, Laws of 1979 and RCW 13.32A.070 are each amended to read as follows:

An officer taking a ((~~juvenile~~)) child into custody under RCW 13.32A.050 may, at his or her discretion, transport the ((~~juvenile~~)) child to the home of a responsible adult who is other than the child's parent where the officer reasonably believes that the child will be provided with adequate care and supervision and that the child will remain in the custody of such adult until such time as the department can bring about the child's return home or an alternative residential placement can be agreed to or determined pursuant to this chapter. An officer placing a ((~~juvenile~~)) child with a responsible adult other than his or her parent shall immediately notify the department's local community service office of this fact and of the reason for taking the ((~~juvenile~~)) child into custody.

A law enforcement officer acting reasonably and in good faith pursuant to this chapter in releasing a ((~~juvenile~~)) child to a person other than a parent of such ((~~juvenile~~)) child is immune from civil or criminal liability for such action. A person other than a parent of such ((~~juvenile~~)) child who receives a child pursuant to this chapter and who acts reasonably and in good faith in doing so is immune from civil or criminal liability for the act of receiving such child. Such immunity does not release such person from liability under any other law including the laws regulating licensed child care and prohibiting child abuse.

Sec. 6. Section 22, chapter 155, Laws of 1979 and RCW 13.32A.080 are each amended to read as follows:

(1) ~~((Any person who knowingly provides shelter to a child without the acquiescence of the child's parent shall be guilty of a gross misdemeanor if he or she refuses to release the child to a law enforcement officer after being informed by the officer that the child is a reported runaway and that refusal to release the juvenile is a gross misdemeanor. This section does not apply to any person providing shelter to a reported runaway pursuant to RCW 13.32A.090.~~

((2)) (a) A person commits the crime of unlawful harboring of a minor if the person provides shelter to a minor without the consent of a parent of the minor and after the person knows that the minor is away from the home of the parent, without the parent's permission, and if the person intentionally:

(i) Fails to release the minor to a law enforcement officer after being requested to do so by the officer;

or
(ii) Fails to disclose the location of the minor to a law enforcement officer after being requested to do so by the officer, if the person knows the location of the minor and had either taken the minor to that location or had assisted the minor in reaching that location; or

(iii) Obstructs a law enforcement officer from taking the minor into custody; or

(iv) Assists the minor in avoiding or attempting to avoid the custody of the law enforcement officer.

(b) It is a defense to a prosecution under this section that the defendant had custody of the minor pursuant to a court order.

(2) Harboring a minor is punishable as a misdemeanor if the offender has not been previously convicted under this section and a gross misdemeanor if the offender has been previously convicted under this section.

(3) Any person who provides shelter to a child, absent from home, may notify the department's local community service office of the child's presence.

~~((3)) (4) An adult responsible for involving a ((~~juvenile~~)) child in the commission of an offense may be prosecuted under existing criminal statutes including, but not limited to:~~

~~(a) Distribution of a controlled substance to a minor, as defined in RCW 69.50.406;~~

~~(b) Promoting prostitution as defined in chapter 9A.88 RCW; and~~

~~(c) Complicity of the adult in the crime of a minor, under RCW 9A.08.020.~~

Sec. 7. Section 23, chapter 155, Laws of 1979 and RCW 13.32A.090 are each amended to read as follows:

(1) The person in charge of a designated crisis residential center or the department pursuant to RCW 13.32A.070 shall perform the duties under subsection (2) of this section:

(a) Upon admitting a child who has been brought to the center by a law enforcement officer under RCW 13.32A.060;

(b) Upon admitting a child who has run away from home or has requested admittance to the center;

(c) Upon learning from a person under RCW 13.32A.080(2) that the person is providing shelter to a child absent from home; or

(d) Upon learning that a child has been placed with a responsible adult pursuant to RCW 13.32A.070.

(2) When any of the circumstances under subsection (1) of this section are present, the person in charge of a center shall perform the following duties:

(a) Immediately notify the child's parent of the child's whereabouts, physical and emotional condition, and the circumstances surrounding his or her placement;

(b) ~~(Notify and inform the parent of the child as to the parent's rights under this chapter including, but not limited to, the right to file an alternative residential placement petition)~~ Initially notify the parent that it is the paramount concern of the family reconciliation service personnel to achieve a reconciliation between the parent and child to reunify the family and inform the parent as to the procedures to be followed under this chapter;

(c) Inform the parent whether a referral to children's protective services has been made and, if so, inform the parent of the standard pursuant to RCW 26.44.020(12) governing child abuse and neglect in this state;

(d) Arrange transportation for the child to the residence of the parent, as soon as practicable, at the latter's expense to the extent of his or her ability to pay, with any unmet transportation expenses to be assumed by the department, when the child and his or her parent agrees to the child's return home;

(e) Arrange transportation for the child to an alternative residential placement which may include a licensed group care facility or foster family when agreed to by the child and parent at the latter's expense to the extent of his or her ability to pay, with any unmet transportation expenses assumed by the department.

Sec. 8. Section 24, chapter 155, Laws of 1979 and RCW 13.32A.100 are each amended to read as follows:

Where a child is placed in a residence other than that of his or her parent pursuant to RCW 13.32A.090(2)(e), the department shall make available ~~((crisis intervention))~~ family reconciliation services in order to facilitate the reunification of the family. Any such placement may continue as long as there is agreement by the child and parent.

Sec. 9. Section 27, chapter 155, Laws of 1979 and RCW 13.32A.130 are each amended to read as follows:

A child admitted to a crisis residential center under this chapter who is not returned to the home of his or her parent or who is not placed in an alternative residential placement under ~~((RCW 13.32A.090(2)(e)))~~ an agreement between the parent and child, shall, except as provided for by RCW 13.32A.140 and 13.32A.160(2), reside in such placement under the rules and regulations established for the center for a period not to exceed seventy-two hours, excluding Saturdays, Sundays, and holidays, from the ((point)) time of intake, except as otherwise provided by this chapter. Crisis residential center staff shall make a concerted effort to achieve a reconciliation of the family. If a reconciliation and voluntary return of the child has not been achieved within forty-eight hours, excluding Saturdays, Sundays and holidays, from the time of intake, and if the person in charge of the center does not consider it likely that reconciliation will be achieved within the seventy-two hour period, then the person in charge shall inform the parent and child of (1) the availability of counseling services; (2) the right to file a petition for an alternative residential placement and to obtain assistance in filing the petition; and (3) the right to request a review of such a placement. PROVIDED, That at no time shall information regarding a parent's or child's rights be withheld if requested.

Sec. 10. Section 28, chapter 155, Laws of 1979 and RCW 13.32A.140 are each amended to read as follows:

The department shall file a petition to approve an alternative residential placement on behalf of a child under any of the following sets of circumstances:

(1) The child has been admitted to a crisis residential center or has been placed with a responsible person other than his or her parent, and:

(a) The parent has been notified that the child was so admitted or placed;

(b) Seventy-two hours, including Saturdays, Sundays, and holidays, have passed since such notification;

(c) No agreement between the parent and the child as to where the child shall live has been reached;

(d) No petition requesting approval of an alternative residential placement has been filed by either the child or parent or legal custodian; and

(e) The child has no suitable place to live other than the home of his or her parent.

(2) The child has been admitted to a crisis residential center ~~((or placed with a responsible adult other than his or her parent;))~~ and:

(a) Seventy-two hours, including Saturdays, Sundays, and holidays, have passed since such placement;

(b) The staff, after searching with due diligence, have been unable to contact the parent of such child; and

(c) The child has no suitable place to live other than the home of his or her parent.

(3) An agreement between parent and child made pursuant to RCW 13.32A.090(2)(e) or pursuant to RCW 13.32A.120(1) is no longer acceptable to parent or child, and:

(a) The party to whom the arrangement is no longer acceptable has so notified the department;

(b) Seventy-two hours, including Saturdays, Sundays, and holidays, have passed since such notification;

(c) No new agreement between parent and child as to where the child shall live has been reached;

(d) No petition requesting approval of an alternative residential placement has been filed by either the child or the parent; and

(e) The child has no suitable place to live other than the home of his or her parent.

Under the circumstances of subsections (1), (2), or (3) of this section, the child shall remain in a licensed child care facility, including but not limited to a crisis residential center, or in any other suitable residence to be determined by the department until an alternative residential placement petition filed by the

department on behalf of the child is reviewed by the juvenile court and is resolved by such court. The department may authorize emergency medical or dental care for a child placed under this section. The state, when the department files a petition for alternative residential placement under this section, shall be represented as provided for in RCW 13.04.093.

Sec. 11. Section 29, chapter 155, Laws of 1979 and RCW 13.32A.150 are each amended to read as follows:

A child or a child's parent may file with the juvenile court a petition to approve an alternative residential placement for the child outside the parent's home. The department shall, when requested, assist either a parent or child in the filing of the petition. The petition shall only ask that the placement of a child outside the home of his or her parent be approved (~~(or disapproved)~~). The filing of a petition to approve (~~(or disapprove)~~) such placement is not dependent upon the court's having obtained any prior jurisdiction over the child or his or her parent, and confers upon the court a special jurisdiction to approve or disapprove an alternative residential placement ((or its continuation)).

Sec. 12. Section 31, chapter 155, Laws of 1979 and RCW 13.32A.170 are each amended to read as follows:

(1) The court shall hold a fact-finding hearing to consider a proper petition and may approve or (~~(disapprove)~~) deny alternative residential placement giving due weight to the intent of the legislature (~~((expressed in RCW 13.32A.010))~~) that families, absent compelling reasons to the contrary, shall remain together and that parents have the right to place reasonable rules and restrictions upon their children. The court may appoint legal counsel and/or a guardian ad litem to represent the child and advise parents of their right to be represented by legal counsel. The court may approve an order stating that the child shall be placed in a residence other than the home of his or her parent only if it is established by a preponderance of the evidence that ~~((a serious conflict exists between the parent and child and that the conflict cannot be resolved by the delivery of services to the family during continued placement of the child in the parental home))~~:

(a) The petition is not capricious;

(b) The petitioner, if a parent or the child, has made a reasonable effort to resolve the conflict; and

(c) The conflict which exists cannot be resolved by delivery of services to the family during continued placement of the child in the parental home.

The court may not grant a petition filed by the child or the department if it is established that the petition is based only upon a dislike of reasonable rules or reasonable discipline established by the parent.

(2) The order approving out-of-home placement shall direct the department to submit a disposition plan for a three-month placement of the child that is designed to reunite the family and resolve the family conflict. In making the order, the court shall further direct the department to make recommendations, as to which agency or person should have physical custody of the child, as to which parental powers should be awarded to such agency or person, and as to parental visitation rights. The court may direct the department to consider the cultural heritage of the child in making its recommendations.

(3) The hearing to consider the recommendations of the department for a three-month disposition plan shall be set no later than fourteen days after the approval of the court of a petition to approve alternative residential placement. Each party shall be notified of the time and place of such disposition hearing.

(4) If the court (~~((disapproves))~~) approves or denies a petition for an alternative residential placement, a written statement of the reasons shall be filed. If the court (~~((disapproves))~~) denies a petition requesting that a child be placed in a residence other than the home of his or her parent, the court shall ~~((instruct that))~~ enter an order requiring the child to remain at or return to the home of his or her parent.

(5) ~~((The court shall dismiss the petition if it finds (a) that a petition filed pursuant to RCW 13.32A.150 is capricious, or (b) that the filing party did not first reasonably attempt to resolve the conflict outside the court. Upon dismissing))~~ If the court denies the petition, the court shall impress upon the party filing the petition of the legislative intent to restrict the proceedings to situations where a family conflict is so great that it cannot be resolved by the provision of in-home services.

(6) A child who fails to comply with a court order directing that the child remain at or return to the home of his or her parent shall be subject to contempt proceedings, as provided in this chapter, but only if the noncompliance occurs within ninety calendar days after the day of the order.

Sec. 13. Section 33, chapter 155, Laws of 1979 and RCW 13.32A.190 are each amended to read as follows:

(1) Upon making a dispositional order under RCW 13.32A.180, the court shall schedule the matter on the calendar for review within three months, advise the parties of the date thereof, appoint legal counsel and/or a guardian ad litem to represent the child ~~((and the parent, if indigent,))~~ at the review hearing, advise ~~((nonindigent))~~ (nonindigent) parents of their right to be represented by legal counsel at the review hearing, and notify the parties of their rights to present evidence at the hearing. Where resources are available, the court shall encourage the parent and child to participate in mediation programs for reconciliation of their conflict.

(2) At the review hearing, the court ~~((-(a))~~) shall approve or disapprove the continuation of the dispositional plan ~~((according to the standards))~~ in accordance with the goal of resolving the conflict and reuniting the family which governed the initial approval((-(b))). The court is authorized to discontinue the placement and order that the child return home if the court has reasonable grounds to believe that the parents have displayed concerted efforts to utilize services and resolve the conflict and the court has reason to believe that the child's refusal to return home is capricious. If out-of-home placement is continued, the court may modify the dispositional plan ((according to the standards of resolving the family conflict and reuniting

the family and shall set the matter on the calendar for further review within six months; (c) may determine that interim services as may be appropriate have been offered to the parent and child:

(3) Subsequent six-month review hearings shall be held pursuant to this section until such time as the family is reunited. If the court, at any such hearing, does not approve the continuation of an alternative residential placement and states that the child shall reside with his or her parents, it may hold another review hearing within six months).

Out-of-home placement may not be continued past one hundred eighty days from the day the review hearing commenced. The court shall order that the child return to the home of the parent at the expiration of the placement. If continued out-of-home placement is disapproved, the court shall enter an order requiring that the child return to the home of the child's parent.

NEW SECTION. Sec. 14. There is added to chapter 13.32A RCW a new section to read as follows:

Caseworkers or counselors shall not counsel a child that parents do not have the right to establish reasonable rules and guidelines for the children living in the parental home. Employers of counselors or caseworkers who have reasonable cause to believe that a counselor or caseworker has counseled a child in violation of this section shall issue a written warning to the counselor or caseworker. Employers who have reasonable cause to believe the same counselor or caseworker has subsequently violated this section shall take appropriate steps to prevent future violations by that counselor or caseworker. It shall be grounds for dismissal for a public employee to violate this section after having received a warning from his employer. Nothing in this section shall affect or impair any right of action which any person might have under any other statute or under case law against any caseworkers, counselors, or their employers.

NEW SECTION. Sec. 15. There is added to chapter 13.32A RCW a new section to read as follows:

(1) Failure by a party to comply with an order entered under this chapter is punishable as contempt.
(2) Contempt under this section is punishable by a fine of up to one hundred dollars and imprisonment for up to seven days, or both.

(3) A child found in contempt under this section shall be imprisoned only in a secure juvenile detention facility operated by or pursuant to a contract with a county.

(4) The procedure in a contempt proceeding held under this section is governed by RCW 7.20.040 through 7.20.080, as now law or hereafter amended.

(5) A motion for contempt may be made by a parent, a child, juvenile court personnel, or by any public agency, organization, or person having custody of the child under a court order adopted pursuant to this chapter.

NEW SECTION. Sec. 16. There is added to chapter 13.32A RCW a new section to read as follows:

In any proceeding in which the court approves an alternative residential placement, the court shall inquire into the ability of parents to contribute to the child's support. If the court finds that the parents are able to contribute to the support of the child, the court shall order them to make such support payments as the court deems equitable. The court may enforce such an order by execution or in any way in which a court of equity may enforce its orders. However, payments shall not be required of a parent who has both opposed the placement and continuously sought reconciliation with, and the return of, the child.

Sec. 17. Section 17, chapter 172, Laws of 1967 as last amended by section 22, chapter 165, Laws of 1979 ex. sess. and RCW 74.13.031 are each amended to read as follows:

The department shall have the duty to provide child welfare services as defined in RCW 74.13.020, and shall:

(1) Develop, administer, supervise, and monitor a coordinated and comprehensive plan that establishes, aids, and strengthens services for the protection and care of homeless, runaway, dependent, or neglected children.

(2) Develop a recruiting plan for recruiting an adequate number of prospective adoptive and foster homes, both regular and specialized, i.e. homes for children of ethnic minority, sibling groups, handicapped and emotionally disturbed, and annually submit the plan for review to the house and senate committees on social and health services. The plan shall include a section entitled 'Foster Home Turn-Over, Causes and Recommendations.'

(3) Investigate complaints of neglect, abuse, or abandonment of children by parents, legal custodians, or persons serving in loco parentis, and on the basis of the findings of such investigation, offer child welfare services in relation to the problem to such parents, legal custodians, or persons serving in loco parentis, and/or bring the situation to the attention of an appropriate court, or another community agency. If the investigation reveals that a crime may have been committed, the department shall notify the appropriate law enforcement agency.

(4) Offer, on a voluntary basis, ((crisis intervention)) family reconciliation services to families who are in conflict.

(5) Monitor out-of-home placements, on a timely and routine basis, to assure the safety, well-being, and quality of care being provided is within the scope of the intent of the legislature as defined in RCW 74.13.010 and 74.15.010, and annually submit a report delineating the results to the house and senate committees on social and health services.

(6) Have authority to accept custody of children from parents and to accept custody of children from juvenile courts, where authorized to do so under law, to provide child welfare services including placement for adoption, and to provide for the physical care of such children and make payment of maintenance costs if needed.

(7) Have authority to provide temporary shelter to children who have run away from home and who are admitted to crisis residential centers.

(8) Have authority to purchase care for children; and shall follow in general the policy of using properly approved private agency services for the actual care and supervision of such children insofar as they are available, paying for care of such children as are accepted by the department as eligible for support at reasonable rates established by the department.

(9) Establish a child welfare and day care advisory committee who shall act as an advisory committee to the state advisory committee and to the secretary in the development of policy on all matters pertaining to child welfare, day care, licensing of child care agencies, and services related thereto.

(10) Notwithstanding any other provision of RCW 13.32A.170 through 13.32A.200 and RCW 74.13.032 through 74.13.036, or of this section all services to be provided by the department of social and health services under subsections (4), (6), and (7) of this section, subject to the limitations of these subsections, may be provided by any program offering such services funded pursuant to Titles II and III of the federal juvenile justice and delinquency prevention act of 1974 (P.L. No. 93-415; 42 U.S.C. 5634 et seq.; and 42 U.S.C. 5701 note as amended by P.L. 94-273, 94-503, and 95-115).

Sec. 18. Section 80, chapter 155, Laws of 1979 as amended by section 21, chapter 165, Laws of 1979 ex. sess. and RCW 74.13.034 are each amended to read as follows:

(1) A child taken into custody and taken to a crisis residential center established pursuant to RCW 74.13.032(2) may, if the center is unable to provide appropriate treatment, supervision, and structure to the child, be taken at department expense to another crisis residential center or the nearest regional crisis residential center. Placement in both centers shall not exceed seventy-two hours from the point of intake as provided in RCW 13.32A.130.

(2) A child taken into custody and taken to a crisis residential center established by this chapter may be placed physically by the department or the department's designee and, at departmental expense and approval, in a secure juvenile detention facility operated by the county in which the center is located for a maximum of ~~((twenty-four))~~ forty-eight hours, including Saturdays, Sundays, and holidays, if the person in charge of the crisis residential center finds that the child is ~~((severely, emotionally, or behaviorally disturbed to the point that the child is suicidal;))~~ seriously assaultive~~(;)~~ or seriously destructive towards others and the center is unable to provide appropriate supervision and structure. Any child who takes unauthorized leave from the center, if the person in charge of the center cannot provide supervision and structure adequate to ensure that the child will not again take unauthorized leave, may be taken to a secure juvenile detention facility subject to the provisions of this section: PROVIDED, That juveniles placed in such a facility pursuant to this section may not, to the extent possible, come in contact with alleged or convicted juvenile or adult offenders.

(3) Any child placed in secure detention pursuant to this section shall, during the period of confinement, be provided with appropriate treatment by the department or the department's designee, which shall include the services defined in RCW 74.13.033(2). If the child placed in secure detention is not returned home or if an alternative living arrangement agreeable to the parent and the child is not made within twenty-four hours after the child's admission, the child shall be taken at the department's expense to a crisis residential center. Placement in the crisis residential center or centers plus placement in juvenile detention shall not exceed seventy-two hours from the point of intake as provided in RCW 13.32A.130.

(4) Juvenile detention facilities used pursuant to this section shall first be certified by the department to ensure that juveniles placed in the facility pursuant to this section are provided with living conditions suitable to the well-being of the child. Where space is available, juvenile courts, when certified by the department to do so, shall provide secure placement for juveniles pursuant to this section, at department expense.

(5) It is the intent of the legislature that by ~~((December 1, 1980))~~ July 1, 1982, crisis residential centers, supplemented by community mental health programs and mental health professionals, will be able to respond appropriately to children admitted to centers under this chapter and will be able to respond to the needs of such children with appropriate treatment, supervision, and structure.

Sec. 19. Section 82, chapter 155, Laws of 1979 and RCW 74.13.036 are each amended to read as follows:

The department of social and health services shall oversee implementation of chapter 13.34 RCW and chapter 13.32A RCW. The oversight shall be comprised of working with affected parts of the criminal justice and child care systems as well as with local government, legislative, and executive authorities to effectively carry out these chapters. The department shall work with all such entities to ensure that chapters ~~((155 Laws of 1979 is))~~ 13.32A and 13.34 RCW are implemented in a uniform manner throughout the state. The department shall make ((periodic)) reports at least quarterly to the governor and to the legislature regarding implementation of the chapters cited in this section and shall report any violations and misunderstandings regarding the implementation thereof. Where appropriate, the department shall request opinions from the attorney general regarding correct construction of these laws.

NEW SECTION. Sec. 20. The committee on institutions of the house of representatives and the committee on judiciary of the senate shall meet as a joint legislative oversight committee to receive the report of the department, and to receive complaints and recommendations from the department and any other criminal justice or child care agency and any parent or parents who have an interest in implementation of the chapters cited in this section.

The joint committee shall meet at least quarterly and rotate the hearings in all regions of the department.

This section shall expire on January 1, 1983.

NEW SECTION. Sec. 21. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, line 1 of the title, after "juveniles;" strike the remainder of the title and insert "amending section 18, chapter 155, Laws of 1979 and RCW 13.32A.040; amending section 19, chapter 155, Laws of 1979 and RCW 13.32A.050; amending section 20, chapter 155, Laws of 1979 and RCW 13.32A.060; amending section 21, chapter 155, Laws of 1979 and RCW 13.32A.070; amending section 22, chapter 155, Laws of 1979 and RCW 13.32A.080; amending section 23, chapter 155, Laws of 1979 and RCW 13.32A.090; amending section 24, chapter 155, Laws of 1979 and RCW 13.32A.100; amending section 27, chapter 155, Laws of 1979 and RCW 13.32A.130; amending section 28, chapter 155, Laws of 1979 and RCW 13.32A.140; amending section 29, chapter 155, Laws of 1979 and RCW 13.32A.150; amending section 31, chapter 155, Laws of 1979 and RCW 13.32A.170; amending section 33, chapter 155, Laws of 1979 and RCW 13.32A.190; amending section 17, chapter 172, Laws of 1967 as last amended by section 22, chapter 165, Laws of 1979 ex. sess. and RCW 74.13.031; amending section 80, chapter 155, Laws of 1979 as amended by section 21, chapter 165, Laws of 1979 ex. sess. and RCW 74.13.034; amending section 82, chapter 155, Laws of 1979 and RCW 74.13.036; adding new sections to chapter 13.32A RCW; creating a new section; and prescribing penalties."

Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Berleen, Erickson, Fiske, Nelson (D), Struthers, Walk, Van Dyken.

Not attending: Representative Owen, Ranking Minority Member.

April 16, 1981

SENATE BILL NO. 3215, Prime Sponsor: Senator Bauer, authorizing the revaluation and relisting of property in a disaster area. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 3, chapter 196, Laws of 1974 ex. sess. as amended by section 2, chapter 120, Laws of 1975 1st ex. sess. and RCW 84.70.010 are each amended to read as follows:

(1) If, on or before December 31 in any calendar year, any real or personal property placed upon the assessment roll of that year is destroyed in whole or in part, or reduced in value by more than twenty percent as a result of a natural disaster, the true cash value of such property shall be reduced for that year by an amount determined as follows:

(a) First take the true cash value of such taxable property before destruction or reduction in value and deduct therefrom the true cash value of the remaining property after destruction or reduction in value.

(b) Then divide any amount remaining by twelve and multiply the quotient by the number of months or major fraction thereof remaining in the calendar year after the date of the destruction or reduction in value of the property.

(2) The amount of taxes to be abated under (~~RCW 84.70.010 as now or hereafter amended~~) this section shall be determined by multiplying the amount of net loss determined under subsection (1) of this section by the rate percent of levy applicable to the property in the tax year to which the reduction of assessed value is applicable.

Sec. 2. Section 4, chapter 196, Laws of 1974 ex. sess. as last amended by section 1, chapter 200, Laws of 1977 ex. sess. and RCW 84.70.020 are each amended to read as follows:

Within seventy-five days after the date of destruction or reduction in value, or within the year in which the destruction or reduction in value occurs, the taxpayer, using a form prepared by the department of revenue and provided by the assessor, shall notify the county assessor of his intention to claim the relief provided by RCW 84.70.010 through 84.70.040 as now or hereafter amended. The taxpayer shall also file a copy with the legislative body of the county, which shall serve as a petition for abatement of the tax: **PROVIDED**, That the form shall contain such information as the department may prescribe. After receipt of the taxpayer's claim, and within thirty days after receipt, the county assessor shall provide the legislative body of the county with his determination of the facts necessary to calculate the amount of relief, if any, to which he believes the taxpayer is entitled. A copy of the assessor's determination shall be sent to the taxpayer.

Sec. 3. Section 36.21.080, chapter 4, Laws of 1963 as last amended by section 1, chapter 120, Laws of 1975 1st ex. sess. and RCW 36.21.080 are each amended to read as follows:

(1) The county assessor is authorized to place any property under the provisions of RCW 36.21.040 through 36.21.080 on the assessment rolls for the purposes of tax levy up to May 31st of each year. The assessed valuation of property under the provisions of RCW 36.21.040 through 36.21.080 shall be considered as of the April 30th immediately preceding the date that the property is placed on the assessment rolls.

(2) If, on or before December 31 in any calendar year, any real or personal property placed upon the assessment roll of that year is destroyed in whole or in part, or is in an area that has been declared a disaster area by the governor and has been reduced in value by more than twenty percent as a result of a natural disaster, the true cash value of such property shall be reduced for that year by an amount determined as follows, without necessity of taxpayer application under chapter 84.70 RCW:

(a) First take the true cash value of such taxable property before destruction or reduction in value and deduct therefrom the true cash value of the remaining property after destruction or reduction in value.

(b) Then divide any amount remaining by twelve and multiply the quotient by the number of months or major fraction thereof remaining after the date of the destruction or reduction in value of the property."

On page 1, on line 1 of the title, after "taxation;" strike the remainder of the title and insert "amending section 3, chapter 196, Laws of 1974 ex. sess. as amended by section 2, chapter 120, Laws of 1975 1st ex. sess. and RCW 84.70.010; amending section 4, chapter 196, Laws of 1974 ex. sess. as last amended by section 1, chapter 200, Laws of 1977 ex. sess. and RCW 84.70.020; and amending section 36.21.080, chapter 4, Laws of 1963 as last amended by section 1, chapter 120, Laws of 1975 1st ex. sess. and RCW 36.21.080."

Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

April 15, 1981

ENGROSSED SENATE BILL NO. 3304, Prime Sponsor: Senator Wilson, modifying eligibility requirements for local jail improvement and construction funds. Reported by Committee on Institutions.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, line 32 after "account." strike "Governing units are entitled to funds from this account to fulfill contractual obligations for which state funding was approved under RCW 70.48.060."

On page 4, beginning with "(3)" on line 23 strike all material down to and including "appropriate." on line 30

On page 5, line 9 after "70.48.050." strike "However, the commission may grant temporary variances from the mandatory custodial care standards."

Signed by Representatives Houchen, Chairwoman; Leonard, Vice Chairwoman; Berleen, Erickson, Fiske, Struthers, Walk.

Voting nay: Representative Nelson (D).

Not signing report: Representative Van Dyken.

Not attending: Representative Owen, Ranking Minority Member.

April 16, 1981

ENGROSSED SENATE BILL NO. 3318, Prime Sponsor: Senator Patterson, authorizing the use of hotel/motel tax receipts for other capital purposes. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"Section 1. Section 12, chapter 236, Laws of 1967 and RCW 67.28.190 are each amended to read as follows:

Any seller, as defined in RCW 82.08.010, who is required to collect any tax under RCW 67.28.180 for any municipality shall pay over such tax to such municipality as provided in RCW 67.28.200 (~~and such tax shall be deducted~~). If a seller is required to collect tax for both a city and a county under RCW 67.28.180(2)(b) and the combined city and county tax rate exceeds two percent, the seller shall deduct a portion of the combined tax from the amount of tax such seller would otherwise be required to collect and to pay over to the department of revenue under chapter 82.08 RCW. The portion deducted shall equal the difference between the amount of tax collected under RCW 67.28.180(2)(b) and the amount that would have been collected if the combined tax rate equaled two percent.

NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1981."

On page 1, line 1 of the title, after "taxation;" strike the remainder of the title and insert "amending section 12, chapter 236, Laws of 1967 and RCW 67.28.190; providing an effective date; and declaring an emergency."

Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Hastings, Sanders.

MINORITY recommendation: Do not pass. Signed by Representatives Rinehart, Ranking Minority Member; Galloway, Granlund, Rust.

Not signing report (voted nay): Representative Brown.

April 16, 1981

SENATE BILL NO. 3375, Prime Sponsor: Senator Patterson, doubling the life of driver's licenses and adjusting fees and the apportionment thereof accordingly. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Erak, Gallagher, Garson, Hankins, Lundquist, McCormick, Owen, Prince, Sherman, Smith, Sprague, Walk.

Voting nay: Representatives Garrett, Patrick.

Not attending: Representatives Clayton, Vice Chairman; Chamberlain, Eberle, Schmidt.

April 15, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3386, Prime Sponsor: Committee on State Government, authorizing legislative review of agency rules by a joint select committee with power to suspend. Reported by Committee on Appropriations – General Government.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

'NEW SECTION. Section 1. The legislature affirms that all rule-making authority of state agencies and institutions of higher education is a function delegated by the legislature, and as such, shall be exercised pursuant to the conditions and restrictions contained in this act.

Sec. 2. Section 1, chapter 234, Laws of 1959 as amended by section 1, chapter 237, Laws of 1967 and RCW 34.04.010 are each amended to read as follows:

((For the purpose of this chapter:)) The definitions set forth in this section shall apply throughout this chapter, unless the context clearly requires otherwise.

(1) 'Agency' means any state board, commission, department, or officer, authorized by law to make rules or to adjudicate contested cases, except those in the legislative or judicial branches.

(2) 'Rule' means any agency order, directive, or regulation of general applicability (a) the violation of which subjects a person to a penalty or administrative sanction; (b) which establishes, alters, or revokes any procedure, practice, or requirement relating to agency hearings; (c) which establishes, alters, or revokes any qualification or requirement relating to the enjoyment of benefits or privileges conferred by law; (d) which establishes, alters, or revokes any qualifications or standards for the issuance, suspension, or revocation of licenses to pursue any commercial activity, trade, or profession; or (e) which establishes, alters, or revokes any mandatory standards for any product or material which must be met before distribution or sale. The term includes the amendment or repeal of a prior rule, but does not include (i) statements concerning only the internal management of an agency and not affecting private rights or procedures available to the public, (ii) declaratory rulings issued pursuant to RCW 34.04.080, as now or hereafter amended, or (iii) speed restrictions for motor vehicles established by the state (~~highway~~) transportation commission.

(3) 'Contested case' means a proceeding before an agency in which an opportunity for a hearing before such agency is required by law or constitutional right prior or subsequent to the determination by the agency of the legal rights, duties, or privileges of specific parties. Contested cases shall also include all cases of licensing and rate making in which an application for a license or rate change is denied except as limited by RCW 66.08.150, or a license is revoked, suspended, or modified, or in which the granting of an application is contested by a person having standing to contest under the law or agency rules.

(4) 'License' includes the whole or part of any agency permit, certificate, approval, registration, charter, or any form of permission required by law, including agency rule, to engage in any activity, but does not include a license required solely for revenue purposes.

(5) 'Licensing' includes the agency process respecting the grant, denial, renewal, revocation, suspension, annulment, withdrawal, or modification of a license.

(6) 'Rules review committee' or 'committee' means the joint administrative rules review committee created pursuant to section 5 of this 1981 act for the purpose of selectively reviewing existing and proposed rules of state agencies.

Sec. 3. Section 3, chapter 237, Laws of 1967 as last amended by section 7, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.025 are each amended to read as follows:

(1) Prior to the adoption, amendment, or repeal of any rule, each agency shall:

(a) File notice thereof with the code reviser in accordance with RCW 34.08.020(1) for publication in the state register, and with the secretary of the senate, the chief clerk of the house of representatives, and the rules review committee, and mail such notice to all persons who have made timely request of the agency for advance notice of its rule-making proceedings. Such notice shall also include (i) reference to the authority under which the rule is proposed, (ii) a statement of either the terms or substance of the proposed rule or a description of the subjects and issues involved, and (iii) the time when, the place where, and the manner in which interested persons may present their views thereon;

(b) Furnish to the legislature, along with the notice required by subsection (1)(a) of this section, a statement of the reasons supporting the proposed action;

(c) Afford all interested persons reasonable opportunity to submit data, views, or arguments, orally or in writing. In case of substantive rules, opportunity for oral hearing must be granted if requested by twenty-five persons, by a governmental subdivision or agency, by the rules review committee, or by an association having not less than twenty-five members.

(2) The agency shall make every effort to insure that the information on the proposed rule circulated pursuant to subsection (1)(a) of this section accurately reflects the rule to be presented and discussed at any oral hearing on such rule. Where substantial changes in the draft of the proposed rule are made after publication of notice in the register which would render it difficult for interested persons to properly comment on

the rule without further notice, new notice of the agency's intended action as provided in subsection (1)(a) of this section shall be required.

(3) The agency shall consider fully all written and oral submissions respecting the proposed rule including those addressing the question of whether the proposed rule is within the intent of the legislature as expressed by the statute which the rule implements, and may amend the proposed rule at the oral hearing or adopt the proposed rule, if there are no substantial changes, without refileing the notice required by this section. Upon adoption of a rule, the agency, if requested to do so by an interested person either prior to adoption or within thirty days thereafter, shall issue a concise statement of the principal reasons for and against its adoption, incorporating therein its reasons for overruling the considerations urged against its adoption.

((2)) (4) No proceeding ((shall)) may be held on any rule until twenty days have passed from the distribution date of the register in which notice thereof was contained. The code reviser shall make provisions for informing an agency giving notice under subsection (1) of this section of the distribution date of the register in which such notice will be published.

((3)) (5) No rule hereafter adopted is valid unless adopted in substantial compliance with this section, ((or, if)) unless it is an emergency rule designated as such((:)) and is adopted in substantial compliance with RCW 34.04.030, as now or hereafter amended. In any proceeding a rule cannot be contested on the ground of noncompliance with the procedural requirements of RCW 34.08.020(1), of this section, or of RCW 34.04.030, as now or hereafter amended, after two years have elapsed from the effective date of the rule.

Sec. 4. Section 3, chapter 234, Laws of 1959 as amended by section 8, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.030 are each amended to read as follows:

((H)) If the agency finds that immediate adoption or amendment of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest, the agency may dispense with such requirements and adopt the rule or amendment as an emergency rule or amendment. The agency's finding and a ((brief)) concise statement of the reasons for its finding shall be incorporated in the emergency rule or amendment as filed with the office of the code reviser under RCW 34.04.040 and with the rules review committee. An emergency rule or amendment ((shall)) may not remain in effect for longer than ninety days after filing. This section does not relieve any agency from compliance with any law requiring that its permanent rules be approved by designated persons or bodies before they become effective.

((2) The emergency rule published in the register is solely to inform the public of its adoption, and nothing in this section shall be construed to prevent the implementation of the rule upon its filing with the code reviser in accordance with RCW 34.04.040(2).))

NEW SECTION. Sec. 5. There is added to chapter 34.04 RCW a new section to read as follows:

(1) There is hereby created a joint administrative rules review committee which shall be a bipartisan committee consisting of four senators and four representatives from the state legislature. The senate members of the committee shall be appointed by the president of the senate, and the house members of the committee shall be appointed by the speaker of the house. Not more than two members from each house may be from the same political party. All appointments to the committee are subject to approval by the caucuses to which the appointed members belong.

(2) The initial members of the committee shall be appointed as soon as possible after the effective date of this act, and shall serve until the next regular session of the legislature convenes in an odd-numbered year. Thereafter members shall be appointed as soon as possible after the legislature convenes in regular session in an odd-numbered year, and their terms shall extend until the legislature next convenes in regular session in an odd-numbered year or until such members no longer serve in the legislature, whichever occurs first. Members may be reappointed to a committee.

(3) The president of the senate shall appoint the chairperson in even-numbered years and the vice chairperson in odd-numbered years from among committee membership. The speaker of the house shall appoint the chairperson in odd-numbered years and the vice chairperson in even-numbered years from among committee membership. Such appointments shall be made in January of each year as soon as possible after a legislative session convenes.

(4) Vacancies on the committee shall be filled as soon as possible from the same political party as original appointments.

NEW SECTION. Sec. 6. There is added to chapter 34.04 RCW a new section to read as follows:

Whenever a majority of the members of the rules review committee determines that a proposed rule is not within the intent of the legislature as expressed in the statute which the rule implements, the committee shall give the affected agency written notice of its decision. The notice shall be given at least seven days prior to any hearing scheduled for consideration of or adoption of the proposed rule pursuant to RCW 34.04.025(1)(a)(iii) as now or hereafter amended. The notice shall include a statement of the review committee's findings and the reasons therefor.

NEW SECTION. Sec. 7. There is added to chapter 34.04 RCW a new section to read as follows:

(1) All rules required to be filed pursuant to RCW 34.04.040, and emergency rules adopted pursuant to RCW 34.04.030 as now or hereafter amended, are subject to selective review by the legislature.

(2) If the rules review committee finds by a majority vote of its members: (a) That an existing rule is not within the intent of the legislature as expressed by the statute which the rule implements, or (b) that the rule has not been adopted in accordance with all applicable provisions of law, the agency affected shall be notified of such finding and the reasons therefor. Within thirty days of the receipt of the rules review committee's notice, the agency shall file notice of a hearing on the rule in question with the code reviser and mail

notice to all persons who have made timely request of the agency for advance notice of its rule-making proceedings as provided in RCW 34.04.025, as now or hereafter amended. The agency's notice shall include the rules review committee's findings and reasons therefor, and shall be published in the Washington state register in accordance with the provisions of chapter 34.08 RCW.

(3) The agency shall consider fully all written and oral submissions regarding whether the rule in question is within the intent of the legislature as expressed by the statute which the rule implements and whether the rule was adopted in accordance with all applicable provisions of law.

NEW SECTION, Sec. 8. There is added to chapter 34.04 RCW a new section to read as follows:

(1) Within seven days of an agency hearing held after notification of the agency by the rules review committee pursuant to section 6 or 7 of this act, the affected agency shall notify the committee of its action on a proposed or existing rule to which the committee objected. If the rules review committee determines, by a majority vote of its members, that the agency has failed to provide for the required hearings or notice of its action to the committee, the committee may file notice of its objections, together with a concise statement of the reasons therefor, with the code reviser within thirty days of such determination.

(2) If the rules review committee finds, by a majority vote of its members, that the proposed or existing rule in question has not been modified, amended, withdrawn, or repealed by the agency so as to conform with the intent of the legislature, the rules review committee may, within thirty days from notification by the agency of its action, file with the code reviser notice of its objections together with a concise statement of the reasons therefor. Such notice and statement shall also be provided to the agency by the rules review committee.

(3) The code reviser shall publish the rules review committee's notice of objection and statement of the reasons therefor issued pursuant to subsection (1) or (2) of this section in the Washington state register and shall publish in the next supplement and compilation of the Washington Administrative Code a reference to the committee's objection and to the issue of the Washington state register in which the full text thereof appears.

(4) Such notice shall be removed from a rule published in the Washington Administrative Code if a subsequent adjudicatory proceeding determines that the rule is within the intent of the legislature or was adopted in accordance with all applicable laws, whichever was the objection of the rules review committee.

NEW SECTION, Sec. 9. There is added to chapter 34.04 RCW a new section to read as follows:

(1) The rules review committee may recommend to the legislature that the original enabling legislation serving as authority for the promulgation of any rule reviewed by the committee be amended or repealed in such manner as the committee deems advisable.

(2) The rules review committee shall report on its activities, including findings and recommendations with respect to rule-making procedures of state agencies and institutions of higher education, thirty days prior to the convening of the regular session of the legislature in 1984.

NEW SECTION, Sec. 10. There is added to chapter 34.04 RCW a new section to read as follows:

It is the express policy of the legislature that establishment of procedures for review of administrative rules by the legislature and the notice of objection required by sections 7(2) and 8(2) of this act in no way serves to establish a presumption as to the legality or constitutionality of a rule in any subsequent judicial proceedings interpreting such rules.

Sec. 11. Section 2, chapter 57, Laws of 1971 ex. sess. as amended by section 42, chapter 169, Laws of 1977 ex. sess. and RCW 28B.19.020 are each amended to read as follows:

The words used in this chapter shall have the meaning given in this section, unless the context clearly indicates otherwise(;;):

(1) 'Institutions of higher education' are the University of Washington, Washington State University, Central Washington University, Eastern Washington University, Western Washington University, The Evergreen State College, the various community colleges, and the governing boards of each of the above, and the various colleges, divisions, departments, or offices authorized by the governing board of the institution involved to act for the institution, all of which are sometimes referred to in this chapter as 'institutions.' The various state community colleges are sometimes referred to in this chapter as 'community colleges.'

(2) 'Rule' means any order, directive, or regulation of any institution of higher education which affects the relationship of the general public with the institution, or the relationship of particular segments of the particular educational community such as students, faculty, or other employees, with the institution or with each other, (a) the violation of which subjects a person to a penalty or administrative sanction; or (b) which establishes, alters, or revokes any procedures, practice, or requirement relating to institutional hearings; or (c) which establishes, alters, or revokes any qualification or requirement relating to the enjoyment of benefits or privileges conferred by law. The term includes the amendment or repeal of a prior rule but does not include rules, regulations, orders, statements, or policies relating primarily to the following: Standards for admission; academic advancement, academic credits, graduation and the granting of degrees; tuition and fees, scholarships, financial aids, and similar academic matters; employment relationships; fiscal processes; or matters concerning only the internal management of an institution and not affecting private rights or procedures available to the general public; and such matters need not be established by rule adopted under this chapter unless otherwise required by law.

(3) 'Contested case' means a formal or informal proceeding before an institution of higher education, division, department, office, or designated official or representative thereof in which an opportunity for hearing is required by law, constitutional rights, or institutional policy, prior or subsequent to the determination by the institution of the legal rights, duties, or privileges of specific parties.

(4) 'Rules review committee' or 'committee' means the joint administrative rules review committee created pursuant to section 5 of this 1981 act for the purpose of selectively reviewing existing and proposed rules of institutions of higher education.

Sec. 12. Section 3, chapter 57, Laws of 1971 ex. sess. as amended by section 10, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.030 are each amended to read as follows:

(1) Prior to the adoption, amendment, or repeal of any rule adopted under this chapter, each institution, college, division, department, or official thereof exercising rule-making authority delegated by the governing board or the president, shall:

(a) File notice thereof with the code reviser in accordance with RCW 34.08.020(1) for publication in the state register, and with the secretary of the senate, the chief clerk of the house of representatives, and the rules review committee, and mail the notice to all persons who have made timely request of the institution or related board for advance notice of its rule-making proceedings. Such notice shall also include (i) reference to the authority under which the rule is proposed, (ii) a statement of either the terms or substance of the proposed rule or a description of the subjects and issues involved, and (iii) the time when, the place where, and the manner in which interested persons may present their views thereon;

(b) Furnish to the legislature, along with the notice required by subsection (1)(a) of this section, a statement of the reasons supporting the proposed action;

(c) Provide notice to the campus or standard newspaper of the institution involved and to a newspaper of general circulation in the area at least seven days prior to the date of the rule-making proceeding. The notice shall state the time when, place where, and manner in which interested persons may present their views thereon and the general subject matter to be covered;

~~((c))~~ (d) Afford all interested persons reasonable opportunity to submit data, views, or arguments, orally or in writing. An opportunity for oral hearing must be granted if requested by twenty-five persons or by the rules review committee.

(2) The institution shall make every effort to insure that the information on the proposed rule circulated pursuant to subsection (1)(a) of this section accurately reflects the rule to be presented and discussed at any oral hearing on such rule. Where substantial changes in the draft of the proposed rule are made after publication of notice in the register which would render it difficult for interested persons to properly comment on the rule without further notice, new notice of the institution's intended action as provided in subsection (1)(a) of this section shall be required.

(3) The institution shall consider fully all written and oral statements respecting the proposed rule including those addressing the question of whether the proposed rule is within the intent of the legislature as expressed by the statute which the rule implements, and may amend the proposed rule at the oral hearing or adopt the proposed rule, if there are no substantial changes, without refileing the notice required by this section.

~~((2))~~ (4) No proceeding ~~((shall))~~ may be held on any rule until twenty days have passed from the distribution date of the register in which notice thereof was contained. The code reviser shall make provisions for informing an institution of higher education giving notice under subsection (1) of this section of the distribution date of the register in which such notice will be published.

~~((3))~~ (5) No rule adopted under this chapter is valid unless adopted in substantial compliance with this section, ~~((or, if))~~ unless it is an emergency rule designated as such ~~((:))~~ and is adopted in substantial compliance with RCW 28B.19.040, as now or hereafter amended. In any proceeding a rule cannot be contested on the ground of noncompliance with the procedural requirements of RCW 34.08.020(1), of this section, or of RCW 28B.19.040, as now or hereafter amended, after two years have elapsed from the effective date of the rule.

~~((4))~~ (6) When twenty days notice of intended action to adopt, amend, or repeal a rule has not been filed with the code reviser, as required by subsection ~~((2))~~ (4) of this section, the code reviser ~~((shall))~~ may not publish such rule, and such rule ~~((shall))~~ may not be effective for any purpose.

Sec. 13. Section 4, chapter 57, Laws of 1971 ex. sess. as last amended by section 11, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.040 are each amended to read as follows:

If the institution of higher education finds that immediate adoption or amendment of a rule is necessary for the preservation of the public health, safety, or general welfare, and the observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest, the institution may dispense with such requirements and adopt the rule or amendment as an emergency rule or amendment. The institution's finding and a ~~((brief))~~ concise statement of the reasons for its finding shall accompany the emergency rule or amendment as filed with the code reviser and with the rules review committee. An emergency rule or amendment ~~((shall))~~ may not remain in effect for longer than ninety days after filing.

Emergency rules ~~((shall))~~ become effective upon filing with the code reviser unless an effective date is specified in the rule. ~~((The emergency rule published in the state register is solely to inform the public of its adoption, and nothing in this section shall be construed to prevent the implementation of the rule upon such filing:))~~

NEW SECTION. Sec. 14. There is added to chapter 28B.19 RCW a new section to read as follows:

Whenever a majority of the members of the rules review committee determines that a proposed rule is not within the intent of the legislature as expressed in the statute which the rule implements, the committee shall give the affected institution written notice of its decision. The notice shall be given at least seven days prior to any hearing scheduled for consideration of or adoption of the proposed rule pursuant to RCW

28B.19.030(1)(a)(iii) as now or hereafter amended. The notice shall include a statement of the review committee's findings and the reasons therefor.

NEW SECTION. Sec. 15. There is added to chapter 28B.19 RCW a new section to read as follows:

(1) All rules required to be filed pursuant to RCW 28B.19.050, and emergency rules adopted pursuant to RCW 28B.19.040 as now or hereafter amended, are subject to selective review by the legislature.

(2) If the rules review committee finds by a majority vote of its members at a meeting: (a) That an existing rule is not within the intent of the legislature as expressed by the statute which the rule implements, or (b) that the rule has not been adopted in accordance with all applicable provisions of law, the institution affected shall be notified of such finding and the reasons therefor. Within thirty days of the receipt of the review committee's notice, the institution shall file notice of a hearing on the rule in question with the code reviser and mail notice to all persons who have made timely request of the institution for advance notice of its rule-making proceedings as provided in RCW 28B.19.030 as now or hereafter amended. The institution's notice shall include the review committee's findings and reasons therefor, and shall be published in the Washington state register in accordance with the provisions of chapter 34.08 RCW.

(3) The institution shall consider fully all written and oral submissions respecting whether the rule in question is within the intent of the legislature as expressed by the statute which the rule implements and whether the rule was adopted in accordance with all applicable provisions of law.

NEW SECTION. Sec. 16. There is added to chapter 28B.19 RCW a new section to read as follows:

(1) Within seven days of an institution hearing held after notification of the institution by the rules review committee pursuant to section 14 or 15 of this act, the affected institution shall notify the committee of its action regarding a proposed or existing rule to which the committee objected. If the rules review committee determines by a majority vote of its members that the institution has failed to provide for the required hearings or notice of its action to the committee, the committee may file notice of its objections, together with a concise statement of the reasons therefor, with the code reviser within thirty days of such determination.

(2) If the rules review committee finds by a majority vote of its members that the proposed or existing rule in question has not been modified, amended, withdrawn, or repealed by the institution so as to conform with the intent of the legislature, the rules review committee may, within thirty days from notification by the institution of its action, file with the code reviser notice of its objections together with a concise statement of the reasons therefor. Such notice and statement shall also be provided to the institution by the rules review committee.

(3) The code reviser shall publish the review committee's notice of objection and statement of the reasons therefor issued pursuant to subsection (1) or (2) of this section in the Washington state register and shall publish in the next supplement and compilation of the Washington Administrative Code a reference to the committee's objection and to the issue of the Washington state register in which the full text thereof appears.

(4) Such notice shall be removed from a rule published in the Washington Administrative Code if a subsequent adjudicatory proceeding determines that the rule is within the intent of the legislature or was adopted in accordance with all applicable laws, whichever was the objection of the rules review committee.

NEW SECTION. Sec. 17. There is added to chapter 28B.19 RCW a new section to read as follows:

It is the express policy of the legislature that establishment of procedures for review of administrative rules by the legislature and the notice of objection required by sections 15(2) and 16(2) of this act in no way serves to establish a presumption as to the legality or constitutionality of a rule in any subsequent judicial proceedings interpreting such rules.

NEW SECTION. Sec. 18. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

In line 1 of the title, after "government;" strike the remainder of the title, and insert "amending section 1, chapter 234, Laws of 1959 as amended by section 1, chapter 237, Laws of 1967 and RCW 34.04.010; amending section 3, chapter 237, Laws of 1967 as last amended by section 7, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.025; amending section 3, chapter 234, Laws of 1959 as amended by section 8, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.030; amending section 2, chapter 57, Laws of 1971 ex. sess. as amended by section 42, chapter 169, Laws of 1977 ex. sess. and RCW 28B.19.020; amending section 3, chapter 57, Laws of 1971 ex. sess. as amended by section 10, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.030; amending section 4, chapter 57, Laws of 1971 ex. sess. as last amended by section 11, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.040; adding new sections to chapter 28B.19 RCW; adding new sections to chapter 34.04 RCW; and creating new sections."

Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Barnes, Ehlers, Ellis, Gruger, King (J), Maxie.

Voting nay: Representatives Amen, McGinnis, Rosbach.

Not attending: Representative Fiske, Vice Chairman;

April 16, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3522, Prime Sponsor: Committee on Agriculture, providing for the preservation of agricultural land. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass. Signed by Representatives Greengo, Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Bond, Brown, Granlund, Hastings, Rust.

Voting nay: Representatives Flanagan, Vice Chairman; Galloway.

Not signing report: Representative Sanders.

April 15, 1981

SUBSTITUTE SENATE BILL NO. 3584, Prime Sponsor: Committee on State Government, transferring the state archives to the secretary of state. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Ehlers, Gruger, King (J), Maxie, McGinnis, Rosbach.

Not signing report: Representatives Barnes, Ellis.

Not attending: Representative Fiske, Vice Chairman.

April 16, 1981

SENATE BILL NO. 3586, Prime Sponsor: Senator Peterson, revising salmon enhancement program. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Amen, Barnes, Ehlers, Ellis, King (J), McGinnis, Rosbach.

Voting nay: Representatives King (J), Maxie.

Not voting: Representative Gruger.

Not attending: Representative Thompson, Ranking Minority Member.

April 15, 1981

SENATE BILL NO. 3617, Prime Sponsor: Senator Metcalf, implementing law relating to use of associated student body funds. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendment:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 2, chapter 284, Laws of 1975 1st ex. sess. as amended by section 1, chapter 160, Laws of 1977 ex. sess. and RCW 28A.58.120 are each amended to read as follows:

(1) There is hereby created a fund on deposit with each county treasurer for each school district of the county having an associated student body as defined in RCW 28A.58.115. Such fund shall be known as the associated student body program fund. Rules and regulations promulgated by the superintendent of public instruction under RCW 28A.58.115 shall require separate accounting for each associated student body's transactions in the school district's associated student body program fund.

((AH)) Moneys generated through the programs and activities of any associated student body shall be deposited in the associated student body program fund unless the program or activity had been designated as a nonassociated student body event as required in subsection (2) of this section. Such funds may be invested for the sole benefit of the associated student body program fund in items enumerated in RCW 28A.58.440 and the county treasurer may assess a fee as provided therein. Disbursements from such fund shall be under the control and supervision, and with the approval, of the board of directors of the school district, and shall be by warrant as provided in chapter 28A.66 RCW: PROVIDED, That in no case shall such warrants be issued in an amount greater than the funds on deposit with the county treasurer in the associated student body program fund. To facilitate the payment of obligations, an imprest bank account or accounts may be created and replenished from the associated student body program fund.

The associated student body program fund shall be budgeted by the associated student body, subject to approval by the board of directors of the school district. All disbursements from the associated student body program fund or any imprest bank account established thereunder shall have the prior approval of the appropriate governing body representing the associated student body. Notwithstanding the provisions of RCW 43.09.210, it shall not be mandatory that expenditures from the district's general fund in support of associated student body programs and activities be reimbursed by payments from the associated student body program fund.

(2) Any student, or group of students, may, with the permission of the superintendent or the superintendent's designee, sponsor a program or activity for the express purpose of generating funds for scholarships or charitable purposes and any such program or activity shall be a nonassociated student body event. All moneys generated through such programs and activities and other nonassociated student body program fund moneys generated and received by students for private purposes, including but not limited to use for scholarship ((and/or)) or charitable purposes, may, in the discretion of the board of directors of any school district, be held in trust in one or more separate accounts within an associated student body program fund and be disbursed for such purposes: PROVIDED, That the school district shall either withhold an amount from

such moneys as will pay the district for its cost in providing the service or otherwise be compensated for its cost for such service.

NEW SECTION. Sec. 2. If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Dickie, Ehlers, Eng, Galloway, Hine, Lane, Lewis, McDonald, Vander Stoep, Warnke.

Voting nay: Representatives Cantu, James.

Not attending: Representatives Ellis, Maxie.

April 15, 1981

ENGROSSED SENATE BILL NO. 3752, Prime Sponsor; Senator Gaspard, authorizing certain joint actions by private schools and public agencies. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 28A.58.107, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 66, Laws of 1979 ex. sess. and RCW 28A.58.107 are each amended to read as follows:

Every board of directors, unless otherwise specifically provided by law, shall:

(1) Provide for the expenditure of a reasonable amount for suitable commencement exercises;

(2) In addition to providing free instruction in lip reading for children handicapped by defective hearing, make arrangements for free instruction in lip reading to adults handicapped by defective hearing whenever in its judgment such instruction appears to be in the best interests of the school district and adults concerned;

(3) Join with boards of directors of other school districts or an educational service district pursuant to RCW 28A.21.086(3), as now or hereafter amended, or both such school districts and educational service district in buying supplies, equipment and services by establishing and maintaining a joint purchasing agency, or otherwise, when deemed for the best interests of the district, any joint agency formed hereunder being herewith authorized and empowered to issue interest bearing warrants in payment of any obligation owed: PROVIDED, HOWEVER, That those agencies issuing interest bearing warrants shall assign accounts receivable in an amount equal to the amount of the outstanding interest bearing warrants to the county treasurer issuing such interest bearing warrants: PROVIDED FURTHER, That the joint purchasing agency ((may)) shall consider the request of any one or more private schools requesting the agency to jointly buy supplies, equipment, and services, and, after considering such request, may cooperate with and jointly make purchases with private schools of supplies, equipment, and services so long as such private schools pay in advance their proportionate share of the costs involved in such purchases; ((and))

(4) Consider the request of any one or more private schools requesting the board to jointly buy supplies, equipment and services, and, after considering such request, may provide such joint purchasing services: PROVIDED, That such private schools pay in advance their proportionate share of the costs involved in such purchases; and

(5) Prepare budgets as provided for in chapter 28A.65 RCW.

Sec. 2. Section 4, chapter 239, Laws of 1967 as amended by section 1, chapter 81, Laws of 1972 ex. sess. and RCW 39.34.030 are each amended to read as follows:

(1) Any power or powers, privileges or authority exercised or capable of exercise by a public agency of this state may be exercised and enjoyed jointly with any other public agency of this state having the power or powers, privilege or authority, and jointly with any public agency of any other state or of the United States to the extent that laws of such other state or of the United States permit such joint exercise or enjoyment. Any agency of the state government when acting jointly with any public agency may exercise and enjoy all of the powers, privileges and authority conferred by this chapter upon a public agency.

(2) Any two or more public agencies may enter into agreements with one another for joint or cooperative action pursuant to the provisions of this chapter; PROVIDED, That any such joint or cooperative action by public agencies which are educational service districts and/or school districts shall comply with the provisions of RCW 28A.58.107, as now or hereafter amended. Appropriate action by ordinance, resolution or otherwise pursuant to law of the governing bodies of the participating public agencies shall be necessary before any such agreement may enter into force.

(3) Any such agreement shall specify the following:

(a) Its duration;

(b) The precise organization, composition and nature of any separate legal or administrative entity created thereby together with the powers delegated thereto, provided such entity may be legally created. Such entity may include a nonprofit corporation whose membership is limited solely to the participating public agencies and the funds of any such corporation shall be subject to audit in the manner provided by law for the auditing of public funds;

(c) Its purpose or purposes;

(d) The manner of financing the joint or cooperative undertaking and of establishing and maintaining a budget therefor;

(e) The permissible method or methods to be employed in accomplishing the partial or complete termination of the agreement and for disposing of property upon such partial or complete termination;

(f) Any other necessary and proper matters.

(4) In the event that the agreement does not establish a separate legal entity to conduct the joint or cooperative undertaking, the agreement shall, in addition to items (a), (c), (d), (e) and (f) enumerated in subdivision (3) hereof, contain the following:

(a) Provision for an administrator or a joint board responsible for administering the joint or cooperative undertaking. In the case of a joint board, public agencies party to the agreement shall be represented;

(b) The manner of acquiring, holding and disposing of real and personal property used in the joint or cooperative undertaking. Any joint board is authorized to establish a special fund with a state, county, city, or district treasurer servicing an involved public agency designated 'Operating fund of joint board'.

(5) No agreement made pursuant to this chapter shall relieve any public agency of any obligation or responsibility imposed upon it by law except that to the extent of actual and timely performance thereof by a joint board or other legal or administrative entity created by an agreement made hereunder, said performance may be offered in satisfaction of the obligation or responsibility.

(6) Financing of joint projects by agreement shall be as provided by law.

NEW SECTION. Sec. 3. If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

In line 1 of the title after "education;" strike everything down to and including "RCW 28A.21.086;" on line 3.

Signed by Representatives Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Ehlers, Ellis, Hine, James, Lane, Lewis, Vander Stoep, Warnke.

Voting nay: Representatives Dickie, Eng.

Not signing report: Representatives Taylor, Chairman; Galloway, McDonald.

Not attending: Representative Maxie.

April 15, 1981

SUBSTITUTE SENATE BILL NO. 3844, Prime Sponsor: Committee on Constitution and Elections, prohibiting legislators from accepting campaign contributions during the legislative session. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. There is added to chapter 42.17 RCW a new section to read as follows:

No legislator, political committee, or political party caucus may solicit campaign contributions or accept any gratuity including any food, beverage, or entertainment of any kind for any individual legislator during a legislative session unless the name of any legislator for whom contributions are solicited appears on a ballot for a primary, general, or special election that will be held during the legislative session or within thirty days following its adjournment.

NEW SECTION. Sec. 2. There is added to chapter 42.17 RCW a new section to read as follows:

Except as permitted under RCW 42.17.095 and 42.17.125, as such sections now exist or are hereafter amended, money received as campaign contributions by a candidate or on a candidate's behalf shall be used and spent for that candidate's campaign for public office or subsequent campaigns for public office.

NEW SECTION. Sec. 3. There is added to chapter 44.60 RCW a new section to read as follows:

The joint board of legislative ethics shall prepare and publish an ethics guide for legislators and legislative employees. The guide shall summarize the various ethics laws which apply to legislators and shall contain hypothetical examples of their application.

NEW SECTION. Sec. 4. There is added to chapter 9A.68 RCW a new section to read as follows:

(1) A person is guilty of corrupt influence if during any regular session, or during a special session which is convened within fourteen days of a regular session, the person either solicits, receives, or agrees to receive any campaign contribution which he had reason to know would or will be used, in whole or in part, for:

(a) Any campaign for legislative office conducted or to be conducted by any incumbent legislator; or

(b) Any campaign conducted or to be conducted for the legislature in which any incumbent legislator or legislative employee or official shall have, or might reasonably be expected to have, any power or shared power in the disposition or spending of the contribution.

(2) Corrupt influence is a gross misdemeanor.

NEW SECTION. Sec. 5. There is added to chapter 9A.68 RCW a new section to read as follows:

(1) A person is guilty of corrupt solicitation if at any time he solicits or accepts from a legislative employee any campaign contribution which he has reason to know would or will be used, in whole or in part, for:

(a) Any campaign conducted or to be conducted by any incumbent legislator; or

(b) Any campaign conducted or to be conducted for the legislature in which any incumbent legislator or legislative employee or official shall have, or might reasonably be expected to have, any power or shared power in the disposition or spending of the contribution.

(2) Corrupt solicitation is a gross misdemeanor.

NEW SECTION. Sec. 6. There is added to chapter 42.17 RCW a new section to read as follows:

For any month in which an elected official, or any corporation, partnership, joint venture, association, union, or other entity in which the elected official is an officer or director or holds an ownership interest of ten percent or more, enters into a transaction for compensation in excess of five thousand dollars with a government entity, the elected official shall file with the commission by the fifteenth day of the succeeding month a report containing the name and address of each such government entity, the compensation received or to be received, and the consideration given or performed in exchange for such compensation.

NEW SECTION. Sec. 7. There is added to chapter 42.17 RCW a new section to read as follows:

No candidate for public office may directly or indirectly accept total campaign contributions in excess of twenty-five dollars from any individual or organization during the course of a political primary or general election campaign for state or local office.

NEW SECTION. Sec. 8. There is added to chapter 42.17 RCW a new section to read as follows:

Any legislator who receives an honorarium of fifty dollars or more shall, within thirty days of the date of the receipt thereof, submit a report to the commission specifying the amount of the honorarium, the reason for which it was given, and the identity of the grantor.

On page 1, line 1 of the title, after "Relating to campaign financing;" strike the remainder of the title and insert "adding new sections to chapter 9A.68 RCW; adding new sections to chapter 42.17 RCW; and adding a new section to chapter 44.60 RCW."

Signed by Representatives Ellis, Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tupper, Wang, Winsley.

Voting nay: Representative Padden, Vice Chairman.

Not signing report: Representative Tilly.

Not attending: Representative Schmidt.

April 15, 1981

SUBSTITUTE SENATE BILL NO. 3845, Prime Sponsor: Committee on Education, implementing law relating to school district authorized transportation. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, strike everything after the enacting clause and insert the following:

***NEW SECTION, Section 1.** Funds allocated for transportation costs shall be in addition to the basic education allocation. The distribution formula developed in sections 1 through 4 of this act shall be for allocation purposes only and shall not be construed as mandating specific levels of pupil transportation services by local districts. Operating costs as determined under sections 1 through 4 of this amendatory act shall be funded at one hundred percent or as close thereto as reasonably possible for the following pupil transportation services:

(1) Transportation of an eligible student from the student's assigned route stop to the student's school at the beginning of the student's school day, and from the student's school to the student's assigned route stop at the end of the school day in a transportation vehicle. Recognition of nonpassenger miles shall be included as part of transportation to and from school.

(2) Transportation between schools or learning centers of students whose basic education or other programs are offered in two or more locations. Field trips are not eligible for funds allocated for transportation costs.

(3) Transportation for student participants in activities planned, supervised, and administered by the Washington interscholastic activities association or other voluntary nonprofit entity pursuant to RCW 28A-.58.125, as now or hereafter amended, if eligible for state transportation funding under rules adopted by the state board of education.

Operational costs, as determined under sections 1 through 4 of this amendatory act, for those pupil transportation services provided for in subsection (1) of this section shall be funded state-wide at one hundred percent before any funds are provided for operating costs of services provided for in subsections (2) and (3) of this section.

NEW SECTION, Sec. 2. For purposes of sections 1 through 5 of this amendatory act, except where the context shall clearly indicate otherwise, the following definitions apply:

(1) 'Eligible student' means any student whose residence or assigned route stop is more than one mile from the student's school, except if the student to be transported is handicapped under RCW 28A.13.010, as now or hereafter amended, and is either not ambulatory or not capable of protecting his or her own welfare while traveling to or from the school or agency where special education services are provided, in which case no mileage distance restriction applies.

(2) 'Nonpassenger miles' means road miles necessary for the following purposes when no student is being transported in a vehicle: (a) Inspection of vehicles by the state patrol; (b) mileage incurred as a result of major maintenance repairs; (c) mandated bus driver training; and (d) mileage between a school, bus

garage, or storage facility and the first student route stop and the mileage between the last student route stop and the school, bus garage, or storage facility.

(3) 'Superintendent' means the superintendent of public instruction.

NEW SECTION. Sec. 3. Each district shall submit to the superintendent of public instruction by May 1st of each year a report containing the following:

(1) The number of students anticipated to be eligible for to and from school transportation as provided for in section 1(1) of this amendatory act for the ensuing school year, along with a map describing student route stop locations and school locations;

(2) The actual number of miles driven for pupil transportation services provided for in section 1(2) of this amendatory act during the current school year, and the number of miles anticipated for the ensuing school year for such services;

(3) The number of scheduled miles for pupil transportation services provided for in section 1(3) of this amendatory act for the ensuing school year. Miles reported shall be limited to those that are scheduled and required for participation in activities planned, supervised, and administered by the Washington interscholastic activities association or other voluntary nonprofit entity, and approved for state transportation funding by the state board of education; and

(4) Other operational data and descriptions as required by the superintendent to determine allocation requirements for each district.

NEW SECTION. Sec. 4. Each district's annual student transportation allocation shall be based on differential rates determined by the superintendent of public instruction in the following manner:

(1) The superintendent shall annually calculate a standard student mile allocation rate for each district. 'Standard student mile allocation rate,' as used in this section, means the per mile allocation rate for transporting an eligible student. The standard student mile allocation rate may consist of no more than five differential rates state-wide, as determined by the superintendent, and shall include but not be limited to such factors as climate and terrain; nonpassenger miles; and the costs of insurance, district or contracted employee salaries, and benefits, maintenance, fuel, supplies, and materials. The standard student mile allocation rate shall be used to determine the transportation allocation for those services provided for in section 1(1) of this act.

(2) The superintendent shall annually calculate a standard unit mile rate for each district. 'Standard unit mile rate,' as used in this section, means the cost of operating an approved transportation vehicle for one mile. The standard unit mile rate may consist of no more than five differential rates state-wide, as determined by the superintendent, and shall be based on the factors used in subsection (1) of this section. The standard unit mile rate shall be used to determine the transportation allocation for those services provided for in section 1(2) and (3) of this amendatory act. For purposes of allocating funds for section 1(2) of this amendatory act, the superintendent shall use the average number of miles reported by the district for the two school years.

(3) Prior to June 1st of each year the superintendent shall submit to the office of financial management, and the committees on education and ways and means of the senate and house of representatives a report outlining the methodology and rationale used in determining the student mile and unit mile rates to be used the following year.

NEW SECTION. Sec. 5. The superintendent shall determine the preliminary, estimated student transportation allocation for each district and notify districts of their preliminary student transportation allocation by June 15. The superintendent shall include not less than twenty-five percent of the estimated student transportation allocation in the following September apportionment payment to school districts. By the following October 15th, every district shall notify the superintendent of any changes in the data utilized in calculating the preliminary student transportation allocation. The superintendent shall then make necessary corrections and shall notify districts of their final student transportation allocation before the following December 1st, and shall make the balance of the student transportation allocation in approximately equal parts as a part of the December, February, and April apportionment payments to school districts.

NEW SECTION. Sec. 6. The superintendent shall determine the vehicle acquisition allocation in the following manner:

(1) By May 1st of each year, the superintendent shall develop preliminary categories of student transportation vehicles to ensure adequate student transportation fleets for districts. The superintendent shall take into consideration the types of vehicles purchased by individual school districts in the state. The categories shall include, but not be limited to, variables such as vehicle capacity, type of chassis, type of fuel, engine and body type, special equipment, and life of vehicle. The categories shall be developed in conjunction with the local districts and shall be applicable to the following school year. The categories shall be designed to produce minimum long-range operating costs, including costs of equipment and all costs incurred in operating the vehicles. Each category description shall include the estimated state-determined purchase price, which shall be based on the actual costs of the vehicles purchased for that comparable category in the state during the preceding twelve months and the anticipated market price for the next school fiscal year. By June 15th of each year, the superintendent shall notify districts of the preliminary vehicle categories and state-determined purchase price for the ensuing school year. By October 15th of each year, the superintendent shall finalize the categories and the associated state-determined purchase price and shall notify districts of any changes. While it is the responsibility of each district to select each student transportation vehicle to be purchased by the district, each district shall be paid a sum based only on the amount of the state-determined purchase price and inflation as recognized by the reimbursement schedule established in this section as set by the superintendent for the category of vehicle purchased.

(2) The superintendent shall develop a reimbursement schedule to pay districts for the cost of student transportation vehicles purchased after September 1, 1982. The accumulated value of the payments and the potential investment return thereon shall be designed to be equal to the replacement value of the vehicle less its salvage value at the end of its anticipated lifetime. The superintendent shall revise at least annually the reimbursement payments based on the current and anticipated future cost of comparable categories of transportation equipment. Reimbursements to school districts for approved transportation equipment shall be placed in a separate vehicle transportation fund established for each school district under section 7 of this amendatory act.

(3) To the extent possible, districts shall operate vehicles acquired under this section not less than the number of years or useful lifetime now, or hereafter, assigned to the class of vehicles by the superintendent. School districts shall properly maintain the transportation equipment acquired under the provisions of this section, in accordance with rules established by the office of the superintendent of public instruction. If a district fails to follow generally accepted standards of maintenance and operation, the superintendent of public instruction shall penalize the district by deducting from future reimbursements under this section an amount equal to the original cost of the vehicle multiplied by the fraction of the useful lifetime or miles the vehicle failed to operate.

(4) The superintendent shall annually develop a depreciation schedule to recognize the cost of depreciation to districts contracting with private carriers for student transportation. Payments on this schedule shall be a straight line depreciation based on the original cost of the appropriate category of vehicle.

NEW SECTION, Sec. 7. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new section to read as follows:

(1) There is created a fund on deposit with each county treasurer for each school district of the county, which shall be known as the transportation vehicle fund. Money to be deposited into the transportation vehicle fund shall include, but is not limited to, the following:

(a) The balance of accounts held in the general fund of each school district for the purchase of approved transportation equipment and for major transportation equipment repairs under RCW 28A.41.160, as now or hereafter amended. The amount transferred shall be the balance of the account as of September 1, 1982;

(b) Reimbursement payments provided for in section 6 of this amendatory act except those provided under section 6(4) of this amendatory act that are necessary for contracted payments to private carriers;

(c) Earnings from transportation vehicle fund investments as authorized in RCW 28A.58.430, as now or hereafter amended; and

(d) The district's share of the proceeds from the sale of transportation vehicles, as determined by the superintendent of public instruction.

(2) Funds in the transportation vehicle fund may be used for the following purposes:

(a) Purchase of pupil transportation vehicles pursuant to section 6 of this amendatory act and RCW 28A.41.160, as now or hereafter amended;

(b) Payment of conditional sales contracts for the purchase of pupil transportation vehicles as authorized in RCW 28A.58.550, as now or hereafter amended;

(c) Major repairs to pupil transportation vehicles.

The superintendent of public instruction shall promulgate rules which shall establish the standards, conditions, and procedures governing the establishment and use of the transportation vehicle fund. The rules shall not permit the transfer of funds from the transportation vehicle fund to any other fund of the district.

Sec. 8. Section 28A.41.160, chapter 223, Laws of 1969 ex. sess. as last amended by section 6, chapter 359, Laws of 1977 ex. sess. and RCW 28A.41.160 are each amended to read as follows:

Reimbursement for transportation costs shall be in addition to the basic education allocation. Transportation costs shall be reimbursed as follows:

(1) School districts shall be reimbursed up to one hundred percent of the operational costs for established bus routes for the transportation of students to and from common schools as recommended by the educational service district superintendent or his or her designee, and as approved by the state superintendent: PROVIDED, That commencing with the 1980-81 school year, reimbursement shall be at one hundred percent or as close thereto as reasonably possible; and

(2) Costs of acquisition of approved transportation equipment shall be reimbursed up to one hundred percent of the cost to be reimbursed over the anticipated life of the vehicle, as determined by the state superintendent: PROVIDED, That commencing with the 1980-81 school year, reimbursement shall be at one hundred percent or as close thereto as reasonably possible: PROVIDED FURTHER, That reimbursements for the acquisition of approved transportation equipment received by school districts shall be held within the general fund exclusively for the current or future purchase of approved transportation equipment and for major transportation equipment repairs consistent with rules and regulations authorized and promulgated under RCW 28A.41.170 and chapter 28A.65 RCW.

Sec. 9. Section 28A.41.160, chapter 223, Laws of 1969 ex. sess. as last amended by section 8, chapter _____ (Substitute Senate Bill No. 3845), Laws of 1981 and RCW 28A.41.160 are each amended to read as follows:

~~((Reimbursement for transportation costs shall be in addition to the basic education allocation. Transportation costs shall be reimbursed as follows:~~

~~(1) School districts shall be reimbursed up to one hundred percent of the operational costs for established bus routes for the transportation of students to and from common schools as recommended by the~~

educational service district superintendent or his or her designee, and as approved by the state superintendent: PROVIDED, That commencing with the 1980-81 school year, reimbursement shall be at one hundred percent or as close thereto as reasonably possible; and

(2)) Costs of acquisition of approved transportation equipment purchased prior to September 1, 1982, shall be reimbursed up to one hundred percent of the cost to be reimbursed over the anticipated life of the vehicle, as determined by the state superintendent: PROVIDED, That commencing with the 1980-81 school year, reimbursement shall be at one hundred percent or as close thereto as reasonably possible: PROVIDED FURTHER, That reimbursements for the acquisition of approved transportation equipment received by school districts shall be ((held within the general fund exclusively for the)) placed in the transportation vehicle fund for the current or future purchase of approved transportation equipment and for major transportation equipment repairs consistent with rules and regulations authorized ((and promulgated under RCW 28A.41.170 and chapter 28A.65 RCW)) in section 7 of this amendatory act.

Sec. 10. Section 28A.24.055, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 122, Laws of 1980 and RCW 28A.24.055 are each amended to read as follows:

((Every board of directors shall provide and pay for transportation of children to and from school whether such children live within or without the district when in its judgment the best interests of the district will be subserved thereby; but the board is not compelled to transport any pupil living within two miles of the schoolhouse.)) The operation of each local school district's student transportation program is declared to be the responsibility of the respective board of directors, and each board of directors shall determine such matters as which individual students shall be transported and what routes shall be most efficiently utilized. State moneys allocated to local districts for student transportation shall be spent only for student transportation activities, but need not be spent by the local district in the same manner as calculated and allocated by the state.

When children are transported from one school district to another the board of directors of the respective districts may enter into a written contract providing for a division of the cost of such transportation between the districts.

When commercial charter bus service is not reasonably available to a school district, the state board of education may authorize the use of school buses and drivers hired by the district for the transportation of school children and the school employees necessary for their supervision to and from any school activities within or without the school district during or after school hours and whether or not a required school activity, so long as the school board has officially designated it as a school activity. For any extra-curricular uses, the school board shall charge an amount sufficient to reimburse the district for its cost.

In addition to the right to contract for the use of buses provided in RCW 28A.24.170 and 28A.24.172, any school district may contract to furnish the use of school buses of that district to other users who are engaged in conducting an educational or recreational program supported wholly or in part by tax funds or programs for elderly persons at times when those buses are not needed by that district and under such terms as will fully reimburse such school district for all costs related or incident thereto: PROVIDED, HOWEVER, That no such use of school district buses shall be permitted except where other public or private transportation certificated or licensed by the Washington utilities and transportation commission is not reasonably available to the user: PROVIDED FURTHER, That no user shall be required to accept any charter bus for services which the user believes might place the health or safety of the children or elderly persons in jeopardy.

Whenever any persons are transported by the school district in its own motor vehicles and by its own employees, the board may provide insurance to protect the district against loss, whether by reason of theft, fire or property damage to the motor vehicle or by reason of liability of the district to persons from the operation of such motor vehicle.

The board may provide insurance by contract purchase for payment of hospital and medical expenses in an amount not exceeding one thousand dollars per person per injury for the benefit of persons injured while they are on, getting on, or getting off any vehicles enumerated herein without respect to any fault or liability on the part of the school district or operator. This insurance may be provided without cost to the persons notwithstanding the provisions of RCW 28A.58.420.

If the transportation of children or elderly persons is arranged for by contract of the district with some person, the board may require such contractor to procure such insurance as the board deems advisable.

Sec. 11. Section 28A.24.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 80, Laws of 1977 and RCW 28A.24.100 are each amended to read as follows:

Individual transportation, board and room, and other arrangements may be authorized or provided and, in whole or part, paid for or reimbursed by a school district, when approved by the educational service district superintendent or his or her designee pursuant to rules promulgated by the superintendent of public instruction for that purpose: PROVIDED, That the total of payments for board and room and transportation incidental thereto shall not exceed the amount which would otherwise be paid for such individual transportation. ((No district shall be required to transport any pupil living within two miles of the school which such pupil attends: PROVIDED, That all handicapped children as defined in RCW 28A.13.010 who are not ambulatory and/or who are not capable of protecting their own welfare while traveling to and/or from the school or agency where special educational aid services are provided shall be provided with transportation at school district or districts expense. Except as otherwise provided pursuant to this section and except for the handicapped students described in this section, pupils residing within two miles of an established route may be required to travel to the route at their own expense.))

NEW SECTION. Sec. 12. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW a new section to read as follows:

The state board of education shall adopt rules and regulations for the purpose of approving activities eligible for state transportation funding under section 1(3) of this amendatory act. Any activities delegated after September 1, 1981, to the Washington interscholastic activities association or any other voluntary nonprofit entity under RCW 28A.58.125, as now or hereafter amended, shall be reviewed by the state board and approved or disapproved for state transportation funding based on criteria that emphasizes the educational value of the activity.

NEW SECTION. Sec. 13. The superintendent of public instruction shall submit a report to the legislature comparing the distribution of transportation funds to each local school district under the existing methodology and that established pursuant to sections 1 through 4 of this amendatory act for the 1982-83 school year. The report shall also contain a fiscal impact analysis of vehicle reimbursement payments under section 6 of this amendatory act. A preliminary report shall be submitted on or before September 1, 1981, and a final report utilizing updated information from the 1980-81 school year shall be submitted on or before December 15, 1981.

NEW SECTION. Sec. 14. Sections 1 through 6 of this amendatory act are each added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.41 RCW.

NEW SECTION. Sec. 15. The following acts or parts of acts are each repealed:

- (1) Section 28A.24.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.24.060; and
- (2) Section 28A.24.080, chapter 223, Laws of 1969 ex. sess., section 104, chapter 176, Laws of 1969 ex. sess., section 32, chapter 282, Laws of 1971 ex. sess., section 54, chapter 275, Laws of 1975 1st ex. sess., section 1, chapter 80, Laws of 1977 and RCW 28A.24.080.

NEW SECTION. Sec. 16. With the exception of sections 8 and 13 of this amendatory act, the effective date of this amendatory act is September 1, 1982. The superintendent of public instruction and the office thereof prior to the effective date of this amendatory act may take such actions as necessary for the orderly implementation thereof and during such period may carry out such data collection activities and district notification provisions as provided for herein.

NEW SECTION. Sec. 17. If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, on line 1 of the title, after "transportation;" strike the remainder of the title and insert "amending section 28A.41.160, chapter 223, Laws of 1969 ex. sess. as last amended by section 6, chapter 359, Laws of 1977 ex. sess. and RCW 28A.41.160; amending section 28A.41.160, chapter 223, Laws of 1969 ex. sess. as last amended by section 8, chapter ____ (Substitute Senate Bill No. 3845), Laws of 1981 and RCW 28A.41.160; amending section 28A.24.055, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 122, Laws of 1980 and RCW 28A.24.055; amending section 28A.24.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 80, Laws of 1977 and RCW 28A.24.100; creating new sections; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.41 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; repealing section 28A.24.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.24.060; repealing section 28A.24.080, chapter 223, Laws of 1969 ex. sess., section 104, chapter 176, Laws of 1969 ex. sess., section 32, chapter 282, Laws of 1971 ex. sess., section 54, chapter 275, Laws of 1975 1st ex. sess., section 1, chapter 80, Laws of 1977 and RCW 28A.24.080; and providing an effective date."

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Galloway, Hine, Lane, Lewis, Vander Stoep, Warnke.

Voting nay: Representatives Eng, James, McDonald.

Not attending: Representatives Ellis, Maxie.

April 15, 1981

ENGROSSED SENATE BILL NO. 3866, Prime Sponsor: Senator Hemstad, modifying the powers and duties of the state capitol historical association. Reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 44, Laws of 1941 as amended by section 1, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.010 are each amended to read as follows:

The state capitol historical association, a corporation existing under and by virtue of the laws of the state of Washington, be, and the same is hereby, ((created)) designated a trustee of the state of Washington for the intent and purposes ((hereinafter mentioned)) in this section:

It shall be the duty of the ((said)) association

((+)) ~~To collect books, maps, charts, papers, relics and other materials illustrative of the history of this state, and, in particular, of the progress and development of the territorial capitol and the state capitol at Olympia;~~

(2) To procure from pioneers authentic narratives of the experiences and of incidents relating to the early settlement of this state;

(3) To shelf, store and safely keep such books, maps, charts, papers, relics and other historical material now or hereafter to come into its possession;

(4) To catalog the collections of said association for the convenient reference of persons having occasion to consult the same;

(5) To keep the museum display rooms open at reasonable hours for the reception of citizens and visitors, without charge;

(6) To engage in cultural and educational activities;

(7) To display items of interest to the people of the state, including but not limited to scientific, industrial, agricultural, commercial, and cultural exhibits;

(8) To engage in the sale of various articles which are consistent with the basic purposes of the state capitol museum to visitors to the museum;

(9) To dispose of items which are no longer of historical value to the museum or of interest to the patrons of the museum:))

(1) To collect, catalog, preserve, and interpret objects, manuscripts, sites, photographs, and other materials illustrative of the history of this state, including the progress and development of the capitol city;

(2) To operate the state capitol historical museum and to keep the museum open, without an admission fee, at reasonable hours for the reception of citizens and visitors;

(3) To assist and encourage historical studies and museum interpretative efforts throughout the state, including those of private nonprofit organizations and those of city, county, and state agencies;

(4) Engage in cultural, artistic, and educational activities, including classes, exhibits, seminars, conferences, publications, and other public programs as long as such activities are related to the basic purposes of the association;

(5) To engage in the sale of various articles which are related to the basic purpose of the association;

(6) To plan for and conduct celebrations of significant events in the history of the capital city and the state of Washington and to give assistance to and coordinate with state, county, and other local historical associations and societies in planning and conducting celebrations;

(7) To engage in appropriate fund raising activities for the purpose of increasing the self-support of the association.

NEW SECTION. Sec. 2. There is added to chapter 27.36 RCW a new section to read as follows:

The association shall retain all those powers established by the association's incorporation as a nonprofit corporation under chapter 24.03 RCW not explicitly prohibited by this chapter. The association may act in any manner that does not frustrate the purposes under RCW 27.36.010, as now or hereafter amended.

Sec. 3. Section 3, chapter 44, Laws of 1941 and RCW 27.36.020 are each amended to read as follows:

The building and grounds designated as Block 2, Grainger's Addition to the City of Olympia, County of Thurston, acquired by the state under senate joint resolution No. 18, session of 1939, is hereby designated a part of the state capitol, to be known as the state capitol historical museum. This structure is to be used ((for purposes of housing said historical relics, documents and material as are now owned by the state and housed at the state capitol, and also such additional historical relics, documents and material which shall hereafter be acquired by the state for addition to the state capitol historical museum, and also such historical collections which are now owned or shall hereafter be acquired by the state capitol historical association)) to house and interpret the collection of the association. This section does not limit the association's use of other structures.

Sec. 4. Section 2, chapter 44, Laws of 1941 as amended by section 2, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.030 are each amended to read as follows:

The ((books, maps, charts, papers, relics and other historical material)) objects, sites, manuscripts, photographs, and other materials now or hereafter acquired by ((said)) the association shall be held by ((said)) the association in trust for the use and benefit of the people of the state of Washington and shall be housed at the state capitol museum: PROVIDED, That the board of trustees of ((said)) the association ((are)) is hereby authorized to ((loan items to and receive on loan items from various public and private museums and agencies)) accept on loan or lend objects of historical interest: PROVIDED FURTHER, That the board of trustees of ((said)) the association may ((exchange items with other public and private museums and agencies except in those instances where the items belonging to the museum were received with a restriction as to their use or disposition)) sell, exchange, divest itself of, or refuse to accept items which do not enhance the collection.

Sec. 5. Section 4, chapter 44, Laws of 1941 as amended by section 3, chapter 57, Laws of 1979 ex. sess. and RCW 27.36.040 are each amended to read as follows:

The secretary of state and the ((state superintendent of public instruction)) governor or the governor's designee shall be ex officio members of the board of trustees of said state capitol historical association, and as such are hereby authorized and empowered to vote upon all questions coming before such board for its action.

Sec. 6. Section 5, chapter 44, Laws of 1941 as last amended by section 16, chapter 75, Laws of 1977 and RCW 27.36.050 are each amended to read as follows:

There shall be appointed by the state capitol historical association, with the consent of the governor, a person to be designated as director of the state capitol museum, whose duties shall be:

(1) To designate arrangements and locations of the various collections and historical material in the state capitol museum;

(2) To administer the affairs of the museum under the policies established by the board of trustees; ((and))

(3) To perform such other duties and functions as may be delegated to him by the board of trustees; and

(4) To employ personnel and prescribe the duties of the personnel as may be necessary to implement the purposes of this chapter and the directions of the board of trustees."

On page 1, line 2 of the title after "museum;" strike the remainder of the title and insert "amending section 1, chapter 44, Laws of 1941 as amended by section 1, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.010; amending section 3, chapter 44, Laws of 1941 and RCW 27.36.020; amending section 2, chapter 44, Laws of 1941 as amended by section 2, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.030; amending section 4, chapter 44, Laws of 1941 as amended by section 3, chapter 57, Laws of 1979 ex. sess. and RCW 27.36.040; amending section 5, chapter 44, Laws of 1941 as last amended by section 16, chapter 75, Laws of 1977 and RCW 27.36.050; and adding a new section to chapter 27.36 RCW."

Signed by Representatives Addison, Chairman; Garson, Vice Chairman; Walk, Ranking Minority Member; Erak, Greengo, Hankins, Lewis, McGinnis, Nelson (D), Nickell, Rinehart, Rust, Sprague.

Not signing report: Representative Ehlers.

Not attending: Representatives Johnson, O'Brien.

April 15, 1981

ENGROSSED SENATE BILL NO. 3953, Prime Sponsor: Senator Williams, permitting rape to be charged by one spouse against another after a marriage dissolution action has been filed. Reported by Committee on Ethics, Law and Justice.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 19 after "spouse" strike "or" and insert "and"

Signed by Representatives Ellis, Chairman; Padden, Vice Chairman; Salatino, Ranking Minority Member; Becker, Bickham, Granlund, Gruger, Patrick, Pruitt, Tilly, Tupper, Wang, Winsley.

Not attending: Representative Schmidt.

April 15, 1981

ENGROSSED SENATE BILL NO. 4022, Prime Sponsor: Senator Bluechel, providing for the transfer of the St. Edwards Seminary to the parks and recreation commission. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Thompson, Ranking Minority Member; Amen, Ehlers, Ellis, Gruger, King (J), Maxie, McGinnis.

Not signing report: Representatives Barnes, Rosbach.

Not attending: Representative Fiske, Vice Chairman.

April 16, 1981

SUBSTITUTE SENATE BILL NO. 4078, Prime Sponsor: Committee on Ways and Means, establishing a budget stabilization account. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Greengo, McDonald, Nisbet, Warnke, Williams.

Voting nay: Representative Thompson.

Not attending: Representative Becker.

April 15, 1981

SUBSTITUTE SENATE BILL NO. 4309, Prime Sponsor: Committee on Education, implementing law relating to students living in nonhigh districts and attending high schools and nonhigh districts' contributions to high school districts for capital fund aid. Reported by Committee on Education.

MAJORITY recommendation: Do pass. Signed by Representatives Taylor, Chairman; Valle, Ranking Minority Member; Bender, Cantu, Dickie, Ehlers, Ellis, Galloway, Hine, Lane, Lewis, Warnke.

Not signing report: Representatives Johnson, Vice Chairman; Eng, James, McDonald, Vander Stoep.

Not attending: Representative Maxie.

April 14, 1981

ENGROSSED SENATE JOINT MEMORIAL NO. 105, Prime Sponsor: Senator Hurley, requesting Congress to amend the constitution to require a balanced federal budget. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, line 22 after "That" insert ", if the people adopt and ratify this Memorial, then"

On page 2, line 30 after "amend" insert "articles to the Constitution of the United States numbered 1 through 7, or"

On page 2, line 31 after "1" strike "2, 4, 5, 6, 7, 13, 14, 15 and 19" and insert "through 26,"

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Greengo, McDonald, Nisbet, Williams.

Voting nay: Representatives Sommers, Ranking Minority Member; Becker, Warnke.

Not attending: Representative Thompson.

MOTIONS

Mr. Nelson (G), moved that all bills on today's agenda under the fifth order of business be referred to Committee on Rules for second reading.

Mr. Hastings moved that the motion be amended, and Senate Bill No. 3027 be rereferred to Committee on Transportation.

Representatives Nelson (G) and Wilson spoke in favor of the motion, and Mr. Nelson (D) spoke against it.

A division was called.

ROLL CALL

The Clerk called the roll on the motion to amend the motion by Representative Nelson (G), and rerefer Senate Bill No. 3027 to Committee on Transportation, and the motion was lost by the following vote: Yeas, 39; nays, 56; not voting, 3.

Voting yea: Representatives Addison, Barr, Becker, Berleen, Bickham, Bond, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Hankins, Hastings, Isaacson, James, Lane, Lundquist, Mitchell, Monohon, Nickell, Padden, Patrick, Prince, Sanders, Schmidt, Smith, Sommers, Struthers, Tilly, Vander Stoep, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Barrett, Bender, Brekke, Brown, Burns, Chamberlain, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, Houchen, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Nelson D., Nelson G. A., Nisbet, North, Owen, Pruitt, Rosbach, Rust, Salatino, Scott, Sherman, Sprague, Stratton, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Williams, Winsley.

Not voting: Representatives Cantu, O'Brien, Rinehart.

The motion to refer the bills to Committee on Rules was carried.

SECOND READING

SECOND SUBSTITUTE HOUSE BILL NO. 603, by Committee on Revenue (originally sponsored by Representatives Nelson (G), Stratton, Ellis, Granlund, Mitchell, Sherman, Kreidler, Struthers, Brown, Tilly, Erak, Wang, Salatino, Nelson (D), Williams, Garson, Gallagher, Scott, McCormick, Walk and Owen):

Creating a Washington state drug enforcement administration.

The House resumed consideration of the bill on second reading.

Mr. Nelson (G) moved adoption of the following amendment by Representatives Nelson (G) and Stratton:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. The legislature finds that illegal drug trafficking has reached epidemic proportions in Washington state. Furthermore, the illegal trafficking in licit and illicit drugs, drug abuse, and drug misuse have been found to represent a serious physical and mental health hazard, have serious social consequences and an adverse impact on the economy of the state. The legislature also finds that current enforcement efforts have had little positive effect on containment of illegal drug trafficking due to lack of

coordination between various programs, lack of direction in terms of state policy, and lack of commitment of resources required to implement and support a unified consistent enforcement effort in cooperation with federal and local governmental enforcement agencies.

Therefore, in order to address public needs and concerns related to enforcement of drug laws, the intent of this chapter is to provide the policy and means to insure strong public commitment to a program which will focus on major high-level, interjurisdictional drug traffickers as its primary enforcement priority.

NEW SECTION. Sec. 2. Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

- (1) 'Unit' means the drug trafficking enforcement unit.
- (2) 'Board' means the drug enforcement policy review board.
- (3) 'Civilian employee' means an employee of the unit who has not been commissioned as an investigator of the unit by the chief of the Washington state patrol.
- (4) 'Commissioned employee' means any investigator so designated by the chief of the Washington state patrol.
- (5) 'Hearing board' means the hearing board convened by the attorney general.
- (6) 'Chief' means the chief of the Washington state patrol.

NEW SECTION. Sec. 3. The drug trafficking enforcement unit is hereby created as an independently budgeted division of the Washington state patrol.

NEW SECTION. Sec. 4. The drug trafficking enforcement unit shall:

- (1) Initiate investigations of illegal drug trafficking as priorities, conditions, and situations warrant;
- (2) Provide assistance to federal and local law enforcement jurisdictions on a prioritized basis to the extent resources permit and coordination of interjurisdictional effort is required to effect drug trafficking enforcement priorities, goals, and objectives; and
- (3) Be under the direct management, command, and supervision of a chief investigator.

NEW SECTION. Sec. 5. In order to assure that the needs and concerns of the public are represented in and reflected by the policies, priorities, goals, objectives and operations of the unit, there is created the drug enforcement policy review board which shall include the attorney general for the state, the chairman of the legislative budget committee, the chairman of the state board of pharmacy, and four appointees of the governor including a sheriff, a police chief, a prosecuting attorney, and a member of the Washington narcotics investigators association.

NEW SECTION. Sec. 6. The drug enforcement policy review board shall meet at least quarterly to review the policies and program priorities of the unit and to make recommendations to the governor and the legislature at least biennially on the budget and enforcement policies of the unit. The board may in addition meet at such times and places as it may deem necessary and proper. The first meeting of the board shall occur on or before September 30, 1981, and shall be chaired by the attorney general until such time as the board elects a chairman and vice chairman. The chief investigator shall serve as secretary to the board and be a nonvoting member of the board. The chief shall also serve as a nonvoting member of the board.

NEW SECTION. Sec. 7. Members of the board shall receive no compensation but shall be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060 as now or hereafter amended. Legislative members shall be reimbursed as provided in RCW 44.04.120.

NEW SECTION. Sec. 8. The chief investigator shall, among other duties, prepare a biennial report to the board which presents an evaluation of the unit's accomplishments for the preceding biennium and a definitive statement of on-going strategic program and operational needs to maintain an effective illegal drug trafficking containment program.

The chief investigator may contract for services as he deems necessary to assist him in carrying out the duties and responsibilities of the unit subject to the provisions of Title 39 RCW.

In addition the chief investigator may adopt rules and regulations necessary for and consistent with accepted law enforcement, criminal investigation, and administrative practices pursuant to the administrative procedure act, chapter 34.04 RCW. The chief investigator shall consult with and report administratively directly to the chief of the Washington state patrol and advise him regarding the conduct of investigations as needs and conditions warrant except that the chief investigator shall have primary accountability, responsibility, and authority over strategic and tactical operations with respect to case management.

NEW SECTION. Sec. 9. The chief investigator shall on or before March 1, 1982 submit a program management and operations plan to the board which shall include but not be limited to:

- (1) Proposed personnel standards and qualifications for investigators;
- (2) Personnel policies;
- (3) An outline of a program for continuous training and professional development of special investigators;
- (4) A plan for recruitment and rotation of special investigators;
- (5) A plan for administration of the program and management of field operations;
- (6) A draft policy with respect to establishing priorities for providing assistance to local law enforcement jurisdictions;
- (7) A proposed rule for the management, accounting, and disbursement of funds that will be expended for the acquisition of evidence; and
- (8) A salary survey and recommended salary schedule for all personnel positions established in the unit.

NEW SECTION. Sec. 10. The chief investigator shall appoint a sufficient number of competent persons to act as special investigators as provided in this chapter and shall make promotional appointments, determine their compensation, and define rank and duties as provided in this chapter.

All personnel employed by the drug control assistance unit of the Washington state patrol as of March 1, 1981, are hereby transferred to the unit and are subject to their current position and salary level.

NEW SECTION. Sec. 11. The investigators of the unit commissioned and so designated by the chief as enforcement officers, and the chief investigator, are declared to be peace officers and shall have and exercise, throughout the state, such police powers and duties as are necessary and required to enforce the drug laws of this state.

All commissioned enforcement officers of the unit so designated shall be subject to the provisions of sections 11 through 14 of this act.

NEW SECTION. Sec. 12. Commissioned investigators are entitled to retain their ranks and positions with the unit until death, retirement, resignation, or transfer, or until suspended, demoted, or discharged in the manner provided in this chapter.

NEW SECTION. Sec. 13. The attorney general shall on the recommendation of the chief, chief investigator, or the policy review board discipline any investigator by suspending the investigator without pay for a period of not more than thirty days, and may demote any investigator holding probationary rank, without preferring charges against the investigator and without a hearing.

Discharge or demotion of any investigator holding a nonprobationary position, or suspension for more than thirty days of any investigator, shall be only for cause, which shall be clearly stated in a written complaint, sworn by the person preferring the charges, and served upon the investigator complained of.

Upon so being served, any such investigator is entitled to a closed hearing before a hearing board consisting of a deputy attorney general, the chief of the Washington state patrol or the chief's designee except that such designee shall hold the rank of captain or above, and a commissioned officer from a local law enforcement jurisdiction appointed by the attorney general.

Pending a hearing, the attorney general may suspend the investigator complained of, and the investigator may, within ten days of the complaint, either submit a written resignation or file written notice of his or her desire to waive a hearing.

If a letter of resignation is submitted, it shall be accepted without prejudice except in cases involving a criminal complaint.

NEW SECTION. Sec. 14. At the hearing, the deputy attorney general shall be the presiding officer, and shall make all necessary rulings in the course of the hearing.

The complainant and the investigator complained of may submit evidence and be represented by counsel, and a full and complete record of the proceedings, and all testimony, shall be recorded.

After the hearing, the findings of the hearing board shall be submitted to the attorney general. The findings shall be final in case the complaint is found to not have merit. In the event that the complaint is found to have merit, the attorney general may determine the proper disciplinary action and declare it by written order served upon the investigator complained of.

Any investigator subjected to disciplinary action or the complainant may, within ten days after the service of the order, apply to the superior court of Thurston county for a writ of review to have the reasonableness and lawfulness of the order reviewed in a non de novo hearing and determined.

The superior court shall review the determination of the attorney general in a summary manner, based upon the record of the hearing before the hearing board, and shall render its decision within ninety days, either affirming or reversing the order of the attorney general, or remanding the matter to the attorney general for further action.

If, as a result of a hearing or review by the hearing board, the complaint against the investigator is found to be without merit, the investigator shall be immediately reinstated to his or her former position and be reimbursed for any loss of salary suffered by reason of any previous disciplinary action.

In the event of a conflict between sections 12 through 14 of this act and chapter 34.04 RCW, chapter 34.04 RCW shall control.

NEW SECTION. Sec. 15. The chief investigator may employ such clerical and other personnel as are necessary for the conduct of the affairs of the unit. Such employees shall be employed subject to the state civil service act, chapter 41.06 RCW.

NEW SECTION. Sec. 16. The unit shall:

(1) Establish and maintain a record system to coordinate with all law enforcement agencies in the state and other states as deemed appropriate, a comprehensive system of information concerning violations of narcotic and drug laws;

(2) Provide a communications network capable of connecting all offices and investigators of the unit;

(3) Provide or contract for laboratory services for the purpose of analyzing and scientifically handling any physical evidence associated with drug-related crime; and

(4) Provide through the criminal justice training commission training courses for narcotics investigators of state and local law enforcement jurisdictions.

To prevent unnecessary duplication of communication systems, laboratory, training, and other administrative services, the existing resources and services of the Washington state patrol and the criminal justice training commission shall be utilized whenever cost effective.

NEW SECTION. Sec. 17. There is added to chapter 82.24 RCW a new section to read as follows:

There is hereby levied and there shall be collected by the department of revenue from the persons mentioned in and in the manner provided by this chapter, as now or hereafter amended, an excise tax upon the sale, use, consumption, handling, possession, or distribution of cigarettes in an amount equal to the rate of one-half mill per cigarette, but the provisions of RCW 82.24.070 allowing dealers compensation for affixing stamps do not apply to this additional tax. Instead, wholesalers and retailers subject to the provisions of this

chapter shall be allowed as compensation for their services in affixing the stamps for the additional tax required by this section a sum equal to one percent of the value of the stamps for such additional tax purchased or affixed by them.

All money derived from such tax shall be paid to the state treasurer and credited to the state general fund, and shall after appropriation be used for the purposes of chapter 43.— RCW (sections 1 through 16 of this act). Money which the legislature determines exceeds the amount necessary for the purposes of chapter 43.— RCW (sections 1 through 16 of this act) may be appropriated for other purposes.

NEW SECTION. Sec. 18. As of the effective date of this act, there is hereby transferred from the criminal justice training account to the general fund three hundred fifty thousand dollars as a loan to be repaid to the criminal justice training account. The loan shall be repaid by the transfer of three hundred fifty thousand dollars from the general fund on or before June 30, 1982.

NEW SECTION. Sec. 19. All files, equipment, records, property, supplies, and facilities assigned to the drug control assistance unit of the Washington state patrol on the effective date of this act are hereby transferred to the drug trafficking enforcement unit.

NEW SECTION. Sec. 20. Sections 1 through 16 and 23 of this act shall constitute a new chapter in Title 43 RCW.

NEW SECTION. Sec. 21. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 22. (1) There is appropriated from the general fund to the drug trafficking enforcement unit created by section 3 of this act, for the biennium ending June 30, 1983, the sum of two million four hundred thousand dollars, or so much thereof as may be necessary, to be used exclusively for the purposes of this act: PROVIDED, That the appropriation is subject to the following provisions:

(a) The sum of one million three hundred two thousand six hundred dollars is provided for the purpose of funding salaries, benefits, and overtime for up to but not exceeding twenty-one full time equivalent personnel;

(b) The sum of four hundred thirty thousand dollars is provided for goods and services;

(c) The sum of one hundred thirty thousand dollars is provided for travel;

(d) The sum of one hundred forty thousand dollars is provided for equipment;

(e) The sum of eighty thousand dollars shall be provided for training, laboratory, and other interagency reimbursements as required; and

(f) The sum of three hundred seventeen thousand four hundred dollars is provided for reimbursement by the drug trafficking enforcement unit to local law enforcement jurisdictions of costs related to evidence acquisition, travel, and per diem directly attributable to cases and investigations undertaken in cooperation with the drug trafficking enforcement unit: PROVIDED, That the requests for reimbursement receive the prior review and authorization of the chief investigator of the drug trafficking enforcement unit.

(2) There is appropriated from the general fund to the board of pharmacy for the biennium ending June 30, 1983, the sum of five hundred thousand dollars, or so much thereof as may be necessary, to be used exclusively for the purpose of the diversion investigation unit of the board of pharmacy.

(3) There is appropriated from the general fund to the drug trafficking enforcement unit created by section 3 of this act, for the biennium ending June 30, 1981, the sum of three hundred fifty thousand dollars, or so much thereof as may be necessary, for the purposes of this act.

NEW SECTION. Sec. 23. (1) Unappropriated general fund revenues accruing as a result of section 17 of this act may be appropriated for the purposes of reimbursing the University of Washington toxicology laboratory for services provided in direct support of drug-related investigations by state and local government law enforcement jurisdictions or prosecuting attorneys.

(2) In addition, unappropriated general fund revenues accruing as a result of section 17 of this act may be appropriated for the purpose of supporting the program operations of drug treatment and prevention centers administered by or contracted for the department of social and health services.

NEW SECTION. Sec. 24. This act is necessary for the immediate preservation of the public peace, health, and safety, and the support of the state government and its existing public institutions. Section 17 of this act shall take effect on October 1, 1981. All other sections of this act shall take effect immediately.

NEW SECTION. Sec. 25. The following acts or parts of acts are each repealed:

(1) Section 1, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.600;

(2) Section 2, chapter 63, Laws of 1970 ex. sess., section 1, chapter 69, Laws of 1980 and RCW 43.43.610;

(3) Section 3, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.620;

(4) Section 4, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.630;

(5) Section 5, chapter 63, Laws of 1970 ex. sess., section 3, chapter 69, Laws of 1980 and RCW 43.43.640; and

(6) Section 6, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.650."

Mr. Tilly moved adoption of the following amendment to the amendment:

On page 3, before line 15 create a new section as follows:

NEW SECTION. Sec. 5. The chief investigator serves under the supervision of the chief. The chief investigator may be removed for cause by the chief of the state patrol, subject to review according to section 13 of this act.

The board shall be convened by the governor to initiate a search for a permanent chief investigator. The board shall submit three candidates for the position of chief investigator to the chief of the Washington state patrol who shall make the final determination and appoint the chief investigator.

If no chief investigator has been appointed by the date on which section 3 of this act becomes effective, and if any subsequent vacancies occur, the chief may appoint an acting chief investigator.

The chief investigator's salary shall be recommended by the state committee on salaries in accordance with RCW 43.04.028."

Renumber the remaining sections consecutively.

Mr. Tilly spoke in favor of the amendment to the amendment, and Representatives Nickell, Patrick, Becker and Nelson (G) spoke against it.

Mr. Tilly again spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Tilly yielded to question by Mr. Mitchell.

Mr. Mitchell: "Representative Tilly, what's this about grandfathering a certain person into a certain job?"

Mr. Tilly: "Representative Mitchell, if you will read section 10, the second paragraph, 'All personnel employed by the drug control assistance unit of the Washington state patrol as of March 1, 1981, are hereby transferred to the unit and are subject to their current position and salary level.' That would bring them all in."

Mr. Mitchell: "But that doesn't necessarily state who is going to be the chief investigator."

Mr. Tilly: "As I read this, it transfers all personnel and they are subject to their current position."

Representatives Stratton, Granlund, Becker and Patrick spoke against the amendment to the amendment.

Mr. Barrett demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Tilly to the Nelson (G)/Stratton amendment to Second Substitute House Bill No. 603, and the amendment to the amendment was not adopted by the following vote: Yeas, 37; nays, 60; not voting, 1.

Voting yea: Representatives Amen, Barr, Bender, Berleen, Bickham, Brekke, Burns, Ehlers, Eng, Erak, Flanagan, Garson, Grimm, Gruger, Hine, King J., King R., Leonard, Lux, Martinis, Maxie, McCormick, McGinnis, Nelson D., North, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Tilly, Valle, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Barnes, Barrett, Becker, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Granlund, Greengo, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Lewis, Lundquist, McDonald, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, and Mr. Speaker.

Not voting: Representative O'Brien.

The Clerk read the following amendment by Representative Tilly to the Nelson (G)/Stratton amendment:

On page 4, line 25 strike all of section 8 and insert:

***NEW SECTION, Sec. 8.** The chief investigator shall serve and perform all duties under the direction and supervision of the chief of the Washington state patrol. Among those duties are the following:

(1) Prepare an annual report to the board, the legislature, and the governor of the unit's accomplishments for the preceding year and a definitive statement of on-going strategic program and operational needs to maintain an effective illegal drug trafficking containment program.

(2) Recommend to the chief for adoption rules and regulations necessary for the implementation of this act which the chief is authorized to adopt following the provisions of chapter 34.04 RCW.

(3) Consult with the chief and advise the chief regarding the conduct of investigations.

(4) Other duties specified in sections 1 through 16 of this act.

The chief investigator shall have responsibility and authority over strategic and tactical operations with respect to case management, including contracting incidental to or an integral part of drug trafficking investigations."

With the consent of the House, Mr. Tilly withdrew the amendment to the amendment.

Mr. Tilly moved adoption of the following amendment by Representatives Tilly and Becker to the Nelson (G)/Stratton amendment:

On page 6 strike lines 28 through 33 and insert:

"All personnel serving under the direction of the field supervisor in the drug control assistance unit of the Washington state patrol on the date section 3 of this act becomes effective are transferred to the unit at their current position and salary level."

Representatives Tilly and Becker spoke in favor of the amendment to the amendment, and Representatives Stratton and Nelson (G) spoke against it.

The amendment to the amendment was not adopted.

Mr. Tilly moved adoption of the following amendments by Representatives Tilly and Becker to the Nelson (G)/Stratton amendment:

On page 7 strike lines 20 through 23 and insert "chief shall on the recommendation of the chief investigator discipline any investigator by"

On page 7, line 32, after "investigator" insert ", including the chief investigator,"

On page 8, line 8 after "general" strike all material down to and including "above," on line 11 and insert ", a Washington state patrol officer of the rank of captain or above, selected by the chief by lot from the roster of the patrol,"

On page 9, line 2 strike "attorney general" and insert "chief"

On page 9, line 7 strike "attorney general" and insert "chief"

On page 9, line 12 after "action" strike "or the complainant"

On page 9, line 22 strike "attorney general" and insert "chief"

On page 9, line 27 strike "attorney general" and insert "chief"

On page 9, line 28 after "the" strike "attorney general" and insert "chief"

Mr. Tilly spoke in favor of the amendments to the amendment, and Ms. Stratton spoke against them.

The amendments to the amendment were not adopted.

The Clerk read the following amendment by Representative Tilly to the Nelson (G)/Stratton amendment:

On page 15, line 18 strike section 24 and insert:

"NEW SECTION. Sec. 24. New section 5 added by amendment, and sections 5, 6, 7, and 17 are necessary for the immediate preservation of the public peace, health and safety and the support of the state government and its existing public institutions. New section 5 added by amendment, and sections 5, 6, and 7 shall take effect immediately. Section 17 shall take effect on July 1, 1981."

With the consent of the House, Mr. Tilly withdrew the amendment to the amendment.

The amendment by Representatives Nelson (G) and Stratton was adopted.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Granlund, Nelson (G) and Stratton spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 603, and the bill passed the House by the following vote: Yeas, 89; nays, 8; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, King R., Martinis, McCormick, Padden, Thompson, Tilly, Valle.

Not voting: Representative O'Brien.

Engrossed Second Substitute House Bill No. 603, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 175, by Committee on Revenue and Representatives Fancher, Bond, Scott, Martinis, Flanagan and Salatino:

Modifying provisions on timber taxation.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 175 was substituted for House Bill No. 175, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 175 was read the second time.

Ms. Rust moved adoption of the following amendment:

On page 14, line 7 after "by" strike "a percentage equal to one-half of"

Ms. Rust spoke in favor of the amendment, and Mr. Scott spoke against it.

The amendment was not adopted.

Ms. Rust moved adoption of the following amendment:

On page 12, line 10 after "be" strike "as follows" and insert "two times the following"

Ms. Rust spoke in favor of the amendment, and Representatives Sommers, Martinis, Scott, Nelson (D) and Fancher spoke against it.

The amendment was not adopted.

There being no objection, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 175 was placed on final passage.

Representatives Fancher and Greengo spoke in favor of passage of the bill, and Ms. Rust spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 175, and the bill passed the House by the following vote: Yeas, 85; nays, 12; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Burns, Eng, Gruger, Lane, Lux, Nelson D., Rinehart, Rust, Sommers, Valle.

Not voting: Representative O'Brien.

Substitute House Bill No. 175, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICES OF RECONSIDERATION

Mr. Ellis, having voted on the prevailing side, served notice that he would, on the next working day, move for reconsideration of the vote by which ENGROSSED SUBSTITUTE HOUSE BILL NO. 101 as amended by the Senate passed the House.

Mr. Nelson (G), having voted on the prevailing side, served notice that he would on the next working day, move for reconsideration of the vote by which ENGROSSED SUBSTITUTE HOUSE BILL NO. 506 passed the House.

MOTION

On motion of Mr. Nelson (G), all bills passed by the House today, with the exception of Engrossed Substitute House Bill No. 101 and Engrossed Substitute House Bill No. 506, were ordered immediately transmitted to the Senate.

MOTION

On motion of Mr. Nelson (G), the House was adjourned until 9:30 a.m., Friday, April 17, 1981.

WILLIAM M. POLK, Speaker.

VITO T. CHIECHI, Chief Clerk

NINETY-SIXTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Friday, April 17, 1981

The House was called to order at 9:30 a.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Bradford Peterson and Heath Pierce. Prayer was offered by The Reverend Ray Morrison of the First Church of the Nazarene of Olympia.

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

MESSAGES FROM THE SENATE

April 15, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED HOUSE BILL NO. 83,
HOUSE BILL NO. 161,
SUBSTITUTE SENATE BILL NO. 4090,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 16, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3929,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 3929, by Committee on Higher Education (originally sponsored by Senators Scott and Hansen):

Implementing law relating to rules and regulations governing vocational-technical institutes.

To Committee on Ways and Means

SUBSTITUTE SENATE BILL NO. 4090, by Committee on Higher Education (originally sponsored by Senator Benitz):

Modifying higher education tuition and fees.

To Committee on Ways and Means

MOTION

On motion of Mr. Nelson (G), the bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 571, by Committee on Labor and Economic Development (originally sponsored by Representatives Hankins, Owen, Isaacson, Grimm, Bickham, Erak, Smith, Hastings, King (R), Scott, Struthers and Heck):

Implementing law relating to control of alcoholic beverages.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Hankins spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Sanders yielded to question by Mr. Ehlers.

Mr. Ehlers: "There is some indication here that a whole series of fiscal notes have been requested, and OFM would not sign off on them and so forth, and at the bottom of the statement it is dated the 20th of March and this is the 17th of April. Could you tell us where that fiscal note is and how much it is?"

Mr. Sanders: "Representative Ehlers, I have a fiscal note in my hand and according to the Department the fiscal impact the first year would \$134,000—negative, and the second year, \$147,000—negative. I also have a piece of paper from an accountant from the private sector which says they do not agree with the assumption made by the department in calculating the fiscal note, and they expect the strong spirits sales will triple in the state of Washington, therefore, there will not be any fiscal impact to the state of Washington by putting strong spirits into the grocery stores."

Mr. Greengo spoke against passage of the bill, and Mr. Struthers spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 571, and the bill passed the House by the following vote: Yeas, 72; nays, 25; not voting, 1.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ehlers, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, King J., King R., Kreidler, Lane, Lewis, Lux, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Rinehart, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Struthers, Teutsch, Thompson, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Brekke, Chandler, Dawson, Ellis, Eng, Galloway, Garson, Greengo, Johnson, Leonard, Lundquist, Maxie, North, Prince, Pruitt, Rust, Sherman, Stratton, Taylor, Tilly, Van Dyken, Williams, Winsley.

Not voting: Representative Erak.

Substitute House Bill No. 571, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 747, by Committee on Revenue and Representatives Greengo and Bickham:

Exempting from business and occupation taxes certain amounts received by youth-related organizations.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 747 was substituted for House Bill No. 747, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 747 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Greengo and Rinehart spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 747, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Erak, Owen.

Substitute House Bill No. 747, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

My vote on Substitute House Bill No. 747 was not recorded on the electric roll call machine. I would like the record to show my vote as a "Yes" vote.

BRAD OWEN, 24th District.

PERSONAL PRIVILEGE

The Speaker: "Recently tragedy struck the family of one of the former members of this House, now a member of the Senate, Senator Hal Zimmerman. As you know, his daughter was killed down in Mexico, and there is a memorial service planned tomorrow, Saturday, for those of you who can be there."

Mr. Chamberlain: "Hal Zimmerman, who for fourteen yeears was a member of this House and is now a State Senator from the 17th District, is not only my colleague, but a close friend. Over these years, he has worked with many of you and has been an inspiration to all of us who have known him.

"Hal and his wife, Judy, have shown deep love and concern for their fellow human beings. This love has been reflected in their children, especially Judy Jean, the youngest. She was a caring person much like her parents. The loss of their loving daughter to her family and friends is a loss we all share. I know you will join me in offering my prayers and condolences to Judy and Hal and their family. Our thoughts are with them during this time of sorrow.

"As the Speaker has mentioned, a memorial service is to be held this Saturday afternoon at 2:00 p.m. at the Methodist Church in Camas. Those of you who wish, may also contribute in their daughter's memory to the Ocean Park United Methodist Camp."

The Speaker: "In view of the fact that probably most of the members in this body will be unable to be in Camas tomorrow, I would ask the body to please rise and observe a moment of silence in memory of Judy Jean."

HOUSE BILL NO. 612, by Representatives Amen, Greengo, Granlund, Rinehart, Flanagan, Bond, Fancher and Clayton:

Modifying provisions on county indicated ratios.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 612 was substituted for House Bill No. 612, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 612 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 612, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 612, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 598, by Committee on Ethics, Law and Justice and Representative Nelson (G):

Providing funding for the Washington association of sheriffs and police chiefs.

The bill was read the second time. On motion of Mr. Ellis, Substitute House Bill No. 598 was substituted for House Bill No. 598, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 598 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Nelson, this fee increase is placed on what?"

Mr. Nelson (G): "This is a permit and sale of concealed weapons. It's a gun control bill."

Mr. Ehlers: "To vote for it would be gun control? Is that what you're saying?"

Mr. Nelson (G): "No, it's a vote to help a worthwhile organization that has been of assistance to local government and state government in such things as the uniform crime reporting, Crime Watch, and other assistance to this legislature for the past twenty years, and I think it's a worthwhile user fee that they collect and do research on concealed weapons' permits that are provided and asked for by the citizens of this state."

Mr. Ehlers: "I agree with the worthy cause, but it does increase the fees. Do all those dollars from the increased fees go to this noble purpose or does some of it go someplace else?"

Mr. Nelson (G): "Representative Ehlers, the fees will go into the general fund and they will be appropriated from that."

Mr. Ehlers: "My understanding though, is that no all of the money being collected is going to go for that purpose you indicated, that some of it is going to go into the general fund and will not, in fact, be given to this association. Isn't that correct?"

Mr. Nelson (G): "Yes, as in other fees we have, this would be very poor on the part of this body to dedicate the entire fees because we don't know the future amount collected and I think future legislatures will want to review that from biennium to biennium."

Representatives Ehlers, Warnke, Tupper and Patrick spoke against passage of the bill.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. Brown.

Mr. Brown: "Representative Nelson, will there be a record of everyone who buys a gun with this bill?"

Mr. Nelson (G): "That record is already there, Representative Brown. There is no change at all under statute if you read it. There is just some lines drawn through the existing fees that pays for either the new permit or the renewal. The actual records for those permits have already been taken care of in statute."

Mr. Brown: "Just to follow up: In your opinion, there would be no change at all as far as registration, and this information would not be given out to any other group or organization that would tend to look at this?"

Mr. Nelson (G): "That's a technical question that I'm not prepared to answer. To my knowledge, the registration and the permits are kept solely by the law enforcement agency and the Department of Licensing and the individual gets a copy, a little card they carry with them to indicate they are permitted to have a concealed weapon."

Representatives Nickell and Struthers spoke in favor of passage of the bill.

POINT OF PARLIAMENTARY INQUIRY

Mr. O'Brien: "Was House Bill No. 598 referred to Ways and Means?"

The Speaker (Mr. Amen presiding): "Yes, Appropriations - General Government."

Mr. Tupper again opposed passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 598, and the bill failed to pass the House by the following vote: Yeas, 33; nays, 65; not voting, 0.

Voting yea: Representatives Amen, Barnes, Becker, Berleen, Bickham, Brekke, Chamberlain, Clayton, Dawson, Ellis, Fiske, Galloway, Greengo, Gruger, Hastings, Heck, Hine, King J., Lane, Lewis, McGinnis, Nelson G. A., Nickell, Padden, Prince, Rosbach, Sommers, Sprague, Struthers, Taylor, Thompson, Van Dyken, Williams.

Voting nay: Representatives Addison, Barr, Barrett, Bender, Bond, Brown, Burns, Cantu, Chandler, Dickie, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Flanagan, Gallagher, Garrett, Garson, Granlund, Grimm, Hankins, Houchen, Isaacson, James, Johnson, King R., Kreidler, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Stratton, Teutsch, Tilly, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 598, having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Mr. Tilly, having voted on the prevailing side, served notice that he would, on the next working day, move for reconsideration of the vote by which Substitute House Bill No. 598 failed to pass the House.

HOUSE BILL NO. 521, by Committee on Human Services and Representative Mitchell:
Modifying licensing requirements for physicians and physicians' assistants.

The bill was read the second time. On motion of Mr. Mitchell, Substitute House Bill No. 521 was substituted for House Bill No. 521, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 521 was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Mitchell yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Mitchell, just for a point of clarification, section 1, on page 3, where we are striking '40' and inserting '50,' that's for per diem, not for compensation?"

Mr. Mitchell: "Yes, the intention of this bill and the legislature is for per diem only for the board members. It is not compensation. If this part was not in the bill it would be covered by the current regulations and statutes regarding per diem for board members."

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 521, and the bill passed the House by the following vote: Yeas, 95; nays, 3; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Fiske, Sprague, Stratton.

Substitute House Bill No. 521, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

Change my vote to 'Yes' on Substitute House Bill No. 521.

PAT FISKE, 40th District.

STATEMENT FOR THE JOURNAL

Please change my vote to "Yes" on Substitute House Bill No. 521.

WALT SPRAGUE, 21st District.

HOUSE CONCURRENT RESOLUTION NO. 16, by Representatives James, Greengo, Sommers, Chandler, Addison, Eng, Warnke, Galloway, Granlund, Dickie, Prince, Lundquist, Lewis, Clayton and Sanders:

Creating a joint regulatory oversight committee.

The resolution was read the second time.

committee on Labor and Economic Development recommendation: Majority, do pass with the following amendment:

On page 1, line 28 after "revenue" insert "and the secretary of state or designee"

On motion of Mr. Sanders, the committee amendment was adopted.

The resolution was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Mr. James spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 16, and the resolution was adopted by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Concurrent Resolution No. 16, having received the constitutional majority, was adopted.

SENATE BILL NO. 3641, by Senators Ridder, Bauer and Zimmerman (by Department of Employment Security request):

Permitting penalties and interest on late reports and contributions relating to social security coverage of government employees.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3641, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3641, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3293, by Senators Vognild, Clarke, Bluechel, Gaspard, Hansen, Quigg, Talmadge, Haley and Gallagher (by Senate Oversight Committee on Arson request):

Granting police powers to arson investigators.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3293, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3293, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3295, by Senators Vognild, Hansen, Gaspard, Clarke, Bluechel, Peterson, Quigg, Rasmussen, Talmadge, Pullen, Haley and Gallagher (by Senate Oversight Committee on Arson request):

Modifying provisions on arson.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3295, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3295, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3928, by Senators Clarke and Deccio (by Department of General Administration request):

Revising laws relating to industrial loan companies.

The bill was read the second time.

Mr. Lux moved adoption of the following amendment:

On page 5, line 30, after "exceed" strike "twenty-five" and insert "eighteen"

Mr. Lux spoke in favor of the amendment, and Representatives Struthers, Dawson and McGinnis spoke against it.

Mr. Lux spoke again in favor of the amendment, and Mr. Struthers again opposed it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Lux to Engrossed Senate Bill No. 3928, and the amendment was not adopted by the following vote: Yeas, 22; nays, 74; not voting, 2.

Voting yea: Representatives Becker, Brekke, Brown, Burns, Gallagher, Garrett, Granlund, Hine, Leonard, Lux, Maxie, Nelson D., O'Brien, Pruitt, Rinehart, Rust, Salatino, Sommers, Taylor, Tupper, Valle, Van Dyken.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Teutsch, Thompson, Tilly, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Addison, Bender.

The Clerk read the following amendment by Representative Brown:

On page 5, line 30 after "exceed" strike "twenty-five" and insert "twelve"

With the consent of the House, Mr. Brown withdrew the amendment.

MOTION

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and Engrossed Senate Bill No. 3928 be placed on final passage.

The motion was lost. Engrossed Senate Bill No. 3928 was passed to Committee on Rules for third reading.

SUBSTITUTE SENATE BILL NO. 3344, by Committee on Ways and Means (originally sponsored by Senators McDermott, Scott, Gaspard, Kiskaddon, Goltz, Wojahn, Bauer, Zimmerman and Fleming):

Allocating funds for facilities for the handicapped.

The House resumed consideration of the bill on second reading. (For previous action, see yesterday's Journal.)

MOTION FOR RECONSIDERATION

Mr. Barrett, having voted on the prevailing side, moved that the House reconsider the vote by which the amendment by Representative Stratton and others to page 27, line 14 was adopted.

Mr. Barrett spoke in favor of the motion, and Mr. Warnke spoke against it.

ROLL CALL

The Clerk called the roll on the motion to reconsider the vote by which the Stratton amendment to page 27 of Substitute Senate Bill No. 3344 was adopted, and the motion was carried by the following vote: Yeas, 67; nays, 30; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, Lux, Martinis, McCormick, McDonald, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Maxie, McGinnis, Monohon, Nelson D., Owen, Rinehart, Rust, Salatino, Scott, Stratton, Walk, Wang, Warnke.

Not voting: Representative Padden.

The Speaker (Mr. Amen presiding) stated the question before the House to be reconsideration of the amendment by Representative Stratton and others to page 27.

With the consent of the House, Ms. Stratton withdrew the amendment.

The Speaker (Mr. Amen presiding) stated the question before the House to be the committee amendment as amended.

Representatives Nisbet and Stratton spoke in favor of the amendment as amended, and it was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3344 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Brown.

Substitute Senate Bill No. 3344 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

THIRD READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 4036, by Committee on Parks and Ecology (originally sponsored by Senators Deccio, Hansen and Quigg):

Requiring a bond to maintain an action based on the State Environmental Policy Act of 1971.

The bill was read the third time and placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 4036, and the bill passed the House by the following vote: Yeas, 60; nays, 38; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Erickson, Fancher, Flanagan, Garrett, Garson, Greengo, Grimm, Hankins, Hastings, Isaacson, James, Johnson, King J., Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Vander Stoep, Walk, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Fiske, Gallagher, Galloway, Granlund, Gruger, Heck, Hine, Houchen, King R., Kreidler, Lane, Leonard, Lux, Martinis, Maxie, Nelson D., North, Pruitt, Rinehart, Rust, Salatino, Schmidt, Scott, Sherman, Sommers, Valle, Van Dyken, Wang, Warnke, Wilson.

Engrossed Substitute Senate Bill No. 4036, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3240 as amended by the House, by Senators McDermott and Gaspard:

Modifying certain laws relating to course instruction in the common school.

The bill was read the third time and placed on final passage.

Representatives Taylor and Rust spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3240 as amended by the House, and the bill passed the House by the following vote: Yeas, 58; nays, 37; not voting, 3.

Voting yea: Representatives Addison, Barnes, Barr, Bender, Berleen, Bickham, Bond, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Fancher, Fiske, Flanagan, Gallagher, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Van Dyken, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Barrett, Becker, Brekke, Brown, Burns, Chamberlain, Eng, Erak, Galloway, Garrett, Garson, Granlund, Gruger, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., Owen, Prince, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Tupper, Valle, Vander Stoep, Walk, Wang, Williams.

Not voting: Representatives Erickson, Teutsch, Winsley.

Senate Bill No. 3240 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

Mr. Nelson (G) moved that all bills passed by the House thus far today be immediately transmitted to the Senate.

A division was called.

ROLL CALL

The Clerk called the roll on the motion to immediately transmit the bills passed by the House today to the Senate, and the motion was carried by the following vote: Yeas, 53; nays, 43; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke.

Not voting: Representatives Eng, Leonard.

POINT OF PERSONAL PRIVILEGE

Mr. Ehlers: "To my knowledge this is the first time in nine years that I've been in this body that a member has not had an opportunity to ask for reconsideration on a bill. It's very obvious to those of us who are here that I was not given that opportunity. It's clear that I was standing and did ask for a point of order to recognize that I was personally embarrassed by the majority party."

POINT OF PERSONAL PRIVILEGE

Mr. Heck: "I would add my voice to that of Representative Ehlers, and suggest that we consider this an affront to the Democratic Caucus. In the five years I've been here, I've never witnessed such a display of unfairness and failure to recognize a speaker from the minority party."

POINT OF PERSONAL PRIVILEGE

Mr. Nelson (G): "I think I've been here as long as the two previous speakers, and I think we've all recognized that when we get into the waning hours of the session, one of the most usual delaying tactics is to vote on the prevailing side when there is no intention of that member really wanting to be there, and then go into the delay tactic of reconsideration so that it gets delayed for—"

POINT OF ORDER

Mr. Ehlers: "The speaker is further embarrassing and impugning my motives. I don't believe he's done anything except to add to the first insult."

The Speaker (Mr. Amen presiding): "Representative Nelson, would you try and not impugn his motives please."

Mr. Nelson (G): "That's very difficult to do, there's no question about it. I think as this session goes on for the next week that we will probably be faced with these kinds of decisions to make and I feel that it's completely proper to advance those bills to the other body as soon as we possibly can so that we don't stand in the way of good legislation that quite evidently is getting the support of the majority of the members of this body."

POINT OF PERSONAL PRIVILEGE

Mr. Grimm: "I voted for this bill and I appreciate what you're trying to do, but your desire for expediency gives you no right to abrogate the deliberative democratic process and that's what you've done."

ENGROSSED SENATE BILL NO. 3359 as amended by the House, by Senators Patterson, Hansen, Guess and Lee:

Placing ferry employees under the state civil service system.

The bill was read the third time and placed on final passage.

Representatives Wilson and Schmidt spoke in favor of passage of the bill, and Representatives King (R), Patrick and Warnke spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3359 as amended by the House, and the bill passed the House by the following vote: Yeas, 55; nays, 42; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Granlund, Greeno, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke, Williams, Winsley.

Not voting: Representative Thompson.

Engrossed Senate Bill No. 3359 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), Engrossed Senate Bill No. 3359 as amended by the House was ordered immediately transmitted to the Senate.

MOTION FOR RECONSIDERATION

Having served previous notice, Mr. Clayton moved that the House reconsider the vote by which SUBSTITUTE SENATE BILL NO. 4087 failed to pass the House.

Representatives Clayton, Lundquist and Smith spoke in favor of the motion, and Mr. Ehlers spoke against it.

ROLL CALL

The Clerk called the roll on the motion to reconsider the vote by which Substitute Senate Bill No. 4087 failed to pass the House, and the motion was carried by the following vote: Yeas, 50; nays, 48; not voting, 0.

Voting yea: Representatives Addison, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Galloway, Garrett, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Leonard, Lewis, Lundquist, McGinnis, Mitchell, Nelson G. A., Nickell, O'Brien, Padden, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Van Dyken, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Barrett, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Flanagan, Gallagher, Grimm, Gruger, Heck, Hine, King J., King R., Lux, Martinis, Maxie, McCormick, McDonald, Monohon, Nelson D., Nisbet, North, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sherman, Sommers, Teutsch, Thompson, Tilly, Tupper, Valle, Vander Stoep, Walk, Wang, Williams, Winsley.

MOTION

On motion of Mr. Nelson (G), further consideration of Substitute Senate Bill No. 4087 was deferred, and the bill was ordered to hold its place on the third reading calendar.

MOTION FOR RECONSIDERATION

Having served previous notice, Mr. Nelson (G) moved that the House reconsider the vote by which ENGROSSED SUBSTITUTE HOUSE BILL NO. 506 failed to pass the House.

The motion was carried.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended, and Engrossed Substitute House Bill No. 506 was returned to second reading.

On motion of Mr. Nelson (G), further consideration of Engrossed Substitute House Bill No. 506 was deferred, and the bill was ordered placed on the second reading calendar.

MESSAGE FROM THE SENATE

April 17, 1981

Mr. Speaker:

The President has signed:

HOUSE BILL NO. 42,
 HOUSE BILL NO. 66,
 HOUSE BILL NO. 83,
 SUBSTITUTE HOUSE BILL NO. 88,
 SUBSTITUTE HOUSE BILL NO. 112,
 HOUSE BILL NO. 161,
 HOUSE BILL NO. 171,
 SUBSTITUTE HOUSE BILL NO. 307,
 SUBSTITUTE HOUSE BILL NO. 316,
 HOUSE BILL NO. 364,
 HOUSE BILL NO. 464,
 SUBSTITUTE HOUSE BILL NO. 636,
 HOUSE BILL NO. 681,
 HOUSE CONCURRENT RESOLUTION NO. 7,
 HOUSE CONCURRENT RESOLUTION NO. 23,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

HOUSE CONCURRENT RESOLUTION NO. 23,
and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 10:30 a.m., Monday, April 20, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

NINETY-NINTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Monday, April 20, 1981

The House was called to order at 10:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Bender, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Becky Dawson and Brenden Heim. Prayer was offered by The Reverend Lester Olson of Gloria Dei Lutheran Church of Olympia.

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

MESSAGES FROM THE GOVERNOR

April 17, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to one section, SUBSTITUTE HOUSE BILL NO. 49, entitled:

AN ACT Relating to forms management.

I am vetoing section 6 in order to allow the codification of this bill into RCW 43.19, which governs the duties of the Department of General Administration. (This bill relates to their duties.)

With the exception of section 6, which I have vetoed, the remainder of Substitute House Bill No. 49 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor

April 17, 1981

To The Honorable,
The House of Representatives
Of the State of Washington
Ladies and Gentlemen:

I have the honor to advise you that on April 17, 1981, Governor Spellman approved the following House Bills, entitled:

HOUSE BILL NO. 163: Relating to voting;

SUBSTITUTE HOUSE BILL NO. 219: Relating to business and professions.

Sincerely,
Marilyn Showalter, Counsel.

MESSAGES FROM THE SENATE

April 17, 1981

Mr. Speaker:

The President has signed:

SENATE BILL NO. 3042,
SENATE BILL NO. 3062,
SUBSTITUTE SENATE BILL NO. 3064,
SENATE BILL NO. 3065,
SENATE BILL NO. 3140,
SUBSTITUTE SENATE BILL NO. 3205,
SENATE BILL NO. 3207,
SENATE BILL NO. 3208,
SENATE BILL NO. 3303,
SUBSTITUTE SENATE BILL NO. 3320,

SENATE BILL NO. 3327,
 SENATE BILL NO. 3632,
 SENATE BILL NO. 3903,
 SENATE BILL NO. 4080,

SENATE JOINT RESOLUTION NO. 107,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 17, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 113,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE BILL NO. 75,
 SUBSTITUTE HOUSE BILL NO. 101,
 HOUSE BILL NO. 120,
 SECOND SUBSTITUTE HOUSE BILL NO. 157,
 SUBSTITUTE HOUSE BILL NO. 176,
 HOUSE BILL NO. 181,
 HOUSE BILL NO. 227,
 SUBSTITUTE HOUSE BILL NO. 467,
 HOUSE BILL NO. 625,
 HOUSE BILL NO. 664,
 SENATE BILL NO. 3042,
 SENATE BILL NO. 3062,
 SUBSTITUTE SENATE BILL NO. 3064,
 SENATE BILL NO. 3065,
 SENATE BILL NO. 3140,
 SUBSTITUTE SENATE BILL NO. 3205,
 SENATE BILL NO. 3207,
 SENATE BILL NO. 3208,
 SENATE BILL NO. 3303,
 SUBSTITUTE SENATE BILL NO. 3320,
 SENATE BILL NO. 3327,
 SENATE BILL NO. 3632,
 SENATE BILL NO. 3903,
 SENATE BILL NO. 4080,
 SENATE JOINT RESOLUTION NO. 107.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 754, by Committee on Ways and Means and Representative Chandler:

AN ACT Relating to compensation for sick leave; repealing section 6, chapter 182, Laws of 1980 and RCW 28A.21.360; repealing section 5, chapter 182, Laws of 1980 and RCW 28A.58.097; repealing section 1, chapter 150, Laws of 1979 ex. sess. as amended by section 1, chapter 182, Laws of 1980 and RCW 41.04.340; making an appropriation; and declaring an emergency.

To Committee on Ways and Means

HOUSE CONCURRENT RESOLUTION NO. 25, by Representatives Heck, Bond, Hinc, McGinnis, Nelson (D), McCormick, King (J), Williams, Stratton, Hankins, Bender, Barrett, Sprague, McDonald, Taylor, Tupper, Barnes, Sherman, Wang, Scott, King (R), Warnke, Becker and Grimm:

Establishing the joint select committee on earth-sheltered construction.

To Committee on Energy and Utilities

REPORTS OF STANDING COMMITTEES

April 16, 1981

SUBSTITUTE SENATE BILL NO. 3063, Prime Sponsor: Committee on Transportation, segregating revenues within the motor vehicle fund by investment source. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, following line 23 strike the remainder of the bill and insert:

"(3) The state investment board may invest and reinvest in accordance with RCW 43.84.150 the surplus moneys in the Hood Canal bridge account as the secretary of transportation deems appropriate. All income from said investment shall be deposited to the credit of the Hood Canal bridge account in the motor vehicle fund.

NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 2 of the title beginning with "amending" strike all the matter down to and including "RCW;" on line 5

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Greengo, McDonald, Nisbet, Thompson.

Voting nay: Representatives Becker, Warnke, Williams.

Passed to Committee on Rules for second reading.

April 16, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3307, Prime Sponsor: Committee on Commerce and Labor, tightening control of gambling activities. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, line 23 after "stimulants." insert "An activity authorized for use as a commercial stimulant shall be deemed as being used for this purpose only when the total gross receipts from that activity are less than fifty percent of the total gross receipts from the food and drink business during any calendar quarter."

On page 31, line 21 strike "five" and insert "twenty"

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Thompson, Warnke, Williams.

Passed to Committee on Rules for second reading.

April 16, 1981

ENGROSSED SENATE BILL NO. 3871, Prime Sponsor: Senator Benitz, facilitating construction of a toll bridge at north Richland. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Greengo, McDonald, Nisbet, Thompson, Warnke, Williams.

Not attending: Representative Becker.

Passed to Committee on Rules for second reading.

The Speaker declared the House to be recessed until 1:15 p.m.

AFTERNOON SESSION

The House was called to order at 1:15 p.m. by the Speaker. The Clerk called the roll and all members were present except Representative Bender, who was excused.

SENATE AMENDMENTS TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed **SUBSTITUTE HOUSE BILL NO. 67** with the following amendments:

On page 1, line 1 of the title after "Toutle" strike "and" and insert a comma

On page 1, line 1 of the title after "Cowlitz" insert "and Coweman"

On page 1, line 8 after "Toutle" strike "and" and insert a comma

On page 1, line 8 after "Cowlitz" insert "and Coweman"

On page 1, beginning on line 13 strike all of section 2 and insert the following:

NEW SECTION, Sec. 2. There is added to chapter 79.01 RCW a new section to read as follows:

(1) The department of natural resources shall grant leases for a ten-year period, easements, permits, agreements or other arrangements to the abutting property owner, at the discretion of, and upon application by, the property owner, to any publicly owned tidelands, shorelands and beds of navigable waters on the Toutle, Cowlitz and Coweman rivers now having the character of uplands due to the deposition of materials resulting from the volcanic eruption of Mt. St. Helens during and after May 1980, or due to federal dredging activity subsequent to the eruptions.

(2) Any authorization granted under subsection (1) of this section shall include the following provisions:
(a) The authorization shall only be for the purpose of rights of access to the navigable portion of the said rivers or for the movement and disposition of materials deposited on the subject land by the eruption of Mt. St. Helens or any federal dredging activity subsequent to the eruption;

(b) The property shall be available for further deposition of materials resulting from continued federal dredging of said rivers and activities associated with dredging to include, but not exclusively, bank stabilization, dikes and transport roads;

(c) No permanent structures may be erected on the property by the lessee or grantee unless agreed to by the department;

(d) No assignment or other transfers of rights granted under the authorization shall be made except to subsequent owners of the abutting property unless agreed to by the department;

(e) The public shall not be prevented from travelling along any publicly owned aquatic lands now having the character of uplands;

(f) Deposited materials may be rearranged or disposed of provided that such activity does not adversely affect river bank stability;

(g) No vegetation or perennial crops, except grass, may be planted, unless agreed to by the department.

(h) Due to the restrictions imposed herein, the consideration on any authorization shall be one dollar per year; and

(i) A one-time administrative fee of ten dollars shall be charged for all authorizations.

NEW SECTION, Sec. 3. The department of natural resources shall report and make recommendations, as necessary, on the amounts of publicly owned aquatic lands ultimately impacted by the deposit of materials.

NEW SECTION, Sec. 4. Nothing in this 1981 act shall create a cause of action against the state of Washington for the granting or failure to grant such permits, licenses, agreements, or other arrangements as provided for in this 1981 act."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Ms. Rosbach moved that the House do not concur in the Senate amendments to Substitute House Bill No. 67.

Representatives Rosbach and Thompson spoke in favor of the motion, and it was carried.

SENATE AMENDMENT TO HOUSE BILL

April 16, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 96 with the following amendment:

On page 1, strike all of section 2.

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Dawson, the House concurred in the Senate amendment to Engrossed House Bill No. 96.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 96 as amended by the Senate.

ROLE CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 96 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 83; nays, 13; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rust, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Brown, Ehlers, Eng, Erickson, Gallagher, Garrett, Lux, Nelson D., Rinehart, Rosbach, Sherman, Wang.

Not voting: Representatives Bender, Salatino.

Engrossed House Bill No. 96 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 15, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 302 with the following amendment:

On page 1, line 27 after "senate" strike all material down through "senate" on page 2, line 1. and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Addison, the House concurred in the Senate amendment to Substitute House Bill No. 302.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 302 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 302 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute House Bill No. 302 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 16, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 264 with the following amendment:

On page 2, after line 3 insert a new section as follows:

***NEW SECTION, Sec. 3.** Nothing in this act shall be construed to preempt local ordinances that relate to the control of rents or other relationships at floating home moorage sites.*

Remember the remaining section accordingly.

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Sanders moved that the House concur in the Senate amendment to Substitute House Bill No. 264.

Representatives Sanders and Rinehart spoke in favor of the motion and Mr. Lux spoke against it.

The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 264 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 264 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 64; nays, 32; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Garson, Grimm, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Scott, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Brown, Burns, Chandler, Dawson, Ehlers, Eng, Erickson, Gallagher, Galloway, Garrett, Granlund, Greengo, Gruger, Heck, Hine, King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, Pruitt, Rinehart, Rust, Salatino, Schmidt, Sherman, Sommers, Valle, Wang.

Not voting: Representatives Bender, Stratton.

Substitute House Bill No. 264 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

I inadvertently voted nay on final passage of Substitute House Bill No. 264 and would like my vote to be recorded as "Yea."

IRV GREENGO, 46th District.

SENATE AMENDMENTS TO HOUSE BILL

April 15, 1981

Mr. Speaker:

The Senate has passed **SUBSTITUTE HOUSE BILL NO. 374** with the following amendments:

On page 2, line 32 after "filing," insert a new paragraph as follows:

"The provisions of this section shall apply only to cities with a population greater than 400,000."

On page 8, after line 16 add a new section as follows:

"**NEW SECTION.** Sec. 11. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Isaacson moved that the House do concur in the Senate amendments to Substitute House Bill No. 374.

Mr. Isaacson spoke in favor of the motion to concur, and Mr. Nelson (D) spoke against it.

Mr. Isaacson spoke again in favor of the motion, and Representatives Lux and Brekke spoke against it.

A division was called.

ROLL CALL

The Clerk called the roll on the motion that the House do concur in the Senate amendments to Substitute House Bill No. 374, and the motion was carried by the following vote: Yeas, 69; nays, 28; not voting, 1.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Berleen, Brekke, Burns, Chandler, Eng, Garrett, Gruger, Heck, Hine, King R., Kreidler, Lane, Lux, Maxie, Monohon, Nelson D., O'Brien, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Van Dyken.

Not voting: Representative Bender.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 374 as amended by the Senate.

Representatives Sommers and Lux spoke against passage of the bill, and Mr. Isaacson spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 374 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 66; nays, 30; not voting, 2.

Voting yea: Representatives Addison, Barnes, Barrett, Berleen, Bond, Brown, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Becker, Bickham, Brekke, Burns, Chandler, Eng, Garrett, Gruger, Hine, Kreidler, Lux, Maxie, McDonald, Monohon, Nelson D., O'Brien, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Van Dyken, Vander Stoep.

Not voting: Representatives Bender, Erickson.

Substitute House Bill No. 374 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

HOUSE BILL NO. 739, by Representatives Chandler, O'Brien, Tilly, Maxie, Fancher, Warnke, Nelson (G) and Greengo:

Providing a state convention and trade center.

The bill was read the second time. On motion of Mr. Chandler, Substitute House Bill No. 739 was substituted for House Bill No. 739, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 739 was read the second time.

Mr. Nisbet moved adoption of the following amendment by Representatives Nisbet, Williams, and Becker:

On page 4, line 14 strike all of section 6 and renumber the remaining sections consecutively.

Representatives Nisbet, Nelson (D) and Taylor spoke in favor of the amendment, and Representatives Chandler, Struthers and O'Brien spoke against it.

Representatives Nisbet and Nelson (D) spoke again in favor of the amendment.

Mr. Williams spoke in favor of the amendment, and Mr. Chandler again opposed it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nisbet and others to Substitute House Bill No. 739, and the amendment was adopted by the following vote: Yeas, 60; nays, 37; not voting, 1.

Voting yea: Representatives Barr, Becker, Berleen, Bickham, Bond, Brekke, Burns, Chamberlain, Clayton, Dawson, Dickie, Ehlers, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Granlund, Greengo, Grimm, Gruger, Heck, Houchen, James, Johnson, King J., King R., Kreidler, Leonard, Lux, Martinis, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, North, Owen, Padden,

Patrick, Prince, Pruitt, Rinehart, Rosbach, Schmidt, Scott, Sherman, Smith, Sprague, Taylor, Teutsch, Thompson, Van Dyken, Vander Stoep, Walk, Williams, Wilson.

Voting nay: Representatives Addison, Amen, Barnes, Barrett, Brown, Cantu, Chandler, Eberle, Ellis, Eng, Gallagher, Garrett, Garson, Hankins, Hastings, Hine, Isaacson, Lane, Lewis, Lundquist, Maxie, McGinnis, Nickell, O'Brien, Rust, Salatino, Sanders, Sommers, Stratton, Struthers, Tilly, Tupper, Valle, Wang, Warnke, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute House Bill No. 739 was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 739, and the bill passed the House by the following vote: Yeas, 78; nays, 19; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Berleen, Brekke, Brown, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sommers, Sprague, Struthers, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Becker, Bickham, Bond, Burns, Clayton, Dickie, Flanagan, Martinis, McCormick, North, Padden, Rinehart, Smith, Stratton, Taylor, Teutsch, Thompson, Williams.

Not voting: Representative Bender.

Engrossed Substitute House Bill No. 739, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 484, by Committee on Revenue and Representative Greengo:

Relating to the funding of emergency telephone networks.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 484 was substituted for House Bill No. 484, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 484 was read the second time.

Mr. Fiske moved adoption of the following amendments by Representatives Fiske and Martinis:

On page 1, line 6 strike "advanced"

On page 1, line 13 strike "Advanced emergency" and insert "Emergency"

On page 1, line 14 after "network," strike "such as an enhanced"

On page 2, line 22 strike "advanced"

On page 2, line 25 strike "advanced"

On page 2, line 34 strike "advanced"

On page 3, line 4 after "tax" insert "and to include reimbursement to the telephone companies for their actual cost of administration and implementation of the 911 system. The ordinance shall also provide that the due date for remittance of the tax collected shall be 30 days following the collection month"

Representatives Fiske, Rust and Martinis spoke in favor of the amendments, and Mr. Addison spoke against them.

The amendments were adopted.

Substitute House Bill No. 484 was ordered engrossed.

MOTION

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and the bill be placed on final passage.

Mr. Heck spoke against the motion.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advance Engrossed Substitute House Bill No. 484 to final passage, and the motion failed to receive the required two-thirds majority by the following vote: Yeas, 55; nays, 40; not voting, 3.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Kreidler, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Brekke, Brown, Burns, Ehlers, Eng, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representatives Bender, Lane, Nelson G. A.

The Speaker stated that the motion having failed, Engrossed Substitute House Bill No. 484 was passed to Committee on Rules for third reading.

HOUSE BILL NO. 17, by Representative Sprague:

Modifying the 106% limit.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 17 was substituted for House Bill No. 17, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 17 was read the second time.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 17, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute House Bill No. 17, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

I wish to change my vote from "Aye" to "Nay" on Substitute House Bill No. 17.

MARGARET J. LEONARD, 3rd District.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 506, by Committee on Revenue (originally sponsored by Representatives Dickie, Granlund, Smith, Hine, Fiske, Flanagan, Galloway, Lewis, Clayton, Van Dyken, McCormick, Patrick, Gallagher, Salatino, Wilson, Bickham, Winsley and Wang):

Modifying provisions on senior citizen tax relief.

The bill was read the second time. (For previous action, see Journal, April 16th and 17th.)

Mr. Dickie moved adoption of the following amendment:

On page 2, after line 1 strike all material down to and including "84.36.389." on line 4.

Representatives Dickie, Hine and Isaacson spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Greengo asked Mr. Dickie to yield to question, and Mr. Dickie refused to yield.

Representatives Greengo and Sommers spoke against the amendment, and Representatives Lundquist and Granlund spoke in favor of it.

Mr. Dickie spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Dickie to Engrossed Substitute House Bill No. 506, and the amendment was adopted by the following vote: Yeas, 82; nays, 15; not voting, 1.

Voting yea: Representatives Addison, Barnes, Barrett, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Hankins, Heck, Hine, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Amen, Barr, Becker, Fancher, Greengo, Gruger, Hastings, Houchen, Kreidler, Nisbet, Prince, Sanders, Sommers, Thompson, and Mr. Speaker.

Not voting: Representative Bender.

On motion of Mr. Dickie, the following amendments were adopted:

On page 3, after line 27 insert the following:

*Sec. 3. Section 3, chapter 182, Laws of 1974 ex. sess. as last amended by section 3, chapter 214, Laws of 1979 ex. sess. and RCW 84.36.385 are each amended to read as follows:

A claim(s) for exemption ((or a renewal affidavit) under RCW 84.36.381, as now or hereafter amended, shall be made ((annually)) and filed between January 2 and July 1 ((of the year in which the property tax levies are imposed and solely upon forms as prescribed and)) for exemption from taxes payable the following year and thereafter upon understandable, simple, and easily legible forms furnished by the department of revenue.

((Claims under RCW 84.36.381 through 84.36.389, as now or hereafter amended, in 1979 shall be filed between January 2 and October 1, 1979. Persons who filed claims after January 2, 1979 and who would have been eligible for an exemption in 1980 under the law amended by chapter 214, Laws of 1979 ex. sess. are eligible for an exemption under RCW 84.36.381 through 84.36.389 without necessity of reapplication.)) A person granted an exemption under RCW 84.36.381 shall inform the county assessor of any change in status affecting the person's entitlement to the exemption on forms prescribed and furnished by the department of revenue.

((In January of each year the county assessor shall mail renewal affidavits for exemption to each person approved for exemption during the previous year.))

If the assessor finds that the applicant does not meet the qualifications as set forth in RCW 84.36.381, as now or hereafter amended, the claim or exemption shall be denied but such denial shall be subject to appeal under the provisions of RCW 84.48.010(5). If the applicant had received exemption in prior years based on erroneous information, the taxes shall be collected subject to penalties as provided in RCW 84.40.130 for a period of not to exceed three years.

The department and each local assessor is hereby directed to publicize the qualifications and manner of making claims under RCW 84.36.381 through 84.36.389, through communications media, including such paid advertisements or notices as it deems appropriate. Notice of the qualifications, method of making applications and availability of further information shall be included on or with property tax statements and revaluation notices for all residential property including mobile homes, except rental properties. ((For assessment year 1980 and thereafter, the notice shall also indicate that claim forms and renewal affidavits are available in January of the year in which the property tax levies are imposed.))

Remember the remaining sections consecutively.

On page 1, line 3 of the title, after "84.36.383;" insert "amending section 3, chapter 182, Laws of 1974 ex. sess. as last amended by section 3, chapter 214, Laws of 1979 ex. sess. and RCW 84.36.385;"

The bill was ordered reengrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Substitute House Bill No. 506, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Reengrossed Substitute House Bill No. 506, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker declared the House recessed until 7:30 p.m.

EVENING SESSION

The House was called to order at 7:30 p.m. by the Speaker. The Clerk called the roll and all members were present except Representative Bender, who was excused.

MESSAGE FROM THE SENATE

April 20, 1981

Mr. Speaker:

The President has signed:

HOUSE BILL NO. 75,
 SUBSTITUTE HOUSE BILL NO. 101,
 HOUSE BILL NO. 120,
 SECOND SUBSTITUTE HOUSE BILL NO. 157,
 SUBSTITUTE HOUSE BILL NO. 176,
 HOUSE BILL NO. 181,
 HOUSE BILL NO. 227,
 SUBSTITUTE HOUSE BILL NO. 467,
 HOUSE BILL NO. 625,
 HOUSE BILL NO. 664,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE BILL NO. 96,
 SUBSTITUTE HOUSE BILL NO. 264,
 SUBSTITUTE HOUSE BILL NO. 302,
 SUBSTITUTE HOUSE BILL NO. 374.

SECOND READING

ENGROSSED SENATE BILL NO. 3018, by Senators Talley, Lee and Quigg:

Updating provision allowing credit unions to exercise powers conferred on federal credit unions doing business in state.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendments, see Journal, 93rd Day, April 14, 1981.)

On motion of Mr. Dawson, the committee amendments were adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. Taylor.

Mr. Taylor: "Representative Dawson, is this the one that has the permit for anyone else who comes up to the level? In other words, the permission to go to the highest level?"

Mr. Dawson: "Representative Taylor, I think you are confusing a lending clause that is not in this particular bill; however, this bill does give the same privileges to state charters as does the Congress or national authority give to federal chartered credit unions."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3018 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Garrett.

Not voting: Representative Bender.

Engrossed Senate Bill No. 3018 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3893, by Senators Clarke and Wojahn (by Department of General Administration Division of Banking request):

Revising laws relating to banking.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendment, see Journal, 92nd Day, April 13, 1981.)

Mr. Dawson moved adoption of the committee amendment.

Mr. Dawson spoke against adoption of the committee amendment, and Representatives Lux and Eng spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the committee amendment to Senate Bill No. 3893, and the amendment was not adopted by the following vote: Yeas, 36; nays, 61; not voting, 1.

Voting yea: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Grimm, Gruger, Heck, Johnson, King R., Lux, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Granlund, Greengo, Hankins, Hastings, Hine, Houchen, Isaacson, James, King J., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Bender.

MOTION

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and Senate Bill No. 3893 be placed on final passage.

Mr. Ehlers spoke against the motion, and Mr. Dawson spoke in favor of it.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advance Senate Bill No. 3893 to final passage, and the motion received the required two-thirds majority, by the following vote: Yeas, 66; nays, 31; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Valle, Walk, Wang.

Not voting: Representative Bender.

The Speaker stated the question before the House to be final passage of Senate Bill No. 3893.

Mr. Dawson spoke in favor of passage of the bill, and Mr. Lux spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3893, and the bill passed the House by the following vote: Yeas, 92; nays, 5; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Leonard, Lux, Maxie, Rinehart, Sherman.

Not voting: Representative Bender.

Senate Bill No. 3893, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 4348, by Senators Sellar, Clarke and Bauer (by Department of General Administration request):

Establishing revolving funds for the division of banking and the division of savings and loan associations.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 4348, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Padden.

Not voting: Representative Bender.

Engrossed Senate Bill No. 4348, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3639, by Senators McDermott, Rasmussen and Gallaghan (by State Auditor request):

Modifying provisions relating to the state auditor.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3639, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Ehlers.

Not voting: Representative Bender.

Senate Bill No. 3639, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 4033, by Senator Scott (by State Auditor request):

Establishing an auditing services revolving fund.

The bill was read the second time.

Committee on Ways and Means recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. Chandler, the committee amendments were adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 4033 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Engrossed Senate Bill No. 4033 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3784, by Senators Sellar, Zimmerman and Talley (by Secretary of State request):

Revising laws relating to filing and recording documents.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3784, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Senate Bill No. 3784, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3046, by Senators Wilson and Sellar:

Providing for postponement of an election to fill a partisan elective office becoming vacant shortly before the primary.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3046, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Senate Bill No. 3046, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3465, by Senators Wojahn, Shinpoch, Clarke, Bauer, Jones, Bluechel and Sellar:

Eliminating expiration dates for risk management office.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3465, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Engrossed Senate Bill No. 3465, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3646, by Senator Rasmussen:

Revising laws regulating professional athletic contests.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. Addison, the committee amendments were adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Addison yielded to question by Mr. O'Brien.

Mr. O'Brien: "Representative Addison, subsection (a) of section 1 says, 'Boxing includes, but is not limited to, wrestling, sumo, judo...' and other classifications of athletic prowess, but I would like to know whether the terminology 'boxing,' as is throughout this act, now means wrestling?"

Mr. Addison: "The answer to your question is no, it would not be professional wrestling unless there is a significant purse offered to the winner of the match."

Mr. O'Brien: "Well, they have defined boxing as including wrestling. Are you further defining wrestling as being special wrestling and other classes of wrestling?"

Mr. Addison: "The difference between the two is that professional wrestling is currently an exhibition and professional boxing is a contest. At some point, if professional wrestling changes from an exhibition to an actual contest, where there is a legitimate contest between two individuals where the outcome is not determined before the match, if there is a purse where the winner receives a significant purse for winning the contest, and where there is some danger to the contestants, then at that point, professional wrestling would come under the bill, not under boxing, but under the provisions of the bill regarding contests."

Mr. O'Brien spoke against passage of the bill.

POINT OF INQUIRY

Mr. Addison yielded to question by Mr. Ehlers.

Mr. Ehlers: "This bill talks about wrestling. Could you make some distinction between wrestling and rasseling, which is the exhibition that we are talking about? Could you clarify what is meant in the bill with the term 'wrestling'?"

Mr. Addison: "Contrary to what the good gentleman from Seattle was referring to, professional wrestling, as we know it in this state, which is basically an exhibition, will not be regulated under this bill. Just for the purpose of establishing legislative intent, wrestling involves exhibition and does not involve a contest for a purse and would not be covered under this bill."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3646 as amended by the House, and the bill passed the House by the following vote: Yeas, 90; nays, 7; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, Erak, Lewis, O'Brien, Patrick, Rosbach, Scott.

Not voting: Representative Bender.

Engrossed Senate Bill No. 3646 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3705, by Committee on Local Government (originally sponsored by Senator Rasmussen):

Relating to the cemetery board.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. Isaacson, the committee amendments were adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3705 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute Senate Bill No. 3705 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3154, by Committee on Judiciary (originally sponsored by Senators Wojahn, Hayner and Talmadge):

Regulating individual account deposits in financial institutions.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Padden.

Mr. Padden: "Could you explain the content of Substitute Senate Bill No. 3154 with respect to existing accounts?"

Mr. Ellis: "While Substitute Senate Bill No. 3154 applies to existing accounts, it will not require individual account holders to sign new signature cards or otherwise again enter into a new deposit account with their bank or financial institution. We certainly do not intend to impose any added burden on account depositors or financial institutions with regard to existing accounts. Existing accounts will continue to be valid whether or not there is a new signature card or new deposit agreement."

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3154, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute Senate Bill No. 3154, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3890, by Committee on Judiciary (originally sponsored by Senators Jones, Moore and Hemstad):

Modifying provisions on commercial paper.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. Ellis, the committee amendments were adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3890 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Tilly.

Substitute Senate Bill No. 3890 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3740, by Senator Shinpoch:

Modifying provisions relating to the state investment board.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3740, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Engrossed Senate Bill No. 3740, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3188, by Committee on Judiciary (originally sponsored by Senators Talmadge, Hayner, Bottiger, Zimmerman and Woody):

Modifying procedures for families in conflict.

The bill was read the second time.

Committee on Institutions recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

Ms. Houchen moved adoption of the committee amendments. Representatives Houchen and Van Dyken spoke in favor of the amendments, and they were adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Houchen spoke in favor of passage of the bill.

POINT OF INQUIRY

Ms. Houchen yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Houchen, on the oversight provision of this, are parents represented on this oversight?"

Ms. Houchen: "Parents would be welcome to testify on the oversight committee, and we would hope that we would have many of them there before us."

Representatives Ehlers and Houchen spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3188 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Engrossed Substitute Senate Bill No. 3188 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3796, by Senators Benitz, Charnley and Jones:

Modifying provisions relating to intoxicating liquor.

The bill was read the second time.

On motion of Mr. Sanders, the following amendments were adopted:

On page 1, line 17 after "sell" insert "to members and guests in attendance at the special occasion limited quantities of"

On page 1, line 19 after "day" strike the period and insert ": PROVIDED FURTHER, That no more than two class J licenses shall be issued to any one nonprofit organization during the calendar year. The board shall adopt appropriate regulations pursuant to chapter 34.04 RCW for the purpose of carrying out the provisions of this section."

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3796 as amended by the House, and the bill passed the House by the following vote: Yeas, 94; nays, 2; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Kreidler, Tilly.

Not voting: Representatives Bender, Erickson.

Senate Bill No. 3796 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3867, by Committee on Parks and Ecology (originally sponsored by Senator Goltz):

Revising air pollution control procedure.

The bill was read the second time. On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3867, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Eng.

Not voting: Representative Bender.

Engrossed Substitute Senate Bill No. 3867, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 4360, by Committee on Education (originally sponsored by Senator Hayner):

Changing procedure for determining payments by nonhigh school districts to high school districts.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. Tilly, the committee amendments were adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4360 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute Senate Bill No. 4360 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3704, by Committee on State Government (originally sponsored by Senator Rasmussen):

Modifying provisions relating to the law against discrimination.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

Mr. Addison moved adoption of the committee amendment to page 6, line 1.

Representatives Addison and Ellis spoke against adoption of the amendment, and Representatives Walk, Nelson (D) and Rinehart spoke in favor of it.

Mr. Addison again spoke in opposition to the amendment, and Representatives Kreidler and Rinehart spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the committee amendment to page 6, line 1 of Engrossed Substitute Senate Bill No. 3704, and the amendment was not adopted by the following vote: Yeas, 45; nays, 52; not voting, 1.

Voting yea: Representatives Barnes, Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Bender.

On motion of Mr. Addison, the remainder of the committee amendments were not adopted.

Mr. Wang moved adoption of the following amendment by Representatives Wang and Ellis:

On page 5, after line 35 add a new section as follows:

***NEW SECTION. Sec. 5.** There is added to chapter 49.60 RCW a new section to read as follows:

Any city classified as a first class city under RCW 35.01.010 with over one hundred twenty-five thousand population may enact ordinances consistent with this chapter to provide administrative remedies for any form of discrimination proscribed by this chapter: PROVIDED, That the imposition of such administrative remedies shall be subject to judicial review."

Renumber the remaining sections consecutively and correct internal references.

Mr. Wang spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Wang yielded to question by Mr. Sanders.

Mr. Sanders: "Representative Wang, why did you limit this amendment to first class cities over 125,000?"

Mr. Wang: "There are only two local human rights commissions which have authority presently, and those are in Seattle and Tacoma. The language was suggested by Senator Pullen. It really doesn't perfect anything because they are the only two anyway."

Mr. Sanders: "Isn't there a possibility that other cities in the future will have a human rights commission?"

Mr. Wang: "It is possible, and I would think it could be corrected at that time. There really doesn't seem to be a problem with it at this time."

Representatives Sanders and Addison spoke against the amendment, and Mr. Ellis spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Wang and Ellis to Engrossed Substitute Senate Bill No. 3704, and the amendment was adopted by the following vote: Yeas, 51; nays, 46; not voting, 1.

Voting yea: Representatives Becker, Brekke, Brown, Burns, Dawson, Ehlers, Ellis, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, Johnson, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Tupper, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Fancher, Fiske, Flanagan, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representative Bender.

On motion of Mr. Wang, the following amendment to the title was adopted:

On page 1, line 9 of the title after "49.60.270;" insert "adding a new section to chapter 49.60 RCW;"

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Mr. Wang yielded to question by Mr. Salatino.

Mr. Salatino: "Representative Wang, is the intent of section 5 of this bill the same as the intent expressed earlier on the floor regarding House Bill 100?"

Mr. Wang: "Yes, Representative Salatino, it is. My previous remarks regarding House Bill No. 100 would apply to the new section 5 which was adopted by the amendment. It is not preemptive in nature, it's permissive."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3704 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Eng.

Not voting: Representative Bender.

Engrossed Substitute Senate Bill No. 3704 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3386, by Committee on State Government (originally sponsored by Senators Deccio, Hurley, Moore, Craswell, Gallagher, Bauer, Vognild, Sellar, Jones, Hughes, Scott, Woody, Hayner, Lee and Zimmerman):

Authorizing legislative review of agency rules by a joint select committee with power to suspend.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 89th Day, April 10, 1981.)

Mr. Addison moved adoption of the committee amendment to page 16, beginning on line 26.

Mr. Addison spoke in favor of the committee amendment, and Mr. Williams spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the State Government Committee amendment to page 16, line 26 of Engrossed Substitute Senate Bill No. 3386, and the amendment was not adopted by the following vote: Yeas, 17; nays, 80; not voting, 1.

Voting yea: Representatives Addison, Eberle, Flanagan, Garson, Hankins, James, Johnson, Lane, Lewis, Sanders, Smith, Sommers, Thompson, Tilly, Valle, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Hastings, Heck, Hine,

Houchen, Isaacson, King J., King R., Kreidler, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Sprague, Stratton, Struthers, Taylor, Teutsch, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson.

Not voting: Representative Bender.

MOTION FOR RECONSIDERATION

Mr. Isaacson, having voted on the prevailing side, moved that the House immediately reconsider the vote by which the committee amendment was not adopted.

Mr. Addison spoke in favor of the motion and Mr. Williams spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which the committee amendment to page 16, line 26 of Engrossed Substitute Senate Bill No. 3386 was not adopted, and the motion was lost by the following vote: Yeas, 21; nays, 74; not voting, 3.

Voting yea: Representatives Addison, Barr, Bond, Clayton, Dickie, Fancher, Flanagan, Garson, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, Smith, Tilly, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Barrett, Becker, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Bender, Teutsch, Walk.

Mr. Addison moved adoption of the State Government Committee amendment to page 17, line 20, and page 17, line 19.

Mr. Addison spoke in favor of the committee amendments, and Mr. Williams spoke against them.

The amendments were not adopted.

Committee on Appropriations – General Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

Mr. Williams moved adoption of the committee amendment striking everything after the enacting clause and inserting new language.

Representatives Williams and Ehlers spoke in favor of the committee amendment, and Mr. Addison spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Committee on Appropriations – General Government to Engrossed Substitute Senate Bill No. 3386, and the amendment was adopted by the following vote: Yeas, 72; nays, 25; not voting, 1.

Voting yea: Representatives Amen, Barnes, Barr, Becker, Brekke, Brown, Burns, Cantu, Chandler, Dawson, Ehlers, Ellis, Eng, Erak, Erickson, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hastings, Heck, Hine, Houchen, Isaacson, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, North, O'Brien, Padden, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Stratton, Struthers, Taylor, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Barrett, Berleen, Bickham, Bond, Chamberlain, Clayton, Dickie, Eberle, Fancher, Fiske, Hankins, James, Johnson, Leonard, Lewis, Lundquist, McGinnis, Nickell, Owen, Patrick, Sanders, Sprague, Teutsch, Tilly.

Not voting: Representative Bender.

On motion of Mr. Williams, the committee amendment to the title was adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3386 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Sanders, Tilly.

Not voting: Representative Bender.

Engrossed Substitute Senate Bill No. 3386 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3630, by Committee on Agriculture (originally sponsored by Senators Benitz, Hayner and Jones):

Expanding the authority of the department of ecology for land reclamation.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Smith and Valle spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3630, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute Senate Bill No. 3630, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3071, by Senators Talmadge, Clarke, Newhouse, Wojahn, Lee and Hayner (by Washington Judicial Council request):

Implementing the constitutional amendment creating a judicial qualifications commission.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendments, see Journal, 81st Day, April 2, 1981.)

Committee on Appropriations - General Government recommendation: Majority, do pass as amended by Committee on Ethics, Law and Justice and with additional amendments. (For amendments, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. Williams, the amendments by Committee on Ethics, Law and Justice were adopted.

On motion of Mr. Williams, the amendments by Committee on Appropriations - General Government were adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3071 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Engrossed Senate Bill No. 3071 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3000, by Senators von Reichbauer, Clarke, Bottiger, Hayner, Sellar, Goltz, Talmadge and Jones (by Select Committee on Confirmation of Appointments request):

Modifying provisions relating to confirmation of gubernatorial appointees.

The bill was read the second time.

Mr. Lewis moved adoption of the following amendment by Representatives Lewis, Walk, Garson and O'Brien:

On page 2, beginning on line 23 strike all material down to and including "service." on line 30 and insert:

"(1) Any gubernatorial appointee subject to senate confirmation shall continue to serve unless rejected by a vote of the senate. An appointee who is rejected by a vote of the senate shall not be reappointed to the same position for a period of one year from termination of service."

Representatives Lewis, Walk, Barnes and Garson spoke in favor of the amendment, and Mr. Addison spoke against it.

The amendment was adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3000 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Gruger.

Engrossed Senate Bill No. 3000 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3024, by Committee on Natural Resources (originally sponsored by Senator Hansen):

Authorizing fishing in designated areas by the Sokulk Indians.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass with the following amendment:

On page 1, line 24 after "salmon" insert ": PROVIDED, That nothing in this act shall be construed to create a right to fish for commercial purposes"

On motion of Ms. Rosbach, the committee amendment was adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3024 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Nisbet.

Not voting: Representative Bender.

Substitute Senate Bill No. 3024 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3249, by Committee on Constitution and Elections (originally sponsored by Senators Woody, Hayner and Bottiger):

Revising the Public Disclosure Law.

The bill was read the second time.

Mr. Barr moved adoption of the following amendment by Representatives Barr, Prince, Berleen, Hastings and Amen:

On page 29 after line 22 insert the following:

"Sec. 18. Section 2, chapter 1, Laws of 1973 as last amended by section 1, chapter 50, Laws of 1979 ex. sess. and RCW 42.17.020 are each amended to read as follows:

The definitions set forth in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) 'Agency' includes all state agencies and all local agencies. 'State agency' includes every state office, department, division, bureau, board, commission, or other state agency. 'Local agency' includes every county, city, town, municipal corporation, quasi-municipal corporation, or special purpose district, or any office, department, division, bureau, board, commission, or agency thereof, or other local public agency.

(2) 'Ballot proposition' means any 'measure' as defined by RCW 29.01.110, or any initiative, recall, or referendum proposition proposed to be submitted to the voters of the state or any municipal corporation, political subdivision or other voting constituency from and after the time when such proposition has been initially filed with the appropriate election officer of that constituency prior to its circulation for signatures.

(3) 'Campaign depository' means a bank designated by a candidate or political committee pursuant to RCW 42.17.050.

(4) 'Campaign treasurer' and 'deputy campaign treasurer' mean the individuals appointed by a candidate or political committee, pursuant to RCW 42.17.050, to perform the duties specified in that section.

(5) 'Candidate' means any individual who seeks election to public office. An individual shall be deemed to seek election when he first:

(a) Receives contributions or makes expenditures or reserves space or facilities with intent to promote his candidacy for office; or

(b) Announces publicly or files for office.

(6) 'Commercial advertiser' means any person who sells the service of communicating messages or producing printed material for broadcast or distribution to the general public or segments of the general public whether through the use of newspapers, magazines, television and radio stations, billboard companies, direct mail advertising companies, printing companies, or otherwise.

(7) 'Commission' means the agency established under RCW 42.17.350.

(8) 'Compensation' unless the context requires a narrower meaning, includes payment in any form for real or personal property or services of any kind: PROVIDED, That for the purpose of compliance with RCW 42.17.240, as now or hereafter amended, the term 'compensation' shall not include per diem allowances or other payments made by a governmental entity to reimburse a public official for expenses incurred while such official is engaged in the official business of such governmental entity.

(9) 'Continuing political committee' means a political committee which is an organization of continuing existence not established in anticipation of any particular election.

(10) 'Contribution' includes a loan, gift, deposit, subscription, forgiveness of indebtedness, donation, advance, pledge, payment, transfer of funds between political committees, or transfer of anything of value, including personal and professional services for less than full consideration, but does not include interest on moneys deposited in a political committee's account, ordinary home hospitality and the rendering of 'part time' personal services of the sort commonly performed by volunteer campaign workers or incidental expenses personally incurred by volunteer campaign workers not in excess of twenty-five dollars personally paid for by such worker. 'Part time' services, for the purposes of this chapter, means services in addition to regular full time employment, or, in the case of an unemployed person, services not in excess of twenty hours per week, excluding weekends. For the purposes of this chapter, contributions other than money or its equivalents shall be deemed to have a money value equivalent to the fair market value of the contribution. Sums paid for tickets to fund-raising events such as dinners and parties are contributions; however, the amount of any such contribution may be reduced for the purpose of complying with the reporting requirements of this chapter, by the actual cost of consumables furnished in connection with the purchase of such tickets, and only the excess over actual cost of such consumables shall be deemed a contribution.

(11) 'Elected official' means any person elected at a general or special election to any public office, and any person appointed to fill a vacancy in any such office.

(12) 'Election' includes any primary, general, or special election for public office and any election in which a ballot proposition is submitted to the voters: PROVIDED, That an election in which the qualifications for voting include other than those requirements set forth in Article VI, section 1 (Amendment 63) of the Constitution of the state of Washington or an election for an office in a small local government shall not be considered an election for purposes of this chapter.

(13) 'Election campaign' means any campaign in support of or in opposition to a candidate for election to public office and any campaign in support of, or in opposition to, a ballot proposition.

(14) 'Expenditure' includes a payment, contribution, subscription, distribution, loan, advance, deposit, or gift of money or anything of value, and includes a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure. The term 'expenditure' also includes a promise to pay, a payment or a transfer of anything of value in exchange for goods, services, property, facilities, or anything of value for the purpose of assisting, benefiting, or honoring any public official or candidate, or assisting in furthering or opposing any election campaign. For the purposes of this chapter, agreements to make expenditures, contracts, and promises to pay may be reported as estimated obligations until actual payment is made. The term 'expenditure' shall not include the partial or complete repayment by a candidate or political committee of the principal of a loan, the receipt of which loan has been properly reported, or payment of service charges against a political committee's campaign account.

(15) 'Final report' means the report described as a final report in RCW 42.17.080(2).

(16) 'Immediate family' includes the spouse, dependent children, and other dependent relatives, if living in the household.

(17) 'Legislation' means bills, resolutions, motions, amendments, nominations, and other matters pending or proposed in either house of the state legislature, and includes any other matter which may be the subject of action by either house, or any committee of the legislature and all bills and resolutions which having passed both houses, are pending approval by the governor.

(18) 'Lobby' and 'lobbying' each mean attempting to influence the passage or defeat of any legislation by the legislature of the state of Washington, or the adoption or rejection of any rule, standard, rate, or other legislative enactment of any state agency under the state administrative procedure acts, chapter 34.04 RCW and chapter 28B.19 RCW.

(19) 'Lobbyist' includes any person who shall lobby either in his own or another's behalf.

(20) 'Lobbyist's employer' means the person or persons by whom a lobbyist is employed and all persons by whom he is compensated for acting as a lobbyist.

(21) 'Person' includes an individual, partnership, joint venture, public or private corporation, association, federal, state, or local governmental entity or agency however constituted, candidate, committee, political committee, political party, executive committee thereof, or any other organization or group of persons, however organized.

(22) 'Person in interest' means the person who is the subject of a record or any representative designated by said person, except that if such person be under a legal disability, the term 'person in interest' shall mean and include the parent or duly appointed legal representative.

(23) 'Political advertising' includes any advertising displays, newspaper ads, billboards, signs, brochures, articles, tabloids, flyers, letters, radio or television presentations, or other means of mass communication, used for the purpose of appealing, directly or indirectly, for votes or for financial or other support in any election campaign.

(24) 'Political committee' means any person (except a candidate or an individual dealing with his own funds or property) having the expectation of receiving contributions or making expenditures in support of, or opposition to, any candidate or any ballot proposition.

(25) 'Public office' means any federal, state, county, city, town, school district, port district, special district, or other state political subdivision elective office.

(26) 'Public record' includes any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used, or retained by any state or local agency regardless of physical form or characteristics.

(27) 'Small local government' means any local government of (a) a city or town containing fewer than seven hundred fifty registered voters as of the date of the most recent general election in such city or town, or (b) a school district with an enrollment of four hundred or fewer pupils, or (c) a special district having total operating and capital expenditures during its previous fiscal year of two hundred fifty thousand dollars or less. A city or town or a school district having a 'small local government' during a portion of a year shall continue to be classified as such during the remainder of the year, notwithstanding any change in the number of voters registered during an election held in that year or any change in school district enrollment during that year. The term 'small local government' also includes any agency, office, or department of such government.

(28) 'Surplus funds' mean, in the case of a political committee or candidate, the balance of contributions which remain in the possession or control of that committee or candidate subsequent to the election for which the contributions were received, and which are in excess of the amount necessary to pay remaining debts incurred by the committee or candidate prior to that election. In the case of a continuing political committee, 'surplus funds' mean those contributions remaining in the possession or control of the committee which are in excess of the amount necessary to pay all remaining debts when it makes its final report under RCW 42.17.065.

((28)) (29) 'Writing' means handwriting, typewriting, printing, photostating, photographing, and every other means of recording any form of communication or representation, including letters, words, pictures, sounds, or symbols, or combination thereof, and all papers, maps, magnetic or paper tapes, photographic films and prints, magnetic or punched cards, discs, drums, and other documents.

As used in this chapter, the singular shall take the plural and any gender, the other, as the context requires."

Renumber the remaining subsections consecutively.

Representatives Barr and Patrick spoke in favor of the amendment, and Ms. Rust spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Barr and others to Engrossed Substitute Senate Bill No. 3249, and the amendment was adopted by the following vote: Yeas, 55; nays, 42; not voting, 1.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McGinnis, Mitchell, Nelson G. A., Nickell, North, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, McDonald, Monohon, Nelson D., Nisbet, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Tupper, Valle, Walk, Wang, Warnke.

Not voting: Representative Bender.

Mr. McGinnis moved adoption of the following amendment by Representatives McGinnis, Nelson (G) and Leonard:

On page 29, after line 27 insert the following:

"NEW SECTION. Sec. 19. There is added to chapter 42.17 RCW a new section to read as follows:

(1) No political subdivision of the state, including general or special purpose districts, nor any governmental association created by statute, resolution or ordinance, shall expend, and no lobbyist may accept, public funds for lobbying purposes.

(2) This section shall not prevent elected officials, or their designated departmental administrators, from lobbying on behalf of the office to which they are elected if the legislative authority of the political subdivision, if any, previously authorizes the elected official to lobby for or against that specific legislation."

Renumber the remaining sections consecutively.

Representatives McGinnis, Williams and Sanders spoke in favor of the amendment, and Representatives Taylor, Barrett and Hine spoke against it.

Mr. Barrett again opposed the amendment.

POINT OF INQUIRY

Mr. Sanders yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Sanders, that certainly is a good point you made. None of us can argue with that, but what would happen, on the other hand, if there were a number of people from private enterprise, and perhaps an equal number representing local government, lobbying in front of the legislature, and, in fact, the bill was not in the best interests of the taxpayers of that local government? Would you object to it at that point, to those people being there representing the city?"

Mr. Sanders: "I think legislators have to represent the people in their districts, and I think they have to take the public testimony and consider it as it affects the people of the state of Washington, the whole state, because we are state representatives, and the effects on the local people."

Mr. Ehlers: "So you are really saying, Representative Sanders, that if the city of Bellevue sent representatives saying that something affects the city of Bellevue, we shouldn't really pay any attention to them?"

Mr. Sanders: "No, of course not. I haven't said that. I said we would take into account what the people of Bellevue say, what the people of the state say, and it's our decision to vote the way we see it, but we shouldn't be outnumbered either way by governmental lobby."

Mr. Ehlers spoke against the amendment.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative McGinnis and others to Engrossed Substitute Senate Bill No. 3249, and the amendment was not adopted by the following vote: Yeas, 25; nays, 72; not voting, 1.

Voting yea: Representatives Addison, Bond, Eberle, Fancher, Fiske, Garson, Hastings, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, Martinis, McCormick, McGinnis, Nelson G. A., Nisbet, Patrick, Sanders, Sprague, Struthers, Warnke, Williams, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Flanagan, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, King J., King R., Kreydler, Lane, Lux, Maxie, McDonald, Mitchell, Monohon, Nelson D., Nickell, North, O'Brien, Owen, Padden, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Smith, Sommers, Stratton, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Wilson, Winsley.

Not voting: Representative Bender.

Mr. Pruitt moved adoption of the following amendment:

On page 29 after line 27 insert a new section as follows:

"Sec. 19. Section 12, chapter 1, Laws of 1973 as amended by section 8, chapter 294, Laws of 1975 1st ex. sess. and RCW 42.17.120 are each amended to read as follows:

(1) No contribution shall be made and no expenditure shall be incurred, directly or indirectly, in a fictitious name, anonymously, or by one person through an agent, relative, or other person in such a manner as to conceal the identity of the source of the contribution or in any other manner so as to effect concealment.

(2) (a) Political advertising, whether relating to a candidate or ballot proposition, however promulgated or disseminated, shall identify either the candidate or political committee or other person, paying for the advertising, by giving the name and address of that person on the material or in connection with its presentation. When such person is a corporation, association, or other entity, the identification shall include the name of its chief executive officer, or where none is so designated, a representative of the entity. Political yard signs and radio and television advertising are exempt from the requirements of this subsection (2)(a).

(b) Political advertising for a candidate for partisan political office shall identify clearly and conspicuously on the material or in connection with its presentation, the party with which such candidate is affiliated. A generally recognized abbreviation may be used to identify a candidate's party affiliation. All advertising relating to a candidate shall identify the office sought.

(c) The public disclosure commission may, by rule and/or on a case-by-case basis, exempt from the identification requirements of subsections (2)(a) and/or (2)(b) of this section, forms of political advertising such as campaign buttons, balloons, pens, pencils, and other forms of advertising where identification is impractical.

(3) At least one picture of the candidate used in any single item of political advertising shall have been taken within the last five years and shall be no smaller than the largest picture of the same candidate used in the advertisement.

(4) No political advertising may falsely represent that a candidate is an incumbent for the office sought."

Remember the remaining sections consecutively.

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker, I would like you to rule on the scope and object of this amendment."

SPEAKER'S RULING

The Speaker: "Representative Nelson, I have examined the contents of the bill and find that it deals with political committees, the appointment of campaign treasurers, sections dealing with lobbyists, and no where does it deal with the subject of political advertising that is raised in the amendment. In that context, and with some degree of consistency, I would rule that it would be beyond the scope and object of the bill."

NOTICE OF RECONSIDERATION

Mr. Ehlers, having voted on the prevailing side, served notice, that he would, on the next working day, move for reconsideration of the votes by which HOUSE BILL NO. 739 and ENGROSSED SUBSTITUTE SENATE BILL NO. 3704 passed the House.

Mr. Salatino moved adoption of the following amendment to Engrossed Substitute Senate Bill No. 3249:

On page 15, beginning on line 33, strike all material down to and including "party" on line 34 and insert "((3) Transfer the surplus to one or more candidates or to a political committee or party))"

Renumber the remaining subsections consecutively.

Mr. Salatino spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Salatino yielded to question by Mr. Lewis.

Mr. Lewis: "Representative Salatino, I was wondering if with my own campaign funds, where I have carried over money channeled for a press conference, or to rent a room or hall, my campaign treasurer pays for that. When I do some personal mailing that is politically oriented, where I incur expenses that I try to justify my existence to the voters, what effect would your amendment have on these liabilities to the holdover money for such expenses?"

Mr. Salatino: "That is a continuing committee, I believe, Representative Lewis, and not surplus funds. You are continuing the process of collecting dollars for campaign purposes. This deals specifically with the surplus, so it's my understanding that it would not deal with the expenditures that would take place with the campaign funds."

Representatives Hastings and Lewis spoke against the amendment, and Representatives Salatino and Patrick spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Salatino, to Engrossed Substitute Senate Bill No. 3249, and the amendment was not adopted by the following vote: Yeas, 48; nays, 49; not voting, 1.

Voting yea: Representatives Becker, Brekke, Brown, Burns, Chandler, Ehlers, Eng, Erickson, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Johnson, Kreidler, Lane, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Nelson D., Nisbet, North, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Hankins, Hastings, Hine, Houchen, Isaacson, James, King J., King R., Leonard, Lewis, Lundquist, McGinnis, Monohon, Nelson G. A., Nickell, O'Brien, Owen, Padden, Prince, Sanders, Schmidt, Smith, Sprague, Struthers, Tilly, Wilson, and Mr. Speaker.

Not voting: Representative Bender.

On motion of Mr. Barr, the following amendment to the title was adopted:

On page 1, line 1 after "government;" insert "amending section 2, chapter 1, Laws of 1973 as last amended by section 1, chapter 50, Laws of 1979 ex. sess. and RCW 42.17.010;"

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3249 as amended by the House, and the bill passed the House by the following vote: Yeas, 84; nays, 13; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Greengo, Grimm, Hankins,

Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Eng, Granlund, Gruger, Nelson D., Nisbet, Rinehart, Rosbach, Rust, Salatino, Tupper, Vander Stoep, Wang.

Not voting: Representative Bender.

Engrossed Substitute Senate Bill No. 3249 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3127, by Committee on State Government (originally sponsored by Senators Rasmussen, Shinpoch, Lee and Deccio):

Establishing investment policies for state funds.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3127, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute Senate Bill No. 3127, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE JOINT RESOLUTION NO. 133, by Committee on Constitution and Elections (originally sponsored by Senators Pullen, Woody and Gould):

Amending the Constitution to clarify signature requirements and filing dates for initiatives to the legislature.

The resolution was read the second time.

Mr. Tilly moved adoption of the following amendment by Representatives Tilly and Becker:

On page 2, line 19 after "petition" strike all material down through and including "election" on line 21 and insert "(or its may be enacted and referred by the legislature to the people for approval or rejection at the next regular election))"

Representatives Tilly and Becker spoke in favor of the amendment, and it was adopted.

Mr. Tupper moved adoption of the following amendment by Representatives Tupper and Erickson:

On page 3, line 19 after "state." insert "Eighty percent of the minimum number of signatures required by this subsection shall be of registered voters equally distributed among the congressional districts of the state."

Mr. Tupper spoke in favor of the amendment, and Representatives Rinehart, Lewis and Ehlers spoke against it.

Mr. Tupper spoke again in favor of the amendment, and Representatives Becker and Nelson (D) spoke against it.

Mr. Flanagan spoke in favor of the amendment, and Mr. Kreidler spoke against it.

The amendment was not adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Mr. Addison spoke in favor of passage of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Joint Resolution No. 133 as amended by the House, and the resolution passed the House by the following vote: Yeas, 93; nays, 4; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Erak, Leonard, Nickell, Nisbet.

Not voting: Representative Bender.

Engrossed Substitute Senate Joint Resolution No. 133 as amended by the House, having received the constitutional majority was declared passed.

NOTICE OF RECONSIDERATION WITHDRAWN

With the consent of the House, Mr. Ehlers withdrew his notice of reconsideration of final passage of ENGROSSED SUBSTITUTE HOUSE BILL NO. 739.

ENGROSSED SENATE JOINT MEMORIAL NO. 105, by Senators Hurley, Conner, Sellar, Lee, Scott, Deccio, Lysen, Hansen, Rasmussen, Wilson, Metcalf, McCaslin, Pullen, Craswell, Benitz, Hayner, Fuller, Quigg, Peterson, Haley, Talley, Clarke, Patterson, Gallagher, Vognild and Moore:

Requesting Congress to amend the Constitution to require a balanced federal budget.

The memorial was read the second time.

Committee on Ways and Means recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

Mr. Chandler moved adoption of the committee amendments to page 2, line 30 and page 2, line 31.

Representatives Chandler and Becker spoke in favor of the committee amendments, and Mr. Nelson (G) spoke against them.

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

ROLL CALL

The Clerk called the roll on adoption of the Committee on Ways and Means amendments to page 2 of Engrossed Senate Joint Memorial No. 105, and the amendments were adopted by the following vote: Yeas, 62; nays, 35; not voting, 1.

Voting yea: Representatives Becker, Berleen, Brekke, Brown, Burns, Chamberlain, Chandler, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hinc, King J., King R., Kreidler, Lane, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sommers, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, McGinnis, Nelson G. A., Padden, Prince, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Williams, and Mr. Speaker.

Not voting: Representative Bender.

MOTION

Mr. Nelson (G) moved that further consideration of Engrossed Senate Joint Memorial No. 105 be deferred.

A division was called.

ROLL CALL

The Clerk called the roll on the motion that further consideration of Engrossed Senate Joint Memorial No. 105 as amended by the House be deferred, and the motion was carried by the following vote: Yeas, 57; nays, 40; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, Lux, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Martinis, Maxie, McCormick, Monohon, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Teutsch, Thompson, Walk, Wang, Warnke, Wilson, Winsley.

Not voting: Representative Bender.

SENATE BILL NO. 3745, by Senators Wilson and Hemstad (by State Library request):

Relating to the state library newspaper collection.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3745, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Wilson.

Senate Bill No. 3745, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker called on Mr. Amen to preside.

SENATE BILL NO. 3730, by Senators Charnley and Guess:

Requiring investment of certain municipal moneys.

The bill was read the second time.

Mr. Van Dyken moved adoption of the following amendment by Representatives Van Dyken, Vander Stoep, Williams, Becker and Hine:

On page 2, after line 10 insert the following:

***NEW SECTION.** Sec. 2. Cities and towns, in addition to counties, port districts, and public utility districts, are authorized pursuant to this chapter to establish heating systems and provide heating services from heat sources including, but not limited to, geothermal heat, steam or water heated by a biomass energy system, waste heat, and energy from a cogeneration facility.

Sec. 3. Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) 'Biomass energy system' means a system that provides for the production or collection of organic materials that are primarily waste materials and the conversion or use of that material for the production of energy or substitute fuels. Biomass conversion can be achieved by several processes including, but not limited to, burning, pyrolysis, distillation, or anaerobic respiration.

(2) 'Cogeneration' means the sequential generation of two or more forms of energy from a common fuel or energy source.

(3) 'Cogeneration facility' means any machinery, equipment, structure, process, or property or any part thereof, installed or acquired for the primary purpose of cogeneration by a person or corporation.

(4) 'Geothermal heat' means the natural heat of the earth and the medium by which such heat is extracted from the earth, including liquids or gases, as well as any minerals contained in any natural or injected fluids, brines and associated gas, but excluding oil, hydrocarbon gas, and other hydrocarbon substances.

(5) 'Waste heat' means the heat released to the environment from an industrial process, electric generation, or other process.

(6) 'Heat' or 'heating services' means space or process heating and cooling, and hot water.

(7) 'Municipality' means a county, city, town, port district, or public utility district.

(8) 'Heating facilities' means all real and personal property, or interests therein, necessary or useful for: (a) The acquisition, production, or extraction of heat; (b) the storage of heat; (c) the distribution of heat from its source to the place of utilization; (d) the extraction of heat at the place of utilization from the medium by which the heat is distributed; (e) the distribution of heat at the place of utilization; and (f) the conservation of heat.

Sec. 4. A municipality may construct, purchase, acquire, add to, extend, maintain, and operate a system of heating facilities, within or without its limits, for the purpose of supplying its inhabitants and other persons with heat, with full power to regulate and control the use, distribution, and price thereof, and to enter into agreements for the maintenance and operation of heating facilities under such terms and conditions as may be determined by the legislative authority of the municipality. The provision of heat and heating facilities and the establishment and operation of heating systems pursuant to this chapter are hereby declared to be a public use and a public and strictly municipal purpose.

Sec. 5. In addition to the general powers provided in section 4 of this act, and not by way of limitation, municipalities have the following specific powers:

(1) The usual powers of a corporation, to be exercised for public purposes;

(2) To acquire by purchase, gift, or condemnation property or interests in property within and without the municipality, necessary for the construction and operation of heating systems, including additions and extensions thereof. No municipality may acquire by condemnation any heat source. To the extent judged economically feasible by the municipality, public property and rights of way shall be utilized in lieu of private property acquired by condemnation;

(3) To acquire, install, add to, maintain, and operate heating facilities at a heat source or to serve particular consumers of heat, whether such facilities are located on property owned by the municipality, by the consumer of heat, or otherwise;

(4) To sell, lease, or otherwise dispose of heating facilities;

(5) To contract for the operation of heating facilities;

(6) To apply and qualify for and receive any private or federal grants, loans, or other funds available for carrying out the objects of the municipality;

(7) Full and exclusive authority to sell and regulate and control the use, distribution, rates, service, charges, and price of all heat supplied, free from the jurisdiction and control of the utilities and transportation commission, in all things;

(8) To utilize fuels other than the heat sources described in section 2 of this act on a standby basis, to meet start up and emergency requirements, to meet peak demands, or to supplement such heat sources as necessary to provide a reliable and economically feasible supply of heat;

(9) To the extent permitted by the state Constitution, to make loans for the purpose of enabling suppliers or consumers of heat to finance heating facilities;

(10) To enter into cooperative agreements providing for the acquisition, construction, ownership, financing, use, control, and regulation of heating systems and heating facilities by more than one municipality or by one or more municipalities on behalf of other municipalities.

Sec. 6. If the legislative authority of a municipality deems it advisable that the municipality purchase, acquire, or construct a heating system, or make any additions or extensions thereof, the legislative authority shall provide therefor by ordinance or resolution, which shall specify and adopt the system or plan proposed, declare the estimated cost thereof, as near as may be, and specify the method of financing and source of funds.

Sec. 7. A municipality may impose rates, charges, or rentals for heat, service, and facilities provided to customers of the system, provided that the rates charged are uniform for the same class of customers or service. In classifying customers served or service furnished, the legislative authority may in its discretion consider all of the following factors: The difference in cost of service to the various customers; location of the various customers within or without the municipality; the difference in cost of maintenance, operation, repair, and replacement of the various parts of the system; the different character of the service furnished various customers; the quantity and quality of the heat furnished; the time of its use; the demand on the system; capital contributions made to the system including, but not limited to, assessments or the amount of capital facilities provided for use by the customer; and any other matters which present a reasonable difference as a ground for distinction.

Sec. 8. If prompt payment of a heating rate, charge, or rental is not made, a municipality may shut off the heating supply to the building, place, or premises to which the municipality supplied the heating. A municipality may also make an additional charge for late payment.

Sec. 9. A municipality may charge property owners seeking to connect to the heating system, as a condition to granting the right to so connect, in addition to the cost of such connection, such reasonable connection charge as the legislative authority determines to be proper in order that the property owners bear their equitable share of the cost of the system. The cost of connection to the system shall include the cost of acquisition and installation of heating facilities necessary or useful for the connection, including any heating facilities located or installed on the property being served. Connection charges may, in the discretion of the municipality, be made payable in installments over a period of not more than thirty years or the estimated life of the facilities installed, whichever is less. Installments, if any, shall bear interest and penalties at such rates and be payable at such times and in such manner as the legislative authority of the municipality may provide.

Sec. 10. For the purpose of paying all or a portion of the cost of heating facilities, a municipality may form local improvement districts or utility local improvement districts, levy, collect, and foreclosure assessments, reassessments, and supplemental assessments; and issue local improvement district bonds and warrants in the manner provided by law for cities of the first class. In addition, municipalities may provide by ordinance that assessments will be deposited in a fund created for the payment of general obligation bonds and, to the extent that assessments are so deposited, taxes for the payment of such general obligation bonds shall not be levied.

Sec. 11. For the purpose of providing funds for defraying all or a portion of the costs of planning, purchase, leasing, condemnation, or other acquisition, construction, reconstruction, development, improvement, extension, repair, maintenance, or operation of a heating system, and the implementation of the powers set forth in sections 4 and 5 of this act, a municipality may authorize, by ordinance or resolution, the creation of a special fund or funds into which the municipality shall be obligated to set aside and pay all or any designated proportion or amount of any or all revenues derived from the heating system, including any utility local improvement district assessments, any grants received to pay the cost of the heating system, and any municipal license fees specified in the ordinance or resolution creating such special fund.

Sec. 12. If the legislative authority of a municipality deems it advisable to finance all or a portion of the costs of planning, purchase, leasing, condemnation, or other acquisition, construction, reconstruction, development, improvement, and extension of a heating system, or for the implementation of the powers set forth in sections 3 and 4 of this act, or for working capital, interest during construction and for a period of up to one year thereafter, debt service and other reserves, and the costs of issuing revenue obligations, a municipality may issue revenue bonds against the special fund or fund created from revenues or assessments. The revenue bonds so issued may be issued in one or more series and shall be dated, shall bear interest at such rate or rates, and shall mature at such time or times as may be determined by the legislative authority of the municipality, and may be made redeemable before maturity at such price or prices and under such terms and conditions as may be fixed by the legislative authority of the municipality prior to the issuance of the bonds. The legislative authority of the municipality shall determine the form of the bonds, including any interest coupons to be attached thereto, and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest. If an officer whose signature or a facsimile of whose signature appears on any bonds or coupons ceases to be such officer before the delivery of the bonds, the signature shall for all purposes have the same effect as if the officer had remained in office until the delivery. The bonds may be issued in coupon or in registered form or both, and provisions may be made for the registration of any coupon bonds as to the principal alone and also as to both principal and interest and for the reconversion into coupon bonds of any bonds registered as to both principal and interest. Bonds may be sold at public or private sale for such price and bearing interest at such fixed or variable rate as may be determined by the legislative authority of the municipality.

The principal of and interest on any revenue bonds shall be secured by a pledge of the revenues and receipts derived from the heating system, including any amounts pledged to be paid into a special fund in accordance with section 10 of this act, and may be secured by a mortgage covering all or any part of the system, including any enlargements of and additions to such system thereafter made. The revenue bonds shall state upon their face that they are payable from a special fund, naming it and the ordinance creating it, and that they do not constitute a general indebtedness of the municipality. The ordinance or resolution under which the bonds are authorized to be issued and any such mortgage may contain agreements and provisions respecting the maintenance of the system, the fixing and collection of rates and charges, the creation and maintenance of special funds from such revenues, the rights and remedies available in the event of default, and other matters improving the marketability of the revenue bonds, all as the legislative authority of the municipality deems advisable. Any revenue bonds issued under this chapter may be secured by a trust agreement by and between the municipality and a corporate trustee, which may be any trust company or bank having the powers of a trust company within the state. Any such trust agreement or ordinance or resolution providing for the issuance of such bonds may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of law. Any such trust agreement may set forth the rights and remedies of the bondholders and of the trustee and may restrict the individual right of action by bondholders as is customary in trust agreements or trust indentures.

Sec. 13. Revenue warrants may be issued and such warrants and interest thereon may be payable out of the special fund or refunded through the proceeds of the sale of refunding revenue warrants or revenue bonds. Every revenue warrant and the interest thereon issued against the special fund is a valid claim of the holder thereof only as against that fund and the amount of revenue pledged to the fund, and does not constitute an indebtedness of the authorized municipality. Every revenue warrant shall state on its face that it is payable from a special fund, naming it and the ordinance or resolution creating it.

Sec. 14. If a municipality fails to set aside and pay into the special fund created for the payment of revenue bonds and warrants the amount which it has obligated itself in the ordinance or resolution creating the fund to set aside and pay therein, the holder of any bond or warrant issued against the bond may bring suit against the municipality to compel it to do so.

Sec. 15. Sections 2 through 14 of this act shall constitute a new chapter in Title 54 RCW.

NEW SECTION. Sec. 16. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.*

Representatives Van Dyken and Vander Stoep spoke in favor of the amendment, and Mr. Scott spoke against it.

POINT OF ORDER

Mr. McDonald: "Mr. Speaker, I would like you to rule on the scope and object of this amendment."

POINT OF ORDER

Mr. Van Dyken: "Mr. Speaker, once debate has begun it's too late to raise this point of order."

The Speaker: "Representative Van Dyken, your point of order is well taken."

Debate continued. Representatives McGinnis, McDonald, Bond, Flanagan, James, Scott, Martinis, Clayton and Cantu spoke against the amendment, and Representatives Hine, Becker and Williams spoke in favor of it.

Mr. Sanders demanded the previous question and the demand was sustained.

The amendment was not adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3730, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Senate Bill No. 3730, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 4209, by Committee on Local Government (originally sponsored by Senators Fuller and Charnley):

Modifying procedures for forming and financing local improvement.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4209, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute Senate Bill No. 4209, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

REENGROSSED SUBSTITUTE SENATE BILL NO. 3797, by Committee on Energy and Utilities (originally sponsored by Senators Gould, Bottiger, Guess, Hemstad, Hurley, Scott, Williams, Woody and Moore):

Modifying provisions relating to the management of joint operating agencies.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendments, see Journal 94th Day, April 15, 1981.)

Mr. Isaacson moved adoption of the committee amendment striking everything after the enacting clause and inserting new material.

On motion of Mr. Hastings, the rules were suspended to allow amendments to the committee amendment.

Mr. Barnes moved adoption of the following amendment to the committee amendment:

On page 12, after line 33 insert new sections as follows:

*Sec. 6. Section 43.62.250, chapter 8, Laws of 1965 as amended by section 1, chapter 184, Laws of 1977 ex. sess. and RCW 43.52.250 are each amended to read as follows:

As used in this chapter and unless the context indicates otherwise, words and phrases shall mean:

'District' means a public utility district as created under the laws of the state of Washington authorized to engage in the business of generating and/or distributing electricity.

'City' means any city or town in the state of Washington authorized to engage in the business of generating and/or distributing electricity.

'Canada' means Canada or any province thereof.

'Operating agency' or 'joint operating agency' means a municipal corporation created pursuant to RCW 43.52.360, as now or hereafter amended.

'Public utility' means any person, firm or corporation, political subdivision or governmental subdivision including cities, towns and public utility districts engaged in or authorized to engage in the business of generating, transmitting or distributing electric energy.

'Revenue bonds or warrants' means bonds, notes, bond anticipation notes, warrants, certificates of indebtedness, commercial paper, refunding or renewal obligations, payable from a special fund or revenues of the utility properties operated by the joint operating agency.

Sec. 7. Section 43.52.3411, chapter 8, Laws of 1965 and RCW 43.52.3411 are each amended to read as follows:

For the purposes provided for in this chapter, an operating agency shall have power to issue revenue bonds or warrants payable from the revenues of the utility properties operated by it. Whenever the board of a joint operating agency shall deem it advisable to issue bonds or warrants to construct or acquire any public utility or any works, plants or facilities or any additions or betterments thereto or extensions thereof it shall provide therefor by resolution, which shall specify and adopt the system or plan proposed and declare the estimated cost thereof as near as may be. Such cost may include funds for working capital, for payment of expenses incurred in the acquisition or construction of the utility and for the repayment of advances made to the operating agency by any public utility district or city. Except as otherwise provided in RCW 43.52.343, all the provisions of law as now or hereafter in effect relating to revenue bonds or warrants of public utility districts shall apply to revenue bonds or warrants issued by the joint operating agency including, without limitation, provisions relating to: The creation of special funds and the pledging of revenues thereto; the time and place of payment of such bonds or warrants and the interest rate or rates thereon; the covenants that may be contained therein and the effect thereof; the execution, issuance, sale, funding, or refunding, redemption and registration of such bonds or warrants; and the status thereof as negotiable instruments, as legal securities for deposits of public moneys and as legal investments for trustees and other fiduciaries and for savings and loan associations, banks and insurance companies doing business in this state. However, for revenue bonds or warrants issued by an operating agency, the provisions under RCW 54.24.030 relating to additional or alternate methods for payment may be made a part of the contract with the holders of any revenue bonds or warrants of an operating agency. The board may authorize the managing director or the treasurer of the operating agency to sell revenue bonds or warrants maturing one year or less from the date of issuance, and to fix the interest rate or rates on such revenue bonds or warrants with such restrictions as the board shall prescribe.

Sec. 8. Section 43.52.343, chapter 8, Laws of 1965 and RCW 43.52.343 are each amended to read as follows:

All bonds issued by an operating agency shall be sold and delivered in such manner, at such rate or rates of interest and for such price or prices and at such time or times as the board shall deem in the best interests of the operating agency, whether by negotiation or to the highest and best bidder after such advertising for bids as the board of the operating agency may deem proper: PROVIDED, That the board may reject any and all bids so submitted and thereafter sell such bonds so advertised under such terms and conditions as it may deem most advantageous to its own interests.

NEW SECTION. Sec. 9. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 10. This act is necessary for the immediate preservation of the public peace, health, and safety, and the support of the state government and its existing public institutions, and shall take effect immediately."

Mr. Nelson (D) moved adoption of the following amendment to the Barnes amendment:

On page 3, line 37 after "of" strike "any" and on line 38 after "agency" insert "maturing in not less than six years from the date of issuance. For any revenue bonds or warrants maturing in six years or less

from the date of issuance, the operating agency may not issue additional revenue bonds or warrants to refund, exchange, convert or refinance such bonds in excess of the amount of principal reduced by the amount of interest on such bonds."

Mr. Nelson (D) spoke in favor of the amendment to the Barnes amendment, and Representatives Barnes and Scott spoke against it.

The amendment to the amendment was not adopted.

Mr. Nelson (D) moved adoption of the following amendment to the Barnes amendment:

On page 4, following line 8 add a new section as follows:

"NEW SECTION. Sec. 7. There is added to chapter 43.52 RCW a new section to read as follows:

Any joint operating agency which has issued or plans to issue obligations in excess of two billion dollars shall retain two or more firms to provide it with advice on its financing program."

Renumber the remaining sections consecutively.

Mr. Nelson (D) spoke in favor of the amendment to the amendment, and Representatives Barnes and Scott spoke against it.

The amendment to the amendment was not adopted.

Ms. Hine moved adoption of the following amendment to the Barnes amendment:

On page 4, line 13 after "issued" insert "until June 30, 1983"

Ms. Hine spoke in favor of the amendment to the amendment, and Mr. Barnes spoke against it.

POINT OF INQUIRY

Mr. Barnes yielded to question by Ms. Rinehart.

Ms. Rinehart: "Could you elaborate on why 1983 is too short a time?"

Mr. Barnes: "WPPSS is going to have to go to the market on a regular basis from now on for a number of years beyond 1983. Of course, we could come back and allow them to do this, but I believe that's putting a burden on us that we don't need plus putting an amount of uncertainty on the WPPSS and their financing methods. I don't believe that what they need right now is more uncertainty."

Ms. Rinehart spoke in favor of the amendment to the amendment.

The amendment by Representative Hine to the Barnes amendment was not adopted.

Ms. Hine moved adoption of the following amendment to the Barnes amendment:

On page 4, after line 29 add a new section as follows:

"NEW SECTION. Sec. 8. There is added to chapter 43.52 RCW a new section to read as follows:

After June 30, 1983, all bonds issued by an operating agency shall be sold to the highest and best bidder after such advertising for bids as the board of the operating agency may deem proper: PROVIDED, That the board may reject any and all bids so submitted and thereafter sell such bonds so advertised under such terms and conditions as it may deem most advantageous to its own interests."

Renumber the remaining sections consecutively.

Ms. Hine spoke in favor of the amendment to the amendment, and Representatives Scott and Barnes spoke against it.

The amendment to the amendment was not adopted.

The Speaker (Mr. Amen presiding) declared the question before the House to be the amendment by Representative Barnes.

Representatives Barnes and Scott spoke in favor of the Barnes amendment to the committee amendment, and it was adopted.

POINT OF INFORMATION

Ms. Sommers: "Mr. Speaker, if you will look around this room you will see a group of exhausted legislators who are having a difficult time following what's going on. We are dealing with complex legislation. My point of information is, when are we going to adjourn?"

The Speaker (Mr. Amen presiding): "I haven't heard yet, Representative Sommers."

Ms. Sommers: "11:30?"

The Speaker (Mr. Amen presiding): "Not 11:30; we are still continuing."

Mr. Wang moved adoption of the following amendment to the committee amendment:

On page 12, following section 5 add a new section as follows:

"NEW SECTION, Sec. 6. There is added to chapter 43.52 RCW a new section to read as follows:

At least once each year, each electric company participating in any project of the operating agency shall hold a public rate hearing to advise its ratepayers of the impact on the company's total indebtedness, financing, and present and future rates resulting from the rollover or refunding of any obligation of the operating agency and any revenue bonds or warrants issued by the operating during the preceding year. A summary of such information shall be provided by the company to its ratepayers in its next regular billing statement to each of its customers, and such summary shall be in such form as to inform each class of customer of the present and future impact of the operating agency's obligations on the company's rates for each class of customer."

Mr. Wang spoke in favor of the amendment to the committee amendment, and Representatives Scott and Barnes spoke against it.

Mr. King (R) demanded an electric roll call vote and the demand was sustained.

Representatives Rinehart and Nelson (D) spoke in favor of the amendment to the committee amendment, and Mr. Isaacson spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Wang to the committee amendment to Reengrossed Substitute Senate Bill No. 3797, and the amendment was not adopted by the following vote: Yeas, 39; nays, 58; not voting, 1.

Yea: Representatives Becker, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Flanagan, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Gallagher, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Bender.

Ms. Rinehart moved adoption of the following amendment to the committee amendment:

On page 12, after line 33 insert new sections as follows:

"NEW SECTION, Sec. 6. The legislature directs that an independent study shall be made of the feasibility of completion and operation of the Washington Public Power Supply System (WPPSS) Nuclear Projects Nos. Four and Five, which are the least advanced in construction of the five WPPSS projects. The study shall examine the cost-effectiveness, need for, and financing of the plants, including, but not limited to the following:

(1) The probability of successful financing of plant construction, including analysis of inflation effects, probable interest rates, future monetary policy, market reaction to financing arrangements, and risks associated with such financing arrangements;

(2) The probable ultimate costs and schedule for completing each plant assuming that: (a) Construction continues without a deferral, and (b) construction is completed after a deferral lasting as long as ten years;

(3) The probable cost of power produced by each plant throughout the period of plant operation;

(4) The electric rates that are to be expected assuming that each plant is completed according to the determinations under subsection (2) of this section, including costs of substitutes for the outputs of each plant if the plant's completion is subject to a deferral, the plant is not completed, or the plant ceases operation before the plant is finally amortized;

(5) The need for projected output of each plant considering projected demand for electricity, other supply or conservation programs that will be initiated during the period before each plant would be on line, and the availability of and potential for using alternative resources and conservation in new programs which could be undertaken;

(6) The market for and probable rate at which surplus electricity, if any, could be sold outside the Pacific Northwest region; and

(7) The cost-effectiveness of available energy alternatives as compared to continued investment in each plant, considering among other factors life cycle costs, time of availability, and options for the disposition of uncompleted plants.

NEW SECTION, Sec. 7. The legislature intends that the study described in section 6 of this act shall be managed and conducted by an independent research unit, recognized both for expertise in the investigation of electric energy supply and demand in the Pacific Northwest, particularly the process of electric generation by nuclear fission, and for objectivity in past research. The joint Washington energy research center of the University of Washington and Washington State University shall conduct this study through its affiliate office of applied energy studies of Washington State University. A study director shall be appointed by

Washington State University. The study director shall contract with nationally recognized expert and disinterested consultants as needed for expeditious completion of the study. WPPSS shall provide unrestricted access to its personnel and records to the persons, including consultants, conducting the study.

The legislative budget committee shall monitor the fiscal administration of the study described in section 6 of this act and may require adherence to such fiscal practices as are appropriate to the needs of the state and the intent of this section and section 6 of this act.

The study director shall assemble an advisory panel which shall provide technical advice and support for the study. Experts from the private sector in the fields of public works construction and finance shall be included on the panel.

NEW SECTION. Sec. 8. The study required by section 6 of this act is needed as expeditiously as possible and shall be completed by March 15, 1982. The study director shall report periodically upon the concurrent request of the chairmen of the energy and utility committees of the senate and the house of representatives regarding study progress and preliminary findings and shall provide a draft report to the Washington state legislature by January 31, 1982.

A full report of the findings and recommendations in the study shall be submitted by the office of applied energy studies of the Washington energy research center to the governor, the speaker of the house of representatives, the president of the senate, the chairmen of the energy and utilities committees of the senate and house of representatives, the managing director and the president of the board of directors of the Washington Public Power Supply System, and the governing body of each participant in the projects.

NEW SECTION. Sec. 9. There is hereby appropriated to Washington State University the sum of one million five hundred thousand dollars or so much thereof as is necessary for the 1981-83 biennium from the state general fund to be used for the sole purpose of paying the costs of conducting the study under section 6 of this act.

NEW SECTION. Sec. 10. The Washington Public Power Supply System shall reimburse the state general fund in the amount of one million five hundred thousand dollars or so much thereof as is paid from the state general fund to Washington State University for the sole purpose of conducting the study which is the subject of section 6 of this act and such reimbursement shall be made to the state general fund upon completion of the study, but in no event later than June 30, 1982. The moneys reimbursed shall be considered part of the costs of construction of WPPSS Projects No. Four and Five."

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker, the amendment appears to be out of scope and object with the remainder of the bill."

SPEAKER'S RULING (MR. AMEN PRESIDING)

The Speaker (Mr. Amen presiding): "Representative Nelson, your point is well taken. It does expand the remainder of the bill and is out of scope and object."

The Speaker (Mr. Amen presiding) declared the question before the House to be the committee amendment as amended.

Mr. Isaacson spoke in favor of the committee amendment, and Mr. Nelson (D) spoke against it.

The committee amendment as amended was adopted.

On motion of Mr. Isaacson, the committee amendment to the title was adopted.

On motion of Mr. Barnes, the following amendment to the title was adopted:

On page 1 line 6 of the title after ".378;" insert "amending section 43.52.250, chapter 8, Laws of 1965 as amended by section 1, chapter 184, Laws of 1977 ex. sess. and RCW 43.52.250; amending section 43.52-.3411, chapter 8, Laws of 1965 and RCW 43.52.3411; amending section 43.52.343, chapter 8, Laws of 1965 and RCW 43.52.343; declaring an emergency;"

MOTION

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and the bill be placed on final passage.

A division was called.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advance Reengrossed Substitute Senate Bill No. 3797 as amended by the House to final passage, and the motion failed to receive the required two-thirds majority by the following vote: Yeas, 62; nays, 35; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representative Bender.

Reengrossed Substitute Senate Bill No. 3797 as amended by the House was passed to Committee on Rules for third reading.

The Speaker resumed the Chair.

HOUSE BILL NO. 749, by Committee on Revenue and Representatives Nelson (G) and Greengo:

Permitting additional local sales and use taxes.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 749 was substituted for House Bill No. 749, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 749 was read the second time.

On motion of Mr. Sanders, the following amendment by Representatives Sanders and Stratton was adopted:

On page 4, line 4 after "RCW 82.14.030(2)" insert "or code city with a population in excess of fifty thousand imposing a tax under RCW 35A.82.020 after October 1, 1981"

On motion of Mr. Tilly, the following amendment by Representatives Tilly, Sanders and Bond was adopted:

On page 4, strike lines 1 through 10 and insert:

"NEW SECTION. Sec. 4. There is added to chapters 35.22, 35.23, 35.24, 35.27, 35A.82 and 82.14 RCW a new section to read as follows:

Every county, city or town imposing a business and occupation tax for the privilege of engaging in business which is calculated as a percentage of gross income, or a tax imposed under RCW 82.14.030(2), shall provide a citizen initiative process which may be used by the citizens of the county, city or town to repeal the tax imposed after October 1, 1980. The initiative process shall not contain requirements which are more stringent than the requirements for state initiatives under chapter 29.79 RCW."

Mr. Addison moved adoption of the following amendment by Representatives Addison and Salatino:

On page 4, after line 10 insert "No legislative body of a county of city may impose a tax under RCW 82.14.030(2) without submitting the proposition to the voters and obtaining the approval of a majority of persons voting thereon."

Representatives Addison, Salatino and Flanagan spoke in favor of the amendment, and Representative Nelson (G) spoke against it.

Representatives Addison and Salatino spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Addison and Salatino to Substitute House Bill No. 749, and the amendment was adopted by the following vote: Yeas, 60; nays, 37; not voting, 1.

Voting yea: Representatives Addison, Barnes, Berleen, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Erickson, Fiske, Gallagher, Garson, Grimm, Hastings, Heck, Hine, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Stratton, Taylor, Teutsch, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams.

Voting nay: Representatives Amen, Barr, Barrett, Becker, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Flanagan, Galloway, Garrett, Granlund, Greengo, Gruger, Hankins, Houchen, Isaacson, Lane, Nelson G. A., Nickell, Prince, Rosbach, Smith, Sommers, Sprague, Struthers, Thompson, Tupper, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Mr. James moved adoption of the following amendment by Representatives James, Lundquist and Hastings:

On page 4, line 10 after "RCW." insert "Any tax imposed under RCW 82.14.030(2) shall be effective until the first day of January following the last general election falling within two years after the tax was imposed or reapproved, unless extended by the approval of a majority of the persons voting upon a reapproval proposition submitted to the voters at the general election."

The amendment was not adopted.

Mr. Nelson (D) moved adoption of the following amendment:

On page 2, line 6 after "way," strike "and" and on line 7 after "facilities" insert ", and parks or other public uses as long as there is no loss of residential density"

Representatives Nelson (D) and Van Dyken spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Nelson (D) to Substitute House Bill No. 749, and the amendment was not adopted by the following vote: Yeas, 41; nays, 56; not voting, 1.

Voting yea: Representatives Barnes, Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Fiske, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hinc, King J., King R., Kreidler, Lux, Maxie, McDonald, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Pruitt, Rinehart, Rust, Scott, Sherman, Sommers, Tilly, Valle, Van Dyken, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Mr. Greengo moved adoption of the following amendment:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 82.02.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 196, Laws of 1979 ex. sess. and RCW 82.02.020 are each amended to read as follows:

Except only as expressly provided in RCW 67.28.180 and 67.28.190 and the provisions of chapter 82.14 RCW, the state preempts the field of imposing taxes upon retail sales of tangible personal property, the use of tangible personal property, parimutuel wagering authorized pursuant to RCW 67.16.060, conveyances, and cigarettes, and no county, town, or other municipal subdivision shall have the right to impose taxes of that nature.

Without explicit authorization from the legislature, a county, city or town, or other municipal subdivision shall not impose taxes, either direct or indirect, whether under the name of a tax, excise, fee, or other description, on the construction or reconstruction of residential buildings, commercial buildings, industrial buildings, or any other building or building space or appurtenances thereto, or the development or subdivision of land. The legislature finds that dedication of land constitutes a tax for purposes of this section: PROVIDED, That this section shall not preclude dedications of land or easements for roads, streets, sidewalks, rights of way, and utilities, including surface water drainage facilities, which are reasonably necessary as a direct result of the proposed development to which the dedication requirement is to apply.

Nothing in this section precludes the imposition of business and occupation taxes measured by gross income or of sales and use taxes under chapter 82.14 RCW.

Nothing in this section prohibits cities, towns, or counties from collecting reasonable fees from an applicant for a permit or other governmental approval to cover the cost to the city, town, or county of processing applications, inspecting and reviewing plans, or preparing detailed statements required by chapter 43.21C RCW.

This section does not limit the existing authority of any city, town, or county to impose special assessments on property specially benefited thereby in the manner prescribed by law.

Sec. 2. Section 4, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.030 are each amended to read as follows:

(1) The governing body of any county or city while not required by legislative mandate to do so, may, by resolution or ordinance for the purposes authorized by this chapter, fix and impose a sales and use tax in accordance with the terms of this chapter. Such tax shall be collected from those persons who are taxable by the state pursuant to chapters 82.08 and 82.12 RCW, upon the occurrence of any taxable event within the county or city as the case may be. The rate of such tax imposed by a county shall be five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). The rate of such tax imposed by a city shall not exceed five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax): PROVIDED, HOWEVER, That in the event a county shall impose a sales and use tax under this subsection, the rate of such tax imposed under this subsection by any city therein shall not exceed four hundred and twenty-five one-thousandths of one percent.

(2) In addition to the tax authorized in subsection (1) of this section, the governing body of any county or city may by resolution or ordinance impose an additional sales and use tax in accordance with the terms of this chapter. The additional tax shall be collected upon the same taxable events upon which the tax imposed under subsection (1) of this section is levied. The rate of the additional tax imposed by a county shall be five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). The rate of the additional tax imposed by a city shall be five-tenths of one percent

of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax): PROVIDED HOWEVER, That in the event a county shall impose a sales and use tax under this subsection, the rate of the tax imposed under this subsection by any city therein shall be four hundred and twenty-five one-thousandths of one percent: PROVIDED FURTHER, That the tax authorized in this subsection shall be in lieu of any charges, fees, or taxes or dedication prohibited by RCW 82.02.020.

Sec. 3. Section 5, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.040 are each amended to read as follows:

(1) Any county ordinance adopted (~~pursuant to this chapter~~) under RCW 82.14.030(1) shall contain, in addition to all other provisions required to conform to this chapter, a provision allowing a credit against the county tax imposed under RCW 82.14.030(1) for the full amount of any city sales or use tax imposed under RCW 82.14.030(1) upon the same taxable event.

(2) Any county ordinance adopted under RCW 82.14.030(2) shall contain, in addition to all other provisions required to conform to this chapter, a provision allowing a credit against the county tax imposed under RCW 82.14.030(2) for the full amount of any city sales or use tax imposed under RCW 82.14.030(2) upon the same taxable event.

NEW SECTION. Sec. 4. There is added to chapter 82.14 RCW a new section to read as follows:

Every county and city establishing a tax for the act or privilege of engaging in business activities measured by gross income under RCW 35.22.280(32) after October 1, 1980 or imposing a tax under RCW 82.14.030(2) shall provide a citizen initiative process which may be used by the citizens of the county or city, as the case may be, to repeal the tax imposed under RCW 35.22.280(32) after October 1, 1980 or under RCW 82.14.030(2). The initiative process shall not contain requirements which are more stringent than the requirements for state initiatives under chapter 29.79 RCW. The amendment to RCW 82.02.020 by section 1 of this 1981 act does not apply to any county or city which is not imposing a tax under RCW 82.14.030(2) because of a repeal under this section.

Sec. 5. Section 6, chapter 94, Laws of 1970 ex. sess. as amended by section 3, chapter 296, Laws of 1971 ex. sess. and RCW 82.14.050 are each amended to read as follows:

The counties, metropolitan municipal corporations and cities shall contract, prior to the effective date of a resolution or ordinance imposing a sales and use tax, the administration and collection to the state department of revenue, which shall deduct a percentage amount, as provided by contract, not to exceed ~~((two))~~ one percent of the taxes collected for administration and collection expenses incurred by the department. The remainder of any portion of any tax authorized by this chapter which is collected by the department of revenue shall be deposited by the state department of revenue in a special fund under the custody of the state treasurer to be known as the local sales and use tax revolving fund. All administrative provisions in chapters 82.03, 82.08, 82.12, and 82.32 RCW, as they now exist or may hereafter be amended, shall, insofar as they are applicable to state sales and use taxes, be applicable to taxes imposed pursuant to this chapter.

Sec. 6. Section 1, chapter 87, Laws of 1972 ex. sess. as last amended by section 4, chapter 175, Laws of 1979 ex. sess. and RCW 82.44.150 are each amended to read as follows:

(1) The director of licensing shall on the twenty-fifth day of February, May, August and November of each year, commencing with November, 1971, advise the state treasurer of the total amount of motor vehicle excise taxes remitted to the department of licensing during the preceding calendar quarter ending on the last day of March, June, September and December, respectively, except for those payable under RCW 82.44.030 and 82.44.070, from motor vehicle owners residing within each municipality which has levied a tax under RCW 35.58.273, which amount of excise taxes shall be determined by the director as follows:

The total amount of motor vehicle excise taxes remitted to the department, except those payable under RCW 82.44.030 and 82.44.070, from each county shall be multiplied by a fraction, the numerator of which is the population of the municipality residing in such county, and the denominator of which is the total population of the county in which such municipality or portion thereof is located. The product of this computation shall be the amount of excise taxes from motor vehicle owners residing within such municipality or portion thereof. Where the municipality levying a tax under RCW 35.58.273 is located in more than one county, the above computation shall be made by county, and the combined products shall provide the total amount of motor vehicle excise taxes from motor vehicle owners residing in the municipality as a whole. Population figures required for these computations shall be supplied to the director by the office of financial management, who shall adjust the fraction annually.

(2) On the first day of the months of January, April, July, and October of each year, the state treasurer based upon information provided by the department of licensing shall make the following apportionment and distribution of motor vehicle excise taxes deposited in the general fund. A sum equal to seventeen percent thereof shall be paid to cities and towns in the proportions and for the purposes hereinafter set forth; a sum equal to seventy percent of all motor vehicle excise tax receipts shall be allocable to the state school equalization fund and credited and transferred each year in the following order of priority:

(a) The amount required and certified by the state finance committee each year as being necessary for payment of principal of and interest on bonds authorized by ~~((chapter 26, Laws of 1963 extraordinary session))~~ RCW 28A.47.760 through 28A.47.774 in the ensuing twelve months and any additional amounts required by the covenants of such bonds shall be transferred from the state school equalization fund to the 1963 public school building bond retirement fund.

(b) Any remaining amounts in the state school equalization fund from the motor vehicle excise taxes not required for debt service on the above bond issues shall be transferred and credited to the general fund.

(3) The amount payable to cities and towns shall be apportioned among the several cities and towns within the state (~~(ratably, on the basis of the population as last determined by the office of financial management)~~) according to the following formula:

(a) Sixty-five percent of the sum specified in subsection (2) of this section to be paid to cities and towns shall be apportioned ratably on the basis of population as last determined by the office of financial management.

(b) Thirty-five percent of the sum specified in subsection (2) of this section to be paid to cities and towns shall be apportioned to cities and towns under section 7 of this 1981 act.

(4) When so apportioned, the amount payable to each such city and town shall be transmitted to the city treasurer thereof, and shall be utilized by such city or town for the purposes of police and fire protection and the preservation of the public health therein, and not otherwise. In case it be adjudged that revenue derived from the excise tax imposed by this chapter cannot lawfully be apportioned or distributed to cities or towns, all moneys directed by this section to be apportioned and distributed to cities and towns shall be credited and transferred to the state general fund.

(5) On the first day of the months of January, April, July, and October of each year, the state treasurer, based upon information provided by the department of licensing, shall remit motor vehicle excise tax revenues imposed and collected under RCW 35.58.273 as follows:

(a) The amount required to be remitted by the state treasurer to the treasurer of any municipality levying the tax shall not exceed in any calendar year the amount of locally-generated tax revenues, excluding the excise tax imposed under RCW 35.58.273 for the purposes of this section, which shall have been budgeted by the municipality to be collected in such calendar year for any public transportation purposes including but not limited to operating costs, capital costs, and debt service on general obligation or revenue bonds issued for these purposes; and

(b) In no event may the amount remitted in a single calendar quarter exceed the amount collected on behalf of the municipality under RCW 35.58.273 during the calendar quarter next preceding the immediately preceding quarter.

(6) At the close of each calendar year accounting period, but not later than April 1, each municipality that has received motor vehicle excise taxes under subsection (5) of this section shall transmit to the director of licensing and the state auditor a written report showing by source the previous year's budgeted tax revenues for public transportation purposes as compared to actual collections. Any municipality that has not submitted the report by April 1 shall cease to be eligible to receive motor vehicle excise taxes under subsection (5) of this section until the report is received by the director of licensing. If a municipality has received more or less money under subsection (5) of this section for the period covered by the report than it is entitled to receive by reason of its locally-generated collected tax revenues, the director of licensing shall, during the next ensuing quarter that the municipality is eligible to receive motor vehicle excise tax funds, increase or decrease the amount to be remitted in an amount equal to the difference between the locally-generated budgeted tax revenues and the locally-generated collected tax revenues. In no event may the amount remitted for a calendar year exceed the amount collected on behalf of the municipality under RCW 35.58.273 during that same calendar year. At the time of the next fiscal audit of each municipality, the state auditor shall verify the accuracy of the report submitted and notify the director of licensing of any discrepancies.

(7) The motor vehicle excise taxes imposed under RCW 35.58.273 and required to be remitted under this section shall be remitted without legislative appropriation.

(8) Any municipality levying and collecting a tax under RCW 35.58.273 which does not have an operating, public transit system or a contract for public transportation services in effect within one year from the initial effective date of the tax shall return to the state treasurer all motor vehicle excise taxes received under subsection (5) of this section.

NEW SECTION. Sec. 7. There is added to chapter 82.14 RCW a new section to read as follows:

There is created in the state general fund a special account to be known as the "municipal sales and use tax equalization account." Into this account shall be placed such revenues as are provided under RCW 82.44.150(3)(b). Funds in this account shall be allocated by the state treasurer according to the following procedure:

(1) Prior to April 1st of each year the director of revenue shall inform the state treasurer of the total and the per capita levels of revenues for each city and the state-wide weighted average per capita level of revenues for all cities imposing the sales and use tax authorized under RCW 82.14.030(1) for the previous calendar year.

(2) At such times as distributions are made under RCW 82.44.150, as now or hereafter amended, the state treasurer shall apportion to each city not imposing the sales and use tax under RCW 82.14.030(2) an amount from the municipal sales and use tax equalization account equal to the amount distributed to the city under RCW 82.44.150(3)(a) multiplied by thirty-five sixty-fifths.

(3) Subsequent to the distributions under subsection (2) of this section, and at such times as distributions are made under RCW 82.44.150, as now or hereafter amended, the state treasurer shall apportion to each city imposing the sales and use tax under RCW 82.14.030(1) at the maximum rate and receiving less than seventy percent of the state-wide average per capita level of revenues for all cities as determined by the department of revenue under subsection (1) of this section, an amount from the municipal sales and use tax equalization account sufficient, when added to the per capita level of revenues received the previous calendar year by the city, to equal seventy percent of the state-wide weighted average per capita level of revenues for all cities determined under subsection (1) of this section, subject to reduction under subsection (5) of this section.

(4) Subsequent to the distributions under subsection (3) of this section, and at such times as distributions are made under RCW 82.44.150, as now or hereafter amended, the state treasurer shall apportion to each city imposing the sales and use tax under RCW 82.14.030(2) and receiving a distribution under subsection (3) of this section, a third distribution from the municipal sales and use tax equalization account. The distribution to each qualifying city shall be equal to the distribution to the city under subsection (3) of this section, subject to the reduction under subsection (5) of this section. To qualify for the distributions under this subsection, the city must impose the tax under RCW 82.14.030(2) for the entire year. Cities imposing the tax for less than the full year shall qualify for prorated allocations under this subsection proportionate to the number of months of the year during which the tax is imposed.

(5) If inadequate revenues exist in the municipal sales and use tax equalization account to make the distributions under subsection (3) or (4) of this section, then the distributions under subsection (3) or (4) of this section shall be reduced ratably among the qualifying cities. At such time during the year as additional funds accrue to the municipal sales and use tax equalization account, additional distributions shall be made under subsections (3) and (4) of this section to the cities.

(6) If the level of revenues in the municipal sales and use tax equalization account exceeds the amount necessary to make the distributions under subsections (2) through (4) of this section, then the additional revenues shall be apportioned among the several cities within the state ratably on the basis of population as last determined by the office of financial management.

NEW SECTION. Sec. 8. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 9. This act is necessary for the immediate preservation of the public peace, health and safety, the support of local government and their existing public institutions, and shall take effect on July 1, 1981. If section 1 of this act does not take effect, section 3 of this act is void and of no force."

Mr. Nelson (D) moved adoption of the following amendment to the Greengo amendment:

On page 2, line 10 of the amendment after "way," insert "and parks or other public uses as long as there is no loss of residential density"

Representatives Nelson (D) and Nisbet spoke in favor of the amendment to the amendment, and Representatives Barrett and Sprague spoke against it.

POINT OF PARLIAMENTARY INQUIRY

Ms. Rinehart: "We are now considering the Nelson amendment to the Greengo amendment? What will be the effect of this amendment if it passes on all the amendments we have already passed to this bill?"

The Speaker: "If the Nelson amendment passes it would have no other effect on the other amendments, but if the Greengo amendment passes, it would wipe out all the previous amendments that have gone before us."

Ms. Lane spoke against the Nelson (D) amendment to the Greengo amendment.

Mr. Padden demanded the previous question and the demand was sustained.

The amendment to the amendment was not adopted.

On motion of Mr. Tilly, the following amendment by Representatives Tilly, Sanders and Bond to the Greengo amendment was adopted:

On page 5, strike lines 15 through 34 and insert:

***NEW SECTION.** Sec. 4. There is added to chapters 35.22, 35.23, 35.24, 35.27, 35A.82 and 82.14 RCW a new section to read as follows:

Every county, city or town imposing a business and occupation tax for the privilege of engaging in business which is calculated as a percentage of gross income, or a tax imposed under RCW 82.14.030(2), shall provide a citizen initiative process which may be used by the citizens of the county, city or town to repeal the tax imposed after October 1, 1980. The initiative process shall not contain requirements which are more stringent than the requirements for state initiatives under chapter 29.79 RCW."

Mr. Addison moved adoption of the following amendment to the amendment:

On page 5 of the amendment after line 34 insert "No legislative body of a county or city may impose a tax under RCW 82.14.030(2) without submitting the proposition to the voters and obtaining the approval of a majority of persons voting thereon."

Mr. Addison spoke in favor of the amendment to the amendment, and Mr. Bond spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Addison and Salatino to the Greengo amendment to Substitute House Bill No. 749, and the amendment to the amendment was adopted by the following vote: Yeas, 54; nays, 43; not voting, 1.

Voting yea: Representatives Addison, Barnes, Berleen, Brekke, Brown, Burns, Cantu, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Garson, Grimm, Hastings, Heck, James, Johnson, King J., King R., Kreidler, Leonard, Lundquist, Lux, Maxie, McCormick, McGinnis, Nelson D., Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sommers, Stratton, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Walk, Wang, Warnke, Williams.

Voting nay: Representatives Amen, Barr, Barrett, Becker, Bickham, Bond, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garrett, Granlund, Greengo, Gruger, Hankins, Hine, Houchen, Isaacson, Lane, Lewis, Martinis, McDonald, Mitchell, Monohon, Nelson G. A., Nickell, Prince, Rosbach, Smith, Sprague, Struthers, Thompson, Valle, Vander Stoep, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

The Speaker stated the question before the House to be the amendment by Representative Greengo as amended.

Representatives Greengo, Lundquist and Nelson (G) spoke in favor of the amendment as amended, and Ms. Rinehart spoke against it.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Ms. Hine.

Ms. Hine: "Representative Nelson, is it your understanding that any city or county that does not choose to request the sales tax may still levy the development fee?"

Mr. Nelson (G): "Yes."

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. Van Dyken.

Mr. Van Dyken: "Representative Nelson, is there latitude within this bill for a jurisdiction to impose a rate of increase somewhere between zero percent and one-half of one percent, or do they have no option; they have to go all the way?"

Mr. Nelson (G): "No, there is no option, Representative Van Dyken, and this comes by virtue of the recommendations made by the Department of Revenue to try and hold down the checkerboard activity that might otherwise occur across the state. It's a lot easier to have any one jurisdiction impose just the one."

Mr. Van Dyken spoke in favor of the amendment as amended, and Mr. Nelson (D) spoke against it.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Ms. Sommers.

Ms. Sommers: "Representative Nelson, Representative Hine asked a question and I have to ask you the question again because I have been thumbing through this sixteen pages, and I can't find the answer to her question. If a city or county does not impose the sales tax, is it then permitted to impose the development fee. If the answer is yes, could you point out where it says so in there?"

Mr. Nelson (G): "It's my understanding that that is the case. I can't give you the citation without sitting down and going through it, however."

Ms. Sommers: "Well, it's not all that long. Is there anyone else on the floor who can answer the question?"

Mr. Greengo: "Representative Sommers, I believe it's in section 9, which says that if that section doesn't apply then the other portion is void. The net effect is that I think you are right, there is only one way that you could have an up-front fee. If you impose the tax, the voters get up an initiative and then turn it down. In that case, you can have up-front fees; otherwise, this bill is a prohibition of up-front fees."

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Greengo as amended, and the amendment was adopted by the following vote: Yeas, 53; nays, 44; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Greengo, Gruger, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist,

Martinis, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Patrick, Prince, Sanders, Schmidt, Scott, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Heck, King J., King R., Kreidler, Lane, Lux, Maxie, McCormick, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Vander Stoep, Walk, Wang, Warnke, Williams.

Not voting: Representative Bender.

On motion of Mr. Tilly, the following amendment to the title was adopted:

On page 1, line 11 of the title after "81.44.150;" insert "adding a new section to chapter 35.22; adding a new section to chapter 35.23; adding a new section to chapter 35.24; adding a new section to chapter 35.27; adding a new section to chapter 35A.82;"

The bill was ordered engrossed.

MOTION

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 749 be placed on final passage.

Mr. King (R) spoke against the motion.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advance Engrossed Substitute House Bill No. 749 to final passage, and the motion failed to receive the required two-thirds majority by the following vote: Yeas, 55; nays, 42; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Van Dyken, Walk, Wang, Warnke.

Not voting: Representative Bender.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Tuesday, April 21, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

ONE HUNDREDTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, April 21, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Linda Fowells and Ty Anderson. Prayer was offered by Rabbi Raphael Levine, Rabbi Ameratus of the Temple De Hirsch of Seattle.

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

MESSAGE FROM THE GOVERNOR

April 20, 1981

To the Honorable, The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I have the honor to advise you that on April 20, 1981, Governor Spellman approved the following House Bills, entitled:

HOUSE BILL NO. 52: Relating to school districts;

SUBSTITUTE HOUSE BILL NO. 307: Relating to unemployment compensation.

Sincerely,
Marilyn Showalter, Counsel.

MESSAGES FROM THE SENATE

April 20, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED HOUSE BILL NO. 143,
SENATE BILL NO. 3592,
REENGROSSED SUBSTITUTE SENATE BILL NO. 3843,
SUBSTITUTE SENATE BILL NO. 3927,
ENGROSSED SENATE BILL NO. 3931,
SENATE BILL NO. 4363,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 20, 1981

Mr. Speaker:

The Senate has failed to pass: SUBSTITUTE HOUSE BILL NO. 203,
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 20, 1981

Mr. Speaker:

The President has signed:

HOUSE BILL NO. 96,
SUBSTITUTE HOUSE BILL NO. 264,
SUBSTITUTE HOUSE BILL NO. 302,
SUBSTITUTE HOUSE BILL NO. 374,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

HOUSE BILL NO. 755, by Representatives Prince, Fiske and Erickson:

AN ACT Relating to sales taxation; and amending section 82.08.010, chapter 15, Laws of 1961 as last amended by section 18, chapter 149, Laws of 1967 ex. sess. and RCW 82.08.010.

To Committee on Revenue

SENATE BILL NO. 3592, by Senators Craswell and Woody:

Permitting interest payments on county revenue bonds during construction of facilities.

To Committee on Local Government

REENGROSSED SUBSTITUTE SENATE BILL NO. 3843, by Committee on Ways and Means (originally sponsored by Senators Scott, McDermott, Jones and Hayner – by Office of Financial Management request):

Adopting the capital budget.

To Committee on Ways and Means

SUBSTITUTE SENATE BILL NO. 3927, by Committee on Transportation (originally sponsored by Senators Charnley, Guess and Patterson – by Utilities and Transportation Commission request):

Funding installation of railroad crossing protective devices.

To Committee on Transportation

ENGROSSED SENATE BILL NO. 3931, by Senators Gaspard, Hemstad and Shipoch (by Washington State Deferred Compensation Committee request):

Revising laws relating to deferred compensation plans.

To Committee on Appropriations – General Government

SENATE BILL NO. 4363, by Senators Shipoch and Scott:

Modifying provisions relating to state funds.

To Committee on Appropriations – General Government

MOTION

On motion of Mr. Nelson (G), the bills listed on today's agenda under the fourth order of business were considered first reading and were referred to the committees designated.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 24, by Representative Valle:

Requesting the federal government to establish the National Academy of Peace and Conflict Resolution.

The resolution was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Representatives Valle and Pruitt spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 24, and the resolution was adopted by the following vote: Yeas, 91; nays, 6; not voting, 1.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barnes, Dawson, Fiske, James, Schmidt, Sprague.

Not voting: Representative Bender.

House Concurrent Resolution No. 24, having received the constitutional majority, was declared adopted.

MOTION

On motion of Ms. Valle, the rules were suspended to allow additional sponsors to sign on the resolution.

Representatives McCormick, Martinis, Maxie, Nelson (D) and Hankins added their names as sponsors of House Concurrent Resolution No. 24.

MOTION

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

RESOLUTION

HOUSE RESOLUTION NO. 81-40, by Representatives O'Brien, Polk, North, Gallagher, Nelson (G), King (R), Greengo, Ellis, Valle, Burns, Pruitt, Rinehart, Garrett, Brekke, Eng, Gruger, Teutsch, Wilson, Flanagan, Maxie, Rust, Lux, Sherman, Granlund, Warnke, McCormick, Erickson, Bender and Hine:

WHEREAS, Rabbi Raphael Levine has dedicated his life to a better understanding between peoples of all races, colors and faiths, and with the deep conviction that we are brothers in our common humanhood; and

WHEREAS, Rabbi Raphael Levine is approaching his eightieth birthday anniversary and during his life span has served as Rabbi of Temple De Hirsch and continues to be active as a popular lecturer and writer, and has received seven "Man of the Year" awards for services to intergroup relations and the first "Outstanding Citizen" award for his contribution to religious understanding; and

WHEREAS, Rabbi Raphael Levine has demonstrated that a priest from the Irish countryside and a Rabbi from a Russian ghetto could prove through dramatic dialogue and compelling photography that Jewish and Christian understanding can become a way of life; and

WHEREAS, Rabbi Raphael Levine along with Father William Treacy appeared for fourteen years every Sunday on the television program, "Challenge," featuring a Protestant, a Catholic and a Jew, which was particularly noted for its complete understanding of the freedom of thought and the expression of religious tolerance and understanding. The program was presented with a special National Award by the National Conference of Christian and Jews; and

WHEREAS, This relationship of Rabbi Raphael Levine and Father William Treacy developed a beautiful brotherhood between two persons from different religious faiths and showed in their lives that an agreement and conformity are not necessary in every instance; and

WHEREAS, Rabbi Raphael Levine and Father William Treacy through this strong bond of friendship collaborated in writing the very popular book entitled Wild Branch on the Olive Tree, which is a sincere and brilliant effort to inspire and help us to seek truth even if it doesn't fit our preconceived ideas;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives of the state of Washington extend its heartiest congratulations and best wishes to Rabbi Raphael Levine on the upcoming occasion of his eightieth birthday anniversary, and to share with him on this happy occasion, which must be a genuine source of personal satisfaction, that as a religious leader he made a life commitment so others could lead happier, fuller, more beautiful and more meaningful lives; and

BE IT FURTHER RESOLVED, That a copy of this resolution be forwarded to Rabbi Raphael Levine by the Chief Clerk of the House of Representatives.

Mr. O'Brien moved adoption of the resolution and spoke in favor of it. The resolution was adopted.

Representative O'Brien introduced Rabbi Levine and Father Treacy to the House and the Speaker presented Rabbi Levine with the resolution and a gift.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 752, by Committee on Revenue and Representative Greengo:

Modifying provision on the taxation of motor carriers of freight for hire.

The bill was read the second time.

On motion of Mr. Greengo, the following amendment was adopted:

On page 2, line 1 strike "any of the following three" and insert "any three of the following four"

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 752, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 752, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 387, by Committee on Labor and Economic Development and Representatives Sanders, Patrick, Eberle, Brown, Barrett, Hankins, Barr, Clayton, Garrett, Mitchell, Padden, Fiske, Prince, Wilson, Van Dyken, Rosbach, Ellis, Taylor, Teutsch, Bond, Smith, Flanagan, Monohon, Scott, King (J), Leonard, James, Isaacson, Lundquist, Johnson, Sprague, McGinnis, Bickham, Lewis, Garson, Chamberlain, Nickell, Dickie, Lane, Berleen, Nelson (G), Tupper, Tilly, Cantu, Winsley, Wang and Vander Stoep:

Modifying business and occupation tax provisions.

The bill was read the second time. On motion of Mr. Sanders, Substitute House Bill No. 387 was substituted for House Bill No. 387, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 387 was read the second time.

Mr. Gallagher moved adoption of the following amendment:

On page 1, line 14 after "82.04.290" insert "and a person engaging in agriculture having an annual gross income of more than fifty thousand dollars"

Mr. Gallagher spoke in favor of the amendment, and Mr. Sanders spoke against it.

The amendment was not adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Ms. Brekke asked Mr. Nisbet to yield to question, and he refused to yield.

Representatives Brekke and Rust spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 387, and the bill passed the House by the following vote: Yeas, 80; nays, 18; not voting, 0.

Voting yea: Representatives Amen, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Granlund, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Barnes, Brekke, Burns, Chandler, Galloway, Greengo, Gruger, Lux, Maxie, Nelson D., Patrick, Pruitt, Rinehart, Rust, Sherman, Sommers, Tupper.

Substitute House Bill No. 387, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 484, by Committee on Revenue (originally sponsored by Committee on Revenue and Representative Greengo):

Providing for the funding of emergency services communications systems.

The bill was read the third time and placed on final passage.

Mr. Greengo spoke in favor of passage of the bill, and Mr. Nisbet spoke against it.

Mr. Greengo spoke again in favor of the bill, and Ms. Rinehart spoke against it.

POINT OF INQUIRY

Mr. Fiske yielded to question by Mr. Hastings.

Mr. Hastings: "Representative Fiske, this bill started because King County wanted to put in an enhanced system. Yesterday we adopted some amendments that essentially made it eligible to be involved in the 911 system without paying for the advanced system. By adopting those amendments, does this affect King County's ability to use this legislation to go with the enhanced way at all?"

Mr. Fiske: "No, it does not, Representative Hastings. It merely broadens the opportunity for any county to either add to or get involved with the 911 system at what ever level of sophistication they feel is appropriate for that county."

Representatives Hastings, Patrick, Fiske and Greengo spoke in favor of the bill, and Ms. Rust spoke against it.

POINT OF INQUIRY

Mr. Greengo yielded to question by Mr. Addison.

Mr. Addison: "Representative Greengo, in a situation where a town within a county—assume the town, say Bellevue, within King County—had basic 911 system and the county council decided they wanted to put a basic 911 system countywide, not an enhanced system, but just basically the same kind of service the people of Bellevue currently have, would those people in Bellevue be charged the fifty cents and would they really just be getting a tax increase for the same service they are already provided?"

Mr. Greengo: "Representative Addison, I believe the way the bill is constructed that the City of Seattle residents would not be taxed again for their own system, but they would be paying for the enhanced portion of it only."

Mr. Addison asked Mr. Greengo to yield to another question and he refused to yield.

Representatives Addison, Garson and North spoke against passage of the bill, and Representatives Patrick and Hine spoke in favor of it.

Mr. Struthers demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 484, and the bill passed the House by the following vote: Yeas, 58; nays, 37; not voting, 3.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Greengo, Hankins, Hastings, Hine, Houchen, Isaacson, Johnson, King R., Lewis, Lundquist, Martinis, McDonald, McGinnis, Mitchell, Nickell, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Brekke, Brown, Burns, Chamberlain, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garson, Granlund, Grimm, Gruger, Heck, James, King J., Kreidler, Leonard, Lux, Maxie, McCormick, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Padden, Rinehart, Rust, Sherman, Vander Stoep, Walk, Wang, Williams.

Not voting: Representatives Lane, Nelson G. A., Thompson.

Engrossed Substitute House Bill No. 484, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION FOR RECONSIDERATION

Having served notice on the previous day, Representative Tilly moved that the House reconsider the vote by which SUBSTITUTE HOUSE BILL NO. 598 failed to pass the House.

Representatives Nickell, King (R) and Becker spoke in favor of the motion, and Representatives Patrick and Salatino spoke against it.

Mr. Nickell spoke again in favor of the motion.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which Substitute House Bill No. 598 failed to pass the House, and the motion was carried by the following vote: Yeas, 62; nays, 36; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barrett, Becker, Bickham, Bond, Brekke, Chamberlain, Clayton, Dawson, Dickie, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Granlund, Greengo, Hastings, Heck, Hine, Houchen, Johnson, King R., Kreidler, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson D., Nelson G. A., Nickell, North, Owen, Padden, Prince, Rosbach, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Barr, Bender, Berleen, Brown, Burns, Cantu, Chandler, Eberle, Eng, Garrett, Garson, Grimm, Gruger, Hankins, Isaacson, James, King J., Lane, Leonard, Lux, Monohon, Nisbet, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Sommers, Teutsch, Valle, Walk, Wang, Warnke.

The Speaker stated that the motion having carried, the question before the House to be reconsideration of final passage of Substitute House Bill No. 598.

Mr. Nelson (G) spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Ehlers asked Mr. Nelson (G) to yield to question, and he refused to yield.

Representatives Ehlers and Scott spoke against passage of the bill, and Mr. King (R) spoke in favor of it.

POINT OF INQUIRY

Mr. Nickell yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Nickell, if the bill does not pass, is it still possible that the police chiefs and sheriffs could associate and through local assessments on cities and counties, fund this kind of organization?"

Mr. Nickell: "It's very difficult to get local people—county commissioners and city commissioners—to fund anything, as you know, because they are short of money and they have no revenue sources."

Mr. Nelson (D): "You are saying that it is possible, but would be difficult?"

Mr. Nickell: "It would be very difficult. A great many of the programs that the association is undertaking could not be accomplished without this money."

Representatives Nelson (G) and Lundquist spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on reconsideration of final passage of Substitute House Bill No. 598, and the bill passed the House by the following vote: Yeas, 61; nays, 37; not voting, 0.

Voting yea: Representatives Amen, Barnes, Becker, Berleen, Bickham, Bond, Brekke, Chamberlain, Clayton, Dawson, Dickie, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Lewis, Lundquist, Martinis, Maxie, McCormick, Mitchell, Nelson G. A., Nickell, O'Brien, Owen, Padden, Prince, Rosbach, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Barr, Barrett, Bender, Brown, Burns, Cantu, Chandler, Eberle, Ehlers, Garrett, Garson, Grimm, James, Kreidler, Lane, Leonard, Lux, McDonald, McGinnis, Monohon, Nelson D., Nisbet, North, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Sherman, Sommers, Teutsch, Tupper, Walk, Wang, Warnke.

Substitute House Bill No. 598, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Nelson (G), Substitute House Bill No. 387, Engrossed Substitute House Bill No. 484, Substitute House Bill No. 598, Engrossed House Bill No. 752 and House Concurrent Resolution No. 24 were ordered immediately transmitted to the Senate.

On motion of Mr. Nelson (G), the House recessed until 1:00 p.m.

AFTERNOON SESSION

The House was called to order at 1:00 p.m. by the Speaker. The Clerk called the roll and all members were present.

MOTION FOR RECONSIDERATION

Mr. Ehlers, having voted on the prevailing side, moved that the House reconsider the vote by which ENGROSSED SUBSTITUTE SENATE BILL NO. 3704 as amended by the House, passed the House.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which Engrossed Substitute Senate Bill No. 3704 as amended by the House passed the House, and the motion was lost by the following vote: Yeas, 39; nays, 53; not voting, 6.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Scott, Sherman, Sommers, Thompson, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greengo, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lewis, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Amen, Burns, Houchen, Lundquist, Salatino, Valle.

RECONSIDERATION OF FINAL PASSAGE

The Speaker stated the question before the House to be reconsideration of final passage of SUBSTITUTE SENATE BILL NO. 4087.

Representative Ehlers spoke against passage of the bill, and Representatives Fancher, Clayton, Isaacson and Smith spoke in favor of it.

Mr. Ehlers again opposed the bill.

ROLL CALL

The Clerk called the roll on reconsideration of final passage of Substitute Senate Bill No. 4087, and the bill passed the House by the following vote: Yeas, 52; nays, 43; not voting, 3.

Voting yea: Representatives Addison, Barnes, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Gallagher, Galloway, Garrett, Granlund, Hankins, Hastings, Isaacson, James, Johnson, Kreidler, Lane, Leonard, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Van Dyken, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Barrett, Becker, Bender, Berleen, Brekke, Burns, Ehlers, Eng, Erickson, Flanagan, Garson, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Lewis, Lux, Martinis, Maxie, Monohon, Nelson D., North, Owen, Prince, Pruitt, Rosbach, Rust, Sherman, Sommers, Teutsch, Thompson, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley.

Not voting: Representatives Houchen, Rinehart, Wilson.

Substitute Senate Bill No. 4087, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4190, by Committee on Parks and Ecology (originally sponsored by Senator Lee):

Providing for a study and evaluation of the state environmental policy act.

The bill was read the third time and placed on final passage.

Representatives Sanders and Brekke spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 4190, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Substitute Senate Bill No. 4190, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3928, by Senators Clarke and Deccio (by Department of General Administration request):

Revising laws relating to industrial loan companies.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3928, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3928, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 590, by Committee on Ethics, Law and Justice and Representative Ellis:

Modifying provisions relating to court funds.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendment, see Journal, 65th Day, March 17, 1981.)

Committee on Appropriations – General Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

Mr. Ellis moved adoption of the committee amendment by Committee on Ethics, Law and Justice.

On motion of Mr. Williams, the following amendment to the committee amendment was adopted:

On page 1, line 9 of the amendment strike "judicial information system account in the"

The committee amendment as amended was adopted.

On motion of Mr. Williams, the Committee on Appropriations – General Government amendment to page 1, line 18 was adopted.

Mr. Williams moved adoption of the committee amendment to page 2, line 12.

Mr. Williams moved adoption of the following amendment to the committee amendment:

On line 3 of the committee amendment strike "Three" and insert "Five"

Representatives Williams and Fiske spoke in favor of the amendment to the committee amendment, and Mr. Ellis spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Williams to the Committee on Appropriations – General Government amendment, and the amendment to the amendment was adopted by the following vote: Yeas, 54; nays, 41; not voting, 3.

Voting yea: Representatives Amen, Barnes, Barrett, Becker, Berleen, Brown, Burns, Chamberlain, Clayton, Eng, Erak, Fiske, Gallagher, Galloway, Garson, Granlund, Grimm, Hankins, Heck, Hine, Houchen, Johnson, King R., Lane, Lundquist, Lux, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Scott, Smith, Sprague, Struthers, Taylor, Teutsch, Van Dyken, Vander Stoep, Walk, Warnke, Williams.

Voting nay: Representatives Addison, Barr, Bender, Bickham, Bond, Brekke, Cantu, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Flanagan, Garrett, Greengo, Gruger, Hastings, James, King J., Kreidler, Leonard, Lewis, Martinis, McCormick, Nelson D., Padden, Salatino, Sanders, Sherman, Stratton, Thompson, Tilly, Tupper, Valle, Wang, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Isaacson, Schmidt, Sommers.

The committee amendment as amended was adopted.

On motion of Mr. Williams, the committee amendments to page 3 and to page 5, line 24 were adopted.

Mr. Williams moved adoption of the committee amendment to page 5, line 31.

Mr. Williams spoke in favor of the amendment, and Ms. Rinehart spoke against it.

The amendment was adopted.

On motion of Mr. Williams, the committee amendment to page 7, line 6 was adopted.

Mr. Williams moved adoption of the committee amendment to page 7, line 22.

On motion of Mr. Thompson, the following amendment to the committee amendment was adopted:

Beginning on line 3 of the amendment after "study" strike all material down to and including "1982", on line 24 and insert "of the judicial information system covering, but not limited to:

- (1) Receipts from dedicated revenues;
- (2) Expenditures by state and local governments;
- (3) Administrative and implementation decision process;

- (4) Effects of system on costs, court caseloads and efficiency;
- (5) Effects of increased fee structure on access to court system;
- (6) Apportionment of benefits among state, local governments, litigants, legal profession and other users;
- (7) Opportunities for cost-saving, system regulation and accountability; and
- (8) Options for future means of funding.

The report required by this section shall be submitted to the ways and means committees of the house of representatives and senate by October 1, 1982."

Renumber the remaining sections consecutively.

The committee amendment as amended was adopted.

Mr. Williams moved adoption of the committee amendment to page 7, line 22.

Ms. Becker moved adoption of the following amendment to the committee amendment:

On line 17 of the amendment after "of" strike "eight million six hundred thousand" and insert "six million"

Ms. Becker spoke in favor of the amendment to the committee amendment, and Representatives Williams, Fiske, Thompson and Nelson (G) spoke against it.

Ms. Becker spoke again in favor of the amendment to the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Becker to the committee amendment to page 7 of House Bill No. 590, and the amendment to the amendment was not adopted by the following vote: Yeas, 20; nays, 78; not voting, 0.

Voting yea: Representatives Becker, Brekke, Burns, Eng, Galloway, Garrett, Granlund, Grimm, Heck, Hine, King J., King R., Lux, McGinnis, Monohon, Nelson D., O'Brien, Pruitt, Rust, Salatino.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Gruger, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Rinehart, Rosbach, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

The committee amendment to page 7 was adopted.

Ms. Becker moved adoption of the following amendment to the bill:

On page 2, line 6 after "~~((twelve))~~" strike "twenty" and insert "fifteen"

Representatives Becker and Padden spoke in favor of the amendment, and Representatives Ellis, Wang and Tilly spoke against it.

The amendment was not adopted.

Ms. Becker moved adoption of the following amendment:

On page 3, beginning on line 12 strike all of section 5 and renumber the remaining sections consecutively.

Ms. Becker spoke in favor of the amendment, and Mr. Thompson spoke against it.

The amendment was not adopted.

On motion of Mr. Williams, the following amendment was adopted:

On page 5, line 22 strike "ten" and insert "eleven"

On motion of Mr. Williams, the committee amendments to the title of the bill were adopted.

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Salatino and Ehlers spoke against passage of the bill, and Representatives Ellis and Wang spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 590, and the bill passed the House by the following vote: Yeas, 81; nays, 17; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher,

Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Prince, Pruitt, Rinehart, Rosbach, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Ehlers, Eng, Grimm, Heck, Leonard, Lux, Maxie, Padden, Patrick, Rust, Salatino, Sherman, Tupper, Walk.

Engrossed House Bill No. 590, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Hastings, Engrossed House Bill No. 590 was ordered immediately transmitted to the Senate.

MESSAGE FROM THE SENATE

April 17, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 113,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, Engrossed Senate Concurrent Resolution No. 113 was placed on the calendar for immediate consideration.

FIRST READING

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 113, by Senators Hayner and Jones:

Exempting certain bills from cut-off provisions of HCR 3.

The resolution was read the first time. On motion of Mr. Nelson (G), the rules were suspended, and the resolution was placed on second reading and read the second time in full.

Mr. Nelson (G) moved adoption of the following amendment:

On page 1, following line 7 insert:

"BE IT FURTHER RESOLVED, That the provisions of House Concurrent Resolution No. 3 are suspended for all measures which were in the ways and means committees, rules committees or on the floor calendar of each house as of 10:00 a.m. April 21, 1981, Provided that after 5:00 p.m. on April 22, 1981, the one hundred first day of the session, neither the house nor the senate shall consider any bills except omnibus appropriation (commonly known as the budget or supplemental budget), revenue, and redistricting bills, messages pertaining to amendments, matters of differences between the two houses, conference and/or conference reports, and matters incident and pertaining to the interim and to the closing of the business of the regular session of the legislature."

Representatives Nelson (G) and Grimm spoke in favor of the amendment, and it was adopted.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Engrossed Senate Concurrent Resolution No. 113 as amended by the House was placed on final passage.

POINT OF PARLIAMENTARY INQUIRY

Mr. Ehlers: "What day of the week is the 105th day?"

The Speaker: "Sunday."

Mr. Ehlers: "Does Sunday, the 105th day, conclude at midnight on Sunday?"

The Speaker: "It will conclude at the end of the working day, Representative Ehlers."

POINT OF PARLIAMENTARY INQUIRY

Mr. King (J): "Is it clear now that if Engrossed Senate Concurrent Resolution No. 113 passes, that any other measures before this body that do not have a clear fiscal impact will be dead as of 5 o'clock tonight?"

The Speaker: "The effect of the resolution will extend the cut-off until tomorrow at 5 o'clock."

Mr. King (J): "And any other measures without clear fiscal state impact will be dead?"

The Speaker: "It will be exactly as it says in the concurrent resolution dealing with the bills that are named in the concurrent resolution—budget bills, revenue bills, dealing with redistributing, messages pertaining to amendments, matters of differences—and so forth."

Mr. Nelson (G) spoke in favor of the resolution and Ms. Rinehart spoke against it.

Engrossed Senate Concurrent Resolution No. 113 as amended by the House was adopted.

MESSAGE FROM THE SENATE

April 21, 1981

Mr. Speaker:

The President has signed:

SENATE BILL NO. 3049,
 SENATE BILL NO. 3051,
 SENATE BILL NO. 3053,
 SENATE BILL NO. 3057,
 SENATE BILL NO. 3067,
 SENATE BILL NO. 3079,
 SENATE BILL NO. 3102,
 SUBSTITUTE SENATE BILL NO. 3118,
 SUBSTITUTE SENATE BILL NO. 3128,
 SENATE BILL NO. 3129,
 SUBSTITUTE SENATE BILL NO. 3187,
 SENATE BILL NO. 3196,
 SENATE BILL NO. 3238,
 SENATE BILL NO. 3239,
 SENATE BILL NO. 3250,
 SENATE BILL NO. 3262,
 SENATE BILL NO. 3293,
 SENATE BILL NO. 3295,
 SENATE BILL NO. 3319,
 SENATE BILL NO. 3338,
 SENATE BILL NO. 3352,
 SENATE BILL NO. 3354,
 SENATE BILL NO. 3362,
 SENATE BILL NO. 3383,
 SUBSTITUTE SENATE BILL NO. 3415,
 SENATE BILL NO. 3536,
 SENATE BILL NO. 3555,
 SENATE BILL NO. 3589,
 SENATE BILL NO. 3595,
 SENATE BILL NO. 3626,
 SENATE BILL NO. 3641,
 SENATE BILL NO. 3834,
 SUBSTITUTE SENATE BILL NO. 4036,
 SUBSTITUTE SENATE BILL NO. 4182,
 SUBSTITUTE SENATE BILL NO. 4319,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE BILL NO. 143,
 SENATE BILL NO. 3129,
 SENATE BILL NO. 3262,
 SENATE BILL NO. 3293,
 SENATE BILL NO. 3295,
 SENATE BILL NO. 3319,
 SENATE BILL NO. 3338,

SENATE BILL NO. 3352,
 SENATE BILL NO. 3354,
 SENATE BILL NO. 3362,
 SENATE BILL NO. 3383,
 SUBSTITUTE SENATE BILL NO. 3415,
 SENATE BILL NO. 3536,
 SENATE BILL NO. 3555,
 SENATE BILL NO. 3589,
 SENATE BILL NO. 3595,
 SENATE BILL NO. 3626,
 SENATE BILL NO. 3641,
 SENATE BILL NO. 3834,
 SUBSTITUTE SENATE BILL NO. 4036,
 SUBSTITUTE SENATE BILL NO. 4182,
 SUBSTITUTE SENATE BILL NO. 4319.

MOTION

Mr. Nelson (G) moved that SUBSTITUTE SENATE BILL NO. 3844 be made a Special Order of Business at 4:50 p.m. today.

Mr. King (R) spoke against the motion.

With the consent of the House, Mr. Nelson (G) withdrew the motion.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 3554, by Committee on Commerce and Labor (originally sponsored by Senators Bluechel, Fleming, Ridder, Wojahn, Gaspard, Bauer, Zimmerman and Gallagher - by Governor Spellman, Secretary of State and State Treasurer request):

Implementing law by providing means to finance local economic and employment development.

The bill was read the second time.

Mr. Flanagan moved adoption of the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. FINDING AND DECLARATION OF NECESSITY. The legislature hereby finds and declares that this state urgently needs to do the following: Promote higher employment; encourage the development of new jobs; maintain and supplement the capital investments in industry that currently exist in this state; encourage future employment by ensuring future capital investment; attract environmentally sound industry to the state; protect and enhance the quality of natural resources and the environment; and promote the production and conservation of energy.

NEW SECTION. Sec. 2. DEFINITIONS. As used in this chapter, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) 'Board of directors' means the board of directors of a public corporation.
 (2) 'Construction' or 'construct' means construction and acquisition, whether by devise, purchase, gift, lease, or otherwise.

(3) 'Facilities' means land, rights in land, buildings, structures, docks, wharves, machinery, transmission equipment, landscaping, utilities, approaches, roadways and parking, handling and storage areas, and similar ancillary facilities.

(4) 'Financing document' means a lease, sublease, installment sale agreement, conditional sale agreement, loan agreement, mortgage, deed of trust guaranty agreement, or other agreement for the purpose of providing funds to pay or secure debt service on revenue bonds.

(5) 'Improvement' means reconstruction, remodeling, rehabilitation, extension, and enlargement; and 'to improve' means to reconstruct, to remodel, to rehabilitate, to extend, and to enlarge.

(6) 'Industrial development facilities' means manufacturing, processing, production, assembly, warehousing, transportation, pollution control, solid waste disposal, and energy facilities.

(7) 'Municipality' means a city, town, county, or port district of this state.

(8) 'Ordinance' means any appropriate method of taking official action or adopting a legislative decision by any municipality, whether known as a resolution, ordinance, or otherwise.

(9) 'Project costs' means costs of (a) acquisition, construction, and improvement of any facilities included in an industrial development facility; (b) architectural, engineering, consulting, accounting, and legal costs related directly to the development, financing, and construction of an industrial development facility, including costs of studies assessing the feasibility of an industrial development facility; (c) finance costs, including discounts, if any, the costs of issuing revenue bonds, and costs incurred in carrying out any trust agreement; (d) interest during construction and during the six months after estimated completion of

construction, and capitalized debt service or repair and replacement or other appropriate reserves; (c) the refunding of any outstanding obligations incurred for any of the costs outlined in this subsection; and (f) other costs incidental to any of the costs listed in this section.

(10) 'Revenue bond' means a nonrecourse revenue bond, nonrecourse revenue note, or other nonrecourse revenue obligation issued for the purpose of financing an industrial development facility on an interim or permanent basis.

(11) 'User' means one or more persons acting as lessee, purchaser, mortgagor, or borrower under a financing document and may include a party who transfers the right of use and occupancy to another party by lease, sublease, or otherwise.

NEW SECTION. Sec. 3. PUBLIC CORPORATIONS—CREATION, DISSOLUTION. (1) For the purpose of facilitating economic development and employment opportunities in the state of Washington through the financing of the project costs of industrial development facilities, a municipality may enact an ordinance creating a public corporation for the purposes authorized in this chapter. The ordinance creating the public corporation shall approve a charter for the public corporation containing such provisions as are authorized by and not in conflict with this chapter. Any charter issued under this chapter shall contain in substance the limitations set forth in section 6 of this act. In any suit, action, or proceeding involving the validity or enforcement of or relating to any contract of the public corporation, the public corporation is conclusively presumed to be established and authorized to transact business and exercise its powers under this chapter upon proof of the adoption of the ordinance creating the public corporation by the governing body. A copy of the ordinance duly certified by the clerk of the governing body of the municipality shall be admissible in evidence in any suit, action, or proceeding.

(2) A public corporation created by a municipality pursuant to this chapter may be dissolved by the municipality if the public corporation: (a) Has no property to administer, other than funds or property, if any, to be paid or transferred to the municipality by which it was established; and (b) all its outstanding obligations have been satisfied. Such a dissolution shall be accomplished by the governing body of the municipality adopting an ordinance providing for the dissolution.

(3) The creating municipality may, at its discretion and at any time, alter or change the structure, organizational programs, or activities of a public corporation, including termination of the public corporation if contracts entered into by the public corporation are not impaired. Any net earnings of a public corporation, beyond those necessary for retirement of indebtedness incurred by it, shall not inure to the benefit of any person other than the creating municipality. Upon dissolution of a public corporation, title to all property owned by the public corporation shall vest in the municipality.

NEW SECTION. Sec. 4. BOARD OF DIRECTORS OF PUBLIC CORPORATION. The ordinance creating a public corporation shall include provisions establishing a board of directors to govern the affairs of the public corporation, what constitutes a quorum of the board of directors, and how the public corporation shall conduct its affairs.

NEW SECTION. Sec. 5. PUBLIC CORPORATIONS—DIRECTORS. It shall be illegal for a director, officer, agent, or employee of a public corporation to have, directly or indirectly, any financial interest in any property to be included in or any contract for property, services, or materials to be furnished or used in connection with any industrial development facility financed through the public corporation. Violation of any provision of this section is a gross misdemeanor.

NEW SECTION. Sec. 6. PUBLIC CORPORATIONS—LIMITATIONS. No municipality may give or lend any money or property in aid of a public corporation. The municipality that creates a public corporation shall annually review any financial statements of the public corporation and at all times shall have access to the books and records of the public corporation. No public corporation may issue revenue obligations under this chapter except upon the approval of both the municipality under the auspices of which it was created and the county, city, or town within whose planning jurisdiction the proposed industrial development facility lies. No revenue bonds may be issued pursuant to this chapter unless the board of directors of the public corporation proposing to issue revenue bonds makes a finding that in its opinion the interest paid on the bonds will be exempt from income taxation by the federal government. Revenue bonds issued by a public corporation under this chapter shall not be considered to constitute a debt of the state, of the municipality, or of any other municipal corporation, quasi municipal corporation, subdivision, or agency of this state or to pledge any or all of the faith and credit of any of these entities. The revenue bonds shall be payable solely from both the revenues derived as a result of the industrial development facilities funded by the revenue bonds, including, without limitation, amounts received under the terms of any financing document or by reason of any additional security furnished by the user of the industrial development facility in connection with the financing thereof, and money and other property received from private sources. Each revenue bond shall contain on its face statements to the effect that: (1) Neither the state, the municipality, or any other municipal corporation, quasi municipal corporation, subdivision, or agency of the state is obligated to pay the principal or the interest thereon; (2) no tax funds or governmental revenue may be used to pay the principal or interest thereon; and (3) neither any or all of the faith and credit nor the taxing power of the state, the municipality, or any other municipal corporation, quasi municipal corporation, subdivision, or agency thereof is pledged to the payment of the principal or the interest on the revenue bond. A public corporation may incur only those financial obligations which will be paid from revenues received pursuant to financing documents, from fees or charges paid by users or prospective users of the industrial development facilities funded by the revenue bonds, or from the proceeds of revenue bonds. A public corporation established under the terms of this chapter constitutes an authority and an instrumentality (within the meaning of those terms in the regulations of the United States treasury and the rulings of the Internal Revenue Service

prescribed pursuant to section 103 of the Internal Revenue Code of 1954, as amended) and may act on behalf of the municipality under whose auspices it is created for the specific public purposes authorized by this chapter. The public corporation is not a municipal corporation within the meaning of the state Constitution and the laws of the state, or a political subdivision within the meaning of the state Constitution and the laws of the state, including without limitation, Article VIII, section 7, of the Washington state Constitution. A municipality shall not delegate to a public corporation any of the municipality's attributes of sovereignty, including, without limitation, the power to tax, the power of eminent domain, and the police power.

NEW SECTION. Sec. 7. PUBLIC CORPORATIONS—AUDIT BY STATE. The finances of any public corporation are subject to examination by the state auditor's office pursuant to RCW 43.09.260.

NEW SECTION. Sec. 8. PUBLIC CORPORATIONS—POWERS. (1) A public corporation created under this chapter has the following powers with respect to industrial development facilities together with all powers incidental thereto or necessary for the performance thereof:

- (a) To construct and maintain one or more industrial development facilities;
 - (b) To lease to a lessee all or any part of any industrial development facility for such rentals and upon such terms and conditions, including options to purchase, as its board of directors considers advisable and not in conflict with this chapter;
 - (c) To sell by installment contract or otherwise and convey all or any part of any industrial development facility for such purchase price and upon such terms and conditions as its board of directors considers advisable which are not in conflict with this chapter;
 - (d) To make secured loans for the purpose of providing temporary or permanent financing or refinancing of all or part of the project cost of any industrial development facility, including the refunding of any outstanding obligations, mortgages, or advances issued, made, or given by any person for the project costs; and to charge and collect interest on the loans for the loan payments upon such terms and conditions as its board of directors considers advisable which are not in conflict with this chapter;
 - (e) To issue revenue bonds for the purpose of financing all or part of the project cost of any industrial development facility and to secure the payment of the revenue bonds as provided in this chapter;
 - (f) As security for the payment of the principal of and interest on any revenue bonds issued and any agreements made in connection therewith, to mortgage, pledge, or otherwise encumber any or all of its industrial development facilities or any part or parts thereof, whether then owned or thereafter acquired, and to assign any mortgage and repledge any security conveyed to the public corporation, to secure any loan made by the public corporation and to pledge the revenues and receipts therefrom;
 - (g) To sue and be sued, complain, and defend in its corporate name;
 - (h) To make contracts and to execute all instruments necessary or convenient for the carrying out of its business;
 - (i) To have a corporate seal and to use the same by causing it, or a facsimile thereof, to be impressed or affixed or in any other manner reproduced;
 - (j) Subject to the limitations of section 6 of this act, to borrow money, accept grants from, or contract with any local, state, or federal governmental agency or with any financial, public, or private corporation;
 - (k) To make and alter bylaws not inconsistent with its charter for the administration and regulation of the affairs of the corporation;
 - (l) To collect fees or charges from users or prospective users of industrial development facilities to recover actual or anticipated administrative costs;
 - (m) To execute financing documents incidental to the powers enumerated in this subsection.
- (2) No public corporation created under this chapter may operate any industrial development facility as a business other than as lessor, seller, or lender. The purchase and holding of mortgages, deeds of trust, or other security interests and contracting for any servicing thereof is not considered the operation of an industrial development facility.
- (3) No public corporation may exercise any of the powers authorized in this section or issue any revenue bonds with respect to any industrial development facility unless the industrial development facility is located wholly within the boundaries of the municipality under whose auspices the public corporation is created or unless the industrial development facility comprises energy facilities or solid waste disposal facilities which provide energy for or dispose of solid waste from the municipality or the residents thereof.

NEW SECTION. Sec. 9. REPORTING TO THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT. (1) Prior to issuance of any revenue bonds, each public corporation shall submit a copy of its enabling ordinance and charter, a description of any industrial development facility proposed to be undertaken, and the basis for its qualification as an industrial development facility to the department of commerce and economic development.

(2) If the industrial development facility is not eligible under this chapter, the department of commerce and economic development shall give notice to the public corporation, in writing and by certified mail, within twelve working days of receipt of the description.

(3) The department of commerce and economic development shall report annually to the legislature and the governor on the amount of capital investment undertaken under this chapter and the amount of permanent employment reasonably related to the existence of such industrial development facilities.

(4) The department of commerce and economic development shall provide such advice and assistance to public corporations and municipalities which have created or may wish to create public corporations as the public corporations or municipalities request and the department of commerce and economic development considers appropriate.

NEW SECTION. Sec. 10. REVENUE BONDS—PROVISIONS. (1) The principal of and the interest on any revenue bonds issued by a public corporation shall be payable solely from the funds provided for this payment from the revenues of the industrial development facilities funded by the revenue bonds. Each issue of revenue bonds shall be dated, shall bear interest at such rate or rates, and shall mature at such time or times as may be determined by the board of directors, and may be made redeemable before maturity at such price or prices and under such terms and conditions as may be fixed by the board of directors prior to the issuance of the revenue bonds or other revenue obligations.

(2) The board of directors shall determine the form and the manner of execution of the revenue bonds, including any interest coupons to be attached thereto, and shall fix the denomination or denominations of the revenue bonds and the place or places of payment of principal and interest. If any officer whose signature or a facsimile of whose signature appears on any revenue bonds or coupons ceases to be an officer before the delivery of the revenue bonds, the signature shall for all purposes have the same effect as if he had remained in office until delivery. The revenue bonds may be issued in coupon or in registered form or both as the board of directors may determine, and provisions may be made for the registration of any coupon revenue bonds as to the principal alone and also as to both principal and interest and for the reconversion into coupon bonds of any bonds registered as to both principal and interest. A public corporation may sell revenue bonds at public or private sale for such price and bearing interest at such fixed or variable rate as may be determined by the board of directors.

(3) The proceeds of the revenue bonds of each issue shall be used solely for the payment of all or part of the project cost of or for the making of a loan in the amount of all or part of the project cost of the industrial development facility for which authorized and shall be disbursed in such manner and under such restrictions, if any, provided in the resolution authorizing the issuance of the revenue bonds or in the trust agreement securing the bonds. If the proceeds of the revenue bonds of any series issued with respect to the cost of any industrial development facility exceeds the cost of the industrial development facility for which issued, the surplus shall be deposited to the credit of the debt service fund for the revenue bonds or used to purchase revenue bonds in the open market.

(4) A public corporation may issue interim notes in the manner provided for the issuance of revenue bonds to fund industrial development facilities prior to issuing other revenue bonds to fund such facilities. A public corporation may issue revenue bonds to fund industrial development facilities that are exchangeable for other revenue bonds when these other revenue bonds are executed and available for delivery.

(5) The principal of and interest on any revenue bonds issued by a public corporation shall be secured by a pledge of unexpended bond proceeds and the revenues and receipts received by the public corporation from the industrial development facilities funded by the revenue bonds pursuant to financing documents. The resolution under which the revenue bonds are authorized to be issued and any financing document may contain agreements and provisions respecting the maintenance or use of the industrial development facility covered thereby, the fixing and collection of rents, purchase price payments or loan payments, the creation and maintenance of special funds from such revenues or from revenue bond proceeds, the rights and remedies available in the event of default, and other provisions relating to the security for the bonds, all as the board of directors consider advisable which are not in conflict with this chapter.

(6) The governing body of the municipality under whose auspices the public corporation is created shall approve by resolution any agreement to issue revenue bonds adopted by a public corporation, which agreement and resolution shall set out the amount and purpose of the revenue bonds. Additionally, no issue of revenue bonds, including refunding bonds, may be sold and delivered by a public corporation without a resolution of the governing body of the municipality under whose auspices the public corporation is created, adopted no more than sixty days before the date of sale of the revenue bonds specifically, approving the resolution of the public corporation providing for the issuance of the revenue bonds.

(7) All revenue bonds issued under this chapter and all interest coupons applicable thereto are negotiable instruments within the meaning of Article 8 of the Uniform Commercial Code, Title 62A RCW, regardless of form or character.

NEW SECTION. Sec. 11. REVENUE BONDS—REFUNDING. Each public corporation may provide by resolution for the issuance of revenue refunding bonds for the purpose of refunding any revenue bonds issued for an industrial development facility under this chapter, including the payment of any redemption premium thereon and any interest accrued or to accrue to the date of redemption or maturity of the revenue bonds and, if considered advisable by the public corporation, for the additional purpose of financing improvements, extensions, or enlargements to the industrial development facility for another industrial development facility. The issuance of the revenue bonds, the maturities and other details thereof, the rights of the holders thereof, and the rights, duties, and obligations of the public corporation in respect to the same shall be governed by this chapter insofar as applicable.

NEW SECTION. Sec. 12. TRUST AGREEMENTS. Any bonds issued under this chapter may be secured by a trust agreement between the public corporation and a corporate trustee, which may be any trust company or bank having the powers of a trust company within or without the state. The trust agreement may evidence a pledge or assignment of the financing documents and lease, sale, or loan revenues to be received from a lessee or purchaser of or borrower with respect to an industrial development facility for the payment of principal of and interest and any premium on the bonds as the same shall become due and payable and may provide for creation and maintenance of reserves for these purposes. A trust agreement or resolution providing for the issuance of the revenue bonds may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of

law, including covenants setting forth the duties in relation to the acquisition of property and the construction, improvement, maintenance, use, repair, operation, and insurance of the industrial development facility for which the bonds are authorized, and the custody, safeguarding, and application of all money. Any bank or trust company incorporated under the laws of the state which may act as depository of the proceeds of revenue bonds or of revenues may furnish such indemnifying bonds or pledge such securities as may be required by the corporation. A trust agreement may set forth the rights and remedies of the bondholders and of the trustee and may restrict the individual right of action by bondholders as is customary in trust agreements or trust indentures securing bonds and debentures of private corporations. In addition, a trust agreement may contain such provisions as the public corporation considers reasonable and proper for the security of the bondholders which are not in conflict with this chapter.

NEW SECTION. Sec. 13. COMMINGLING OF BOND PROCEEDS OR REVENUES WITH MUNICIPAL FUNDS PROHIBITED. No part of the proceeds received from the sale of any revenue bonds under this chapter, of any revenues derived from any industrial development facility acquired or held under this chapter, or of any interest realized, on moneys received under this chapter may be commingled by the public corporation with funds of the municipality creating the public corporation.

NEW SECTION. Sec. 14. SUBLEASES AND ASSIGNMENTS. A lessee or contracting party under a sale contract or loan agreement shall not be required to be the eventual user of an industrial development facility if any sublessee or assignee assumes all of the obligations of the lessee or contracting party under the lease, sale contract, or loan agreement, but the lessee or contracting party or their successors shall remain primarily liable for all of its obligations under the lease, sale contract, or loan agreement and the use of the industrial development facility shall be consistent with the purposes of this chapter.

NEW SECTION. Sec. 15. DETERMINATION OF RENT. Before entering into a lease, sale contract, or loan agreement with respect to any industrial development facility, the public corporation shall determine that there are sufficient revenues to pay (1) the principal of and the interest on the revenue bonds proposed to be issued to finance the industrial development facility; (2) the amount necessary to be paid each year into any reserve funds which the public corporation considers advisable to establish in connection with the retirement of the proposed bonds and the maintenance of the industrial development facility; and (3) unless the terms of the lease, sale contract, or loan agreement provide that the lessee or contracting party shall maintain the industrial development facility and carry all proper insurance with respect thereto, the estimated cost of maintaining the industrial development facility in good repair and keeping it properly insured.

NEW SECTION. Sec. 16. PROCEEDINGS IN THE EVENT OF DEFAULT. The proceedings authorizing any revenue bonds under this chapter or any financing document securing the revenue bonds may provide that if there is a default in the payment of the principal of or the interest on the bonds or in the performance of any agreement contained in the proceedings or financing document, the payment and performance may be enforced by mandamus or by the appointment of a receiver in equity with power to charge and collect rents, purchase price payments, and loan repayments, and to apply the revenues from the industrial development facility in accordance with the proceedings or provisions of the financing document. Any financing document entered into under this chapter to secure revenue bonds issued under this chapter may also provide that if there is a default in the payment thereof or a violation of any agreement contained in the financing document, the industrial development facility may be foreclosed and sold under proceedings in equity or in any other manner now or hereafter permitted by law. Any financing document may also provide that any trustee under the financing document or the holder of any revenue bonds secured thereby may become the purchaser at any foreclosure sale if it is the highest bidder.

NEW SECTION. Sec. 17. CONSTRUCTION—SUPPLEMENTAL NATURE OF CHAPTER. This chapter supplements and neither restricts nor limits any powers which a municipality or presently authorized public corporation might otherwise have under any laws of this state.

NEW SECTION. Sec. 18. LEGISLATIVE DIRECTIVE. Sections 1 through 17 of this act shall constitute a new chapter in Title 39 RCW.

NEW SECTION. Sec. 19. CAPTIONS NOT PART OF LAW. As used in this chapter, captions constitute no part of the law.

NEW SECTION. Sec. 20. SEVERABILITY. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Mr. Nelson (D) moved adoption of the following amendment to the Flanagan amendment:

On page 2 of the amendment beginning on line 25, strike all material down through line 30 and insert: "(6) 'Industrial development facilities' mean manufacturing, processing, assembly, warehousing, transportation, pollution control facilities required by state law or regulations imposed after the effective date of this act, solid waste treatment which produces energy or resources, and alternative energy facilities with a capacity equivalent to one thousand kilowatts or less."

Mr. Nelson (D) spoke in favor of the amendment to the amendment, and Mr. Flanagan spoke against it.

Mr. Nelson (D) spoke again in favor of the amendment to the amendment, and Mr. Greengo spoke against it.

The amendment to the amendment was not adopted.

Mr. Nelson (D) moved adoption of the following amendment to the Flanagan amendment:

On page 2, line 30 of the amendment after "facilities" insert ": PROVIDED, That production shall not include any agricultural activity"

Mr. Nelson (D) spoke in favor of the amendment to the amendment, and Mr. Flanagan spoke against it.

Mr. Nelson (D) spoke again in favor of the amendment.

The amendment to the amendment was not adopted.

MOTION

On motion of Mr. Nelson (G), further consideration of Engrossed Substitute Senate Bill No. 3554 was deferred.

SUBSTITUTE SENATE BILL NO. 3542, by Committee on Commerce and Labor (originally sponsored by Senators Vognild and Jones):

Permitting self-insurers to close certain claims under workers' compensation.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3542, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Wang.

Substitute Senate Bill No. 3542, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3254, by Committee on Constitution and Elections (originally sponsored by Senators Wojahn, Gould, Woody and Ridder):

Making available braille and/or taped transcripts of the voters' and candidates' pamphlets.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3254, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3254, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker called on Mr. Amen to preside.

SUBSTITUTE SENATE BILL NO. 3602, by Committee on Commerce and Labor (originally sponsored by Senators Vognild and Newhouse):

Establishing industrial insurance benefit payment requirements for self-insurers.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3602, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Brown.

Substitute Senate Bill No. 3602, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3554:

The House resumed consideration of the bill on second reading.

Ms. Rinehart moved adoption of the following amendment to the Flanagan amendment:

On page 6, line 32 of the amendment after "corporation." insert "The total amount of outstanding revenue bonds issued pursuant to this chapter by all public corporations to fund industrial development facilities located in a county shall not exceed the greater of one million dollars or one percent of the assessed valuation of taxable property located within the county: PROVIDED, That in no instance shall the amount of outstanding revenue bonds issued pursuant to this chapter to fund industrial development facilities located in a county exceed one hundred million dollars."

Ms. Rinehart spoke in favor of the amendment to the amendment, and Mr. Flanagan spoke against it.

The amendment to the amendment was not adopted.

Mr. Nelson (D) moved adoption of the following amendment to the Flanagan amendment:

On page 7, after line 10 add a new paragraph as follows:

In order to avoid major adverse impacts on the electrical supply of the state, no bonds issued under this act may be used for any project where the resulting electrical load exceeds ten kilowatts for each person employed as a result of the project to be financed. This restriction shall not apply to any proposed use of bonds for any project where the net electrical requirements of the state are reduced through energy conservation measures or technological innovations financed with revenue bonds."

Mr. Nelson (D) spoke in favor of the amendment to the amendment and Mr. Flanagan spoke against it.

The amendment to the amendment was not adopted.

The Clerk read the following amendment by Representative Nelson (D) to the Flanagan amendment:

On page 7, after line 10 add a new paragraph as follows:

"Such moneys may not be used to fund all or a portion of an industrial project, or facilities for an industrial project, where the projected amount of energy used in the industrial activity exceeds 2.5 billion British thermal units per employee per year."

With the consent of the House, Mr. Nelson (D) withdrew the amendment to the amendment.

The Speaker (Mr. Amen presiding) declared the question before the House to be the amendment by Representative Flanagan.

Mr. Flanagan spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. O'Brien.

Mr. O'Brien: "Representative Flanagan, how does your proposed amendment differ from what Governor Spellman has indicated for industrial development and promotion of jobs and industry? Are you pretty well in line with the Governor's thinking on this overall economic development program?"

Mr. Flanagan: "Well, the bill that came over from the Senate, as I said before, was very broad and these revenue bonds could have been used to finance almost anything the way the Senate bill was. You could finance any kind of retail chains or retail electric change or even mix this revenue in with certain types of social programs that are fronted from grants by the state. I think the Senate bill goes far beyond what I thought the poor districts have been requesting for the last three or four years since the court decision was made that wouldn't allow them to use revenue bonds for industrial development. I think from the viewpoint we have here, it was too broad and allowed too many different kinds of financing."

Mr. O'Brien: "What do you mean by too broad? Was that Governor Spellman's proposal that came over from the Senate?"

Mr. Flanagan: "I assume it was partly from Governor Spellman, yes. I don't know whether the Senate has broadened it beyond what he requested or not."

Mr. Nelson (D) spoke against the amendment.

The amendment was adopted.

On motion of Mr. Flanagan, the following amendment to the title was adopted:

On page 1, line 1 of the title after "development;" strike the remainder of the title and insert "adding a new chapter to Title 39 RCW; creating new sections; and prescribing penalties."

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 3554 as amended by the House was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3554 as amended by the House, and the bill passed the House by the following vote: Yeas, 93; nays, 5; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Lux, Nelson D., North, Rinehart.

Engrossed Substitute Senate Bill No. 3554 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE JOINT RESOLUTION NO. 7, by Committee on Local Government (originally sponsored by Representatives Chamberlain, Isaacson, Garrett, Galloway, Barrett, King (J), Winsley, Nickell, Garson, Heck, Hine, Williams, Lundquist, Teutsch, Tilly, Stratton and Wang - by Governor Spellman, Secretary of State and State Treasurer request):

Proposing constitutional amendment allowing state and municipal corporations and public corporations acting on their behalf to issue revenue bonds.

The House resumed consideration of the resolution on second reading. (For previous action, see Journal, 89th Day, April 10, 1981.)

The Speaker (Mr. Amen presiding) stated the question before the House to be the amendment by Representative Flanagan.

Mr. Flanagan moved adoption of the following amendments to the amendment:

On page 1, at the beginning of line 17 strike "purpose" and insert "purposes heretofore or hereafter"

On page 1, line 24 after "of" strike "capital facilities" and insert "projects"

Mr. Flanagan spoke in favor of the amendments to the amendment.

POINT OF INQUIRY

Mr. Flanagan yielded to question by Ms. Rinehart.

Ms. Rinehart: "Representative Flanagan, could you expand, please, on the insertion of the word 'project' in place of 'capital facilities'?"

Mr. Flanagan: "It's a broadening of the definition, not a great deal, but I believe it does broaden it."

Ms. Rinehart: "Could you give me an example of what's now included under the definition of projects that was precluded by capital facilities?"

Mr. Flanagan: "I think projects is a little broader term because it includes more than just the facilities; it includes some of the surrounding parts of the project."

Ms. Rinehart: "Could you just give me an example of what a project would be that is not a capital facility?"

Mr. Flanagan: "Maybe the land around the project or the roads or something that surrounds the project, things of that kind."

The amendments to the amendment were adopted.

On motion of Mr. Flanagan, the following amendments to the amendment were adopted: On page 2 of the amendment, beginning on line 5 after "may" strike "only be issued if the issuer" and insert "be issued only if the issuer certifies that it"

On page 2 of the amendment, line 15 after "projects" strike all material down to and including "projects" on line 17 and insert "as defined in legislation"

On page 2 of the amendment, line 18 before "Sections" insert:

"After the initial adoption of a law by the legislature authorizing the issuance of nonrecourse revenue bonds or other nonrecourse revenue obligations, no amendment to such act which expands the definition of industrial development project shall be valid unless the amendment is enacted by a favorable vote of three-fifths of the members elected to each house of the legislature and is subject to referendum petition."

On page 2 of the amendment, line 22 after "The" strike "use of the"

On page 2 of the amendment, line 29 after "audit" insert "by the state but shall not otherwise be deemed to be public money or public property for purposes of this Constitution"

The Flanagan amendment as amended was adopted.

The resolution was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Representatives Flanagan, Chamberlain, Galloway, Greengo and Vander Stoep spoke in favor of the resolution, and Representatives Nelson (D), Lux and Rinehart spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Joint Resolution No. 7, and the bill passed the House by the following vote: Yeas, 86; nays, 12; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Burns, Ehlers, Gruger, Lux, Nelson D., North, Rinehart, Rust, Sherman, Sommers.

Engrossed Substitute House Joint Resolution No. 7, having received the constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 3242, by Senators Craswell and Gaspard:

Making miscellaneous changes in law relating to education.

The bill was read the second time.

Committee on Education recommendation: Majority do pass with the following amendment:

On page 3, line 28 after "county" strike "commissioners" and insert "~~((commissioners))~~ legislative authority"

On motion of Mr. Hastings, the committee amendment was adopted.

Mr. Tilly moved adoption of the following amendment by Representatives Tilly, Dickie, Erak, Johnson, Valle, Salatino, Walk and McDonald:

On page 4, after line 25 insert the following:

*Sec. 5. Section 1, chapter 90, Laws of 1975-'76 2nd ex. sess. as amended by section 1, chapter 305, Laws of 1977 ex. sess. and RCW 28A.58.090 are each amended to read as follows:

Every school district board of directors, being accountable to the citizens within its district as to the education offered to the students therein, on or before September 1, 1977, for grades kindergarten through eight, and on or before September 1, 1978, for grades nine through twelve, by rule and regulation, shall develop a program identifying student learning objectives for their district in the areas of language arts, reading, and math, and initiate implementation of such program on or before September 1, 1978, for grades kindergarten through eight, and on or before September 1, 1981, for grades nine through twelve: PROVIDED, That such student learning objectives for grades kindergarten through eight shall be reviewed by the superintendent of public instruction and a report of such review shall be submitted to the legislature on or before January 31, 1978: PROVIDED FURTHER, That the school district must evidence community participation in defining the objectives of such a program. Such program of student learning objectives shall assure that the district's resources in such educational program, such as money, facilities, time, materials and personnel, shall be utilized so as to provide both economies in management and operation, and quality education in the aforesaid areas and courses(~~(-PROVIDED FURTHER, That such learning objectives shall be measurable as to the actual student attainment; student attainment shall be locally assessed annually and the student learning objectives program shall be reviewed at least every two years.~~)

The state board of education shall examine the programs in each school district in the state for reasons of program approval as required in accordance with RCW 28A.41.130, as now or hereafter amended))

School districts may obtain assistance in carrying out their duties under this section from the educational service district of which they are a part."

Renumber the remaining section consecutively.

Representatives Tilly and Dickie spoke in favor of the amendment, and it was adopted.

Mr. Tilly moved adoption of the following amendment by Representatives Tilly and Galloway:

On page 4, after line 25 insert the following:

*NEW SECTION. Sec. 5. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW a new section to read as follows:

In addition to the procedure provided in RCW 28A.57.415, as now or hereafter amended, for returning to the system of school directors running at large, upon receipt of written notice from any school district superintendent of a school district theretofore divided into directors' districts, that such school district board of directors by majority vote requests a return to the system of directors running at large within the district, an educational service district superintendent, after formation of the question to be submitted to the voters, shall give notice thereof to the county auditor who shall call and hold a special election of the voters of the entire school district to approve or reject such proposal, such election to be called, conducted and the returns canvassed as in regular school district elections.

If approval of a majority of those registered voters voting in said election is acquired, at the expiration of terms of the incumbent directors of such school district their successors shall be elected at large.

Nothing in this section shall be applicable to any school district of the first class having within its boundaries a city with a population of four hundred thousand people or more in class AA counties.

Sec. 6. Section 9, chapter 15, Laws of 1975-'76 2nd ex. sess. and RCW 28A.57.415 are each amended to read as follows:

In addition to the procedure provided in section 5 of this 1981 act for returning to the system of school directors running at large, upon receipt of a written petition ((by an educational service district superintendent)) signed by at least twenty percent of the registered voters of a school district theretofore divided into directors' districts ((after a majority vote thereon in accordance with RCW 28A.57.050(4), as now or hereafter amended)), which petition shall request a return to the system of directors running at large within the district, ((the)) an educational service district superintendent, after formation of the question to be submitted to the voters, shall give notice thereof to the county auditor who shall call and hold a special election of the voters of the entire school district to approve or reject such proposal, such election to be called, conducted and the returns canvassed as in regular school district elections.

If approval of a majority of those registered voters voting in said election is acquired, at the expiration of terms of the incumbent directors of such school district their successors shall be elected at large.

Nothing in this section shall be applicable to any school district of the first class having within its boundaries a city with a population of four hundred thousand people or more in class AA counties.

Sec. 7. Section 28A.57.344, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 183, Laws of 1979 ex. sess. and RCW 28A.57.344 are each amended to read as follows:

The board of directors of every school district other than a school district of the first class having within its boundaries a city with a population of four hundred thousand people or more in class AA counties which is not divided into directors' districts may submit to the voters at any regular school district election a proposition to authorize the county committee to divide the district into directors' districts. Alternatively, upon receipt of a written petition signed by at least twenty percent of the registered voters in a school district, other than a school district of the first class having within its boundaries a city with a population of four hundred thousand people or more in class AA counties, which petition shall request the district to be divided into directors' districts, an educational service district superintendent shall give notice thereof to the county auditor who shall submit the proposal to voters at the next regular school district election. If a majority of the votes cast on the proposition shall be affirmative, the county committee shall proceed to divide the district into directors' districts. ((Such director districts, if approved, shall not become effective until the next regular school election when a new five member board of directors shall be elected, one from each of five director districts from among the residents of the respective director district by the electors of the entire district, two for a term of two years and three for a term of four years, unless such district elects its directors for six years, in which case, one for a term of two years, two for a term of four years, and two for a term of six years.))

After the division, the chairman of the school district board of directors shall designate an existing school board member to represent each of the director districts. Any director district having only one existing school board member residing within its boundaries shall be represented by that member. Any director district with more than one member residing within its boundaries shall be represented by the member whose term expires last. If there are two or more members whose terms will expire simultaneously and later than any other member or members residing within the director district, the chairman of the school district board of directors shall determine which member shall represent the director district. At the expiration of the term of each school board member, the electors of the director district represented by the member shall select a resident to represent the director district on the school board."

Renumber the remaining section consecutively.

POINT OF ORDER

Mr. Ehlers: "I would ask for a ruling on scope and object. Mr. Speaker, the bill is an act relating to education and it has to do with auditing. The amendment has absolutely nothing to do with auditing. The entire bill deals with the whole subject of accounts, the auditing of those accounts and has nothing to do with elections, which is the Tilly/Galloway amendment, speaking to election of school directors at large. There is no indication of auditing at all."

SPEAKER'S RULING (MR. AMEN PRESIDING)

The Speaker (Mr. Amen presiding): "Representative Ehlers, the amendment deals with elections and the bill, in section 4, pertains to elections, so it is within the scope and object of the bill."

Representatives Tilly and Taylor spoke in favor of the amendment, and Mr. Ehlers spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the Tilly/Galloway amendment to Engrossed Senate Bill No. 3242, and the amendment was adopted by the following vote: Yeas, 60; nays, 35; not voting, 3.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garrett, Granlund, Greengo, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Garson, Grimm, Gruger, Heck, King R., Krcidler, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Schmidt, Scott, Sherman, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Becker, Gallagher, Sommers.

On motion of Mr. Tilly, the following amendments to the title were adopted:

On page 1, line 12 of the title after "28A.57.255;" insert "amending section 1, chapter 90, Laws of 1975-'76 2nd ex. sess. as amended by section 1, chapter 305, Laws of 1977 ex. sess. and RCW 28A.58.090;"

On page 1, line 12 of the title after "28A.57.255;" insert "amending section 28A.57.344, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 183, Laws of 1979 ex. sess. and RCW 28A.57.344; amending section 9, chapter 15, Laws of 1975-'76 2nd ex. sess. and RCW 28A.57.415; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW;"

MOTION

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and the bill be placed on final passage.

Mr. Ehlers spoke against the motion, and Mr. Tilly spoke in favor of it.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and advance Engrossed Senate Bill No. 3242 as amended by the House to final passage, and the motion failed to receive the required two-thirds majority by the following vote: Yeas, 62; nays, 36; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Greeno, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Maxie, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, King J., King R., Kreidler, Lux, Martinis, McCormick, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Scott, Sherman, Sommers, Stratton, Thompson, Walk, Wang, Warnke, Winsley.

Engrossed Senate Bill No. 3242 as amended by the House was passed to Committee on Rules for third reading.

SUBSTITUTE SENATE BILL NO. 3342, by Committee on Judiciary (originally sponsored by Senators Fleming, Talmadge, Ridder, McDermott, Bottiger, Scott, Bluechel, Jones and Charnley):

Making malicious harassment a crime.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. Ellis, the committee amendments were adopted.

Mr. Ellis moved adoption of the following amendment by Representatives Ellis, Patrick and Nickell:

On page 1, after line 25 insert the following:

*Sec. 2. Section 1, chapter 158, Laws of 1977 ex. sess. and RCW 4.24.350 are each amended to read as follows:

In any action for damages, whether based on tort or contract or otherwise, a claim or counterclaim for damages may be litigated in the principal action for malicious prosecution on the ground that the action was instituted with knowledge that the same was false, and unfounded, malicious and without probable cause in the filing of such action, or that the same was filed as a part of a conspiracy to misuse judicial process by filing an action known to be false and unfounded.

In any action for malicious prosecution, whether brought by an independent lawsuit or brought in the principal action by claim or counterclaim, if it is proven that the plaintiff instituted the principal action with knowledge that the principal action was false, unfounded, malicious, and without probable cause or as a part of a conspiracy to misuse judicial process by filing the action when it was known to be false and unfounded or if there are grounds for establishing the common law action of malicious prosecution, then the injured party may claim malicious prosecution under this section and may recover actual damages or liquidated damages of five hundred dollars, a reasonable attorney's fee, and other costs of litigation. In an action for malicious prosecution an arrest or seizure of property need not be an element of the claim nor do special damages need to be proved; and the elimination of these requirements and permitting the recovery of actual damages or liquidated damages, a reasonable attorney's fee, and other costs of litigation is intended to be in derogation of the common law.

POINT OF ORDER

Mr. Wang: "I would like a ruling as to scope and object on this amendment. I believe the amendment deals with malicious prosecution and the bill deals with malicious harassment."

SPEAKER'S RULING (MR. AMEN PRESIDING)

The Speaker (Mr. Amen presiding): "Representative Wang, the bill pertains to the civil action of malicious harassment and the amendment pertains to malicious prosecution, which is a form of harassment. It is within the scope and object."

Mr. Ellis spoke in favor of the amendment, and it was adopted.

On motion of Mr. Ellis, the following amendment to the title was adopted:

On page 1, line 1 of the title after "harassment;" insert "amending section 1, chapter 158, Laws of 1977 ex. sess. and RCW 4.24.350;"

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Ellis, Wang and Maxie spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3342 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3342 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), all bills passed in the afternoon session were ordered immediately transmitted to the Senate.

The Speaker resumed the Chair.

MESSAGE FROM THE SENATE

April 21, 1981

Mr. Speaker:

The Senate has concurred in the House amendment to ENGROSSED SENATE CONCURRENT RESOLUTION NO. 113, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SENATE BILL NO. 3049,
 SENATE BILL NO. 3051,
 SENATE BILL NO. 3053,
 SENATE BILL NO. 3057,
 SENATE BILL NO. 3067,
 SENATE BILL NO. 3079,
 SENATE BILL NO. 3102,
 SUBSTITUTE SENATE BILL NO. 3118,
 SUBSTITUTE SENATE BILL NO. 3128,
 SUBSTITUTE SENATE BILL NO. 3187,
 SENATE BILL NO. 3196,
 SENATE BILL NO. 3238,
 SENATE BILL NO. 3239,
 SENATE BILL NO. 3250.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 26, by Representative Wilson:

Authorizing studies by the legislative transportation committee and the standing committees on transportation.

To Committee on Transportation.

MOTION

Mr. Nelson (G) moved that HOUSE BILL NO. 124 be rereferred from Committee on State Government to Committee on Ways and Means.

POINT OF ORDER

Mr. King (R): "I believe it's after 5 o'clock and this is a bill dealing with public employment, not relating to revenue. I don't believe the bill is still alive to be acted upon by this body."

The Speaker: "Representative King, Senate Concurrent Resolution No. 113 was passed by this body less than two hours ago which extended the deadline until tomorrow at 5 o'clock."

Mr. King (R): "The point is that it does not come under the original cutoff since it is not an act relating to revenue or involving a direct appropriation or any of the other things which are in that cutoff resolution."

The Speaker: "I don't understand your point of order, Representative King, I don't appreciate the point of order you have raised. The legislation is not being brought to the floor, it's being moved to a different committee to start with. Secondly, any bill that is alive currently before 5 o'clock today is still alive until 5 o'clock tomorrow."

Mr. King (R): "Mr. Speaker, my point is that it wasn't alive under the previous cutoff. If it is there's a question of whether or not the Senate has passed the resolution."

The Speaker: "There's no question about the second point, Representative King, because it was just read in that they had done that. Without examining the bill to decide whether it's alive or not, the motion to merely move the bill from one committee to another does not constitute anything the Speaker would like to rule on at this time."

POINT OF ORDER

Mr. O'Brien: "There's nothing in our rules to provide moving the bill. Rule 29 sets forth the provision that three-fifths of the members of the House are required for a committee to report a bill back to the House during the order of business at which it may be considered. What you are doing is moving a bill from one committee to another, and it seems to me that it would require some sort of recommendation by that committee to have that bill reported out. Unless you suspend the rules, you would be in violation of the House rules."

The Speaker: "Representative O'Brien, we don't have that problem yet. As far as I know, it will pass unanimously. Are you opposing the motion?"

Mr. O'Brien: "I'm opposing it on the basis that it's in violation of our rules for a motion of this nature to be made."

The Speaker: "Representative O'Brien, if I understand the point you are raising, this would require a suspension of the rules. That was your point, that the motion was placed incorrectly? Representative Nelson, I will accept that motion from you."

MOTION

Mr. Nelson (G) moved that the rules be suspended, and House Bill No. 124 be rereferred from Committee on State Government to Committee on Ways and Means."

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. O'Brien.

Mr. O'Brien: "I would like to have you explain what House Bill 124 pertains to."

Mr. Nelson (G): "Representative O'Brien, the bill itself right now deals with temporary employment, but by the time we get done with it in Ways and Means, it may not look that way. We need the title in order to implement part of the budget that is being proposed in this House. It's as simple as that; we need a nice vehicle and that is the one that fits."

Mr. Ehlers spoke against the motion.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. Grimm.

Mr. Grimm: "Representative Nelson, what's in the trailer?"

Mr. Nelson (G): "Representative Chandler says that if we're to get out of here in 105 days, he needs that trailer. I am not on the Ways and Means Committee; you'll have to ask him. I understand he has quite a cargo."

The motion was lost.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Wednesday, April 22, 1981.

VITO T. CHIECHI, Chief Clerk

WILLIAM M. POLK, Speaker

ONE HUNDRED FIRST DAY

MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, April 22, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Bonnie Woodmansee and John McDonough. Prayer was offered by The Reverend Lester Olson of Gloria Dei Lutheran Church of Olympia.

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

MESSAGES FROM THE SENATE

April 21, 1981

Mr. Speaker:

The President has signed:

HOUSE BILL NO. 143,
 SUBSTITUTE SENATE BILL NO. 3514,
 SUBSTITUTE SENATE BILL NO. 3857,
 SENATE BILL NO. 3872,

SENATE CONCURRENT RESOLUTION NO. 113,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 21, 1981

Mr. Speaker:

The Senate has passed:

HOUSE BILL NO. 136,
 SUBSTITUTE HOUSE BILL NO. 184,
 HOUSE BILL NO. 244,
 SUBSTITUTE HOUSE BILL NO. 250,
 SUBSTITUTE HOUSE BILL NO. 297,
 SUBSTITUTE HOUSE BILL NO. 323,
 HOUSE BILL NO. 354,
 SUBSTITUTE HOUSE BILL NO. 431,
 HOUSE BILL NO. 433,
 SUBSTITUTE HOUSE BILL NO. 466,
 ENGROSSED HOUSE BILL NO. 502,
 HOUSE BILL NO. 530,
 SUBSTITUTE HOUSE BILL NO. 532,
 HOUSE BILL NO. 692,
 ENGROSSED HOUSE BILL NO. 701,
 HOUSE BILL NO. 707,
 HOUSE BILL NO. 734,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE SENATE BILL NO. 3514,
 SUBSTITUTE SENATE BILL NO. 3857,
 SENATE BILL NO. 3872,
 SENATE CONCURRENT RESOLUTION NO. 113.

REPORT OF STANDING COMMITTEE

April 21, 1981

HOUSE BILL NO. 124, Prime Sponsor: Representative Winsley, authorizing flexible-time work schedules for public employees. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer from Committee on State Government to Committee on Ways and Means.

The Speaker called on Mr. Hastings to preside.

SECOND READING

ENGROSSED SENATE BILL NO. 3183, by Senators Talmadge, Hemstad, Wojahn and Sellar:

Revising laws relating to proceedings after judgments against debtors.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3183, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Houchen, King J.

Engrossed Senate Bill No. 3183, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3153, by Senators Charnley and Zimmerman:

Requiring notice of certain city programs to be provided to counties.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3153, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Houchen.

Senate Bill No. 3153, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND SUBSTITUTE SENATE BILL NO. 3105, by Committee on Ways and Means (originally sponsored by Senators Charnley, Zimmerman, Conner, Peterson, McDermott, Guess, Goltz and Gould – by Department of Natural Resources request):

Establishing a natural heritage program.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute Senate Bill No. 3105, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Teutsch.

Second Substitute Senate Bill No. 3105, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3265, by Senators Peterson, Gallagher and Talley (by Department of Fisheries request):

Modifying the moratorium on salmon charter boat licenses.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

Ms. Rosbach moved adoption of the committee amendments and spoke against them.

The committee amendments were not adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3265, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Isaacson.

Not voting: Representative Tilly.

Senate Bill No. 3265, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3109, by Senators Talmadge and Clarke:

Enacting the uniform trade secrets act.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3109, the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3109, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3189, by Senators Talmadge, Hayner, Bottiger and Woody:

Modifying procedures for dependent children.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3189, the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3189, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3190, by Committee on Judiciary (originally sponsored by Senators Talmadge, Hayner, Bottiger, Lee and Woody):

Modifying provisions relating to juvenile offenders.

The bill was read the second time.

Committee on Institutions recommendation: Majority, do pass as amended. (For amendments, see Journal, 92nd Day, April 13, 1981.)

Committee on Appropriations - Human Services recommendation: Majority, do pass with amendments to Institutions Committee amendments.)

Mr. Struthers moved adoption of the Institutions Committee amendments. On motion of Mr. Struthers, the amendments by the Committee on Appropriations - Human Services to the amendment by the Committee on Institutions were adopted.

The committee amendment as amended was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3190 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R.,

Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute Senate Bill No. 3190 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3191, by Senators Talmadge, Hayner, Bottiger and Hughes:

Allowing counties to extend industrial insurance coverage to include juveniles performing community service.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3191, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3191, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3776, by Senators von Reichbauer, Gallagher, Conner and Guess (by Department of Licensing request):

Revising procedures for issuance of vehicle trip permits.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3776, the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3776, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3777, by Committee on Transportation (originally sponsored by Senators von Reichbauer, Gallagher, Conner and Guess - by Department of Licensing request):

Establishing appeal and collection procedures for proportionally licensed vehicles.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3777, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Patrick.

Not voting: Representative Mitchell.

Substitute Senate Bill No. 3777, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3778, by Committee on Transportation (originally sponsored by Senators von Reichbauer, Gallaghan, Conner and Guess - by Department of Licensing request):

Revising proportional vehicle licensing laws.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3778, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3778, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3055, by Senators Wilson, Hayner, Hansen and Lee:

Exempting certain intra-family transfers from the real estate excise tax.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3055, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3055, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3299, by Committee on Natural Resources (originally sponsored by Senators Hemstad and Conner):

Providing for the preservation of access to public lands.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3299, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Owen, Walk.

Substitute Senate Bill No. 3299, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3039, by Senators Hansen and Gaspard:

Modifying the exemption for alcohol to be used in certain equipment and implements.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3039, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Thompson.

Senate Bill No. 3039, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3584, by Committee on State Government (originally sponsored by Senators Goltz and Pullen):

Transferring the state archives to the secretary of state.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3584, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick,

McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3584, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3752, by Senators Gaspard, Hemstad, McDermott, Craswell, Fleming and Deccio:

Authorizing certain joint actions by private schools and public agencies.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

On motion of Mr. Taylor the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3752 as amended by the House, and the bill passed the House by the following vote: Yeas, 91; nays, 5; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McDonald, McGinnis, Mitchell, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Dickie, Kreidler, Monohon, Prince.

Not voting: Representatives Martinis, McCormick.

Engrossed Senate Bill No. 3752 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3580, by Senators Guess and Hansen:

Excluding from disclosure certain information relating to bids.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3580, and the bill passed the House by the following vote: Yeas, 92; nays, 6; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Nelson D., Rinehart, Rust, Scott, Wang.

Engrossed Senate Bill No. 3580, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 4022, by Senators Bluechel and Scott:

Providing for the transfer of the Saint Edwards Seminary to the parks and recreation commission.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Williams and Sanders spoke in favor of the bill, and Mr. Ehlers spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 4022, and the bill passed the House by the following vote: Yeas, 93; nays, 5; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Teutsch, Thompson, Tilly, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Dickie, Ehlers, Taylor, Tupper, Van Dyken.

Engrossed Senate Bill No. 4022, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 4027, by Senators Quigg, Peterson and Gallagher:

Modifying provisions relating to deckhands on charter boats.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 4027, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Becker, Grimm.

Senate Bill No. 4027, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 4309, by Committee on Education (originally sponsored by Senator Quigg):

Implementing law relating to students living in nonhigh districts and attending high schools and nonhigh districts' contributions to high school districts for capital fund aid.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4309, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle,

Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 4309, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3131, by Senators Talmadge, Kiskaddon, Moore and Quigg:

Extending laws against patient abuse to state hospitals.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass with the following amendment:

On page 2, line 10 after "department," strike "the prosecuting attorney," and insert "((~~the prosecuting attorney~~))"

On motion of Mr. Padden, the committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Padden spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3131 as amended by the House, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Becker, Grimm, Hine, King J.

Engrossed Senate Bill No. 3131 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3215, by Senators Bauer, Zimmerman and Fuller:

Authorizing the revaluation and relisting of property in a disaster area.

The bill was read the second time.

Committee on Revenue recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

On motion of Mr. Addison, the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3215 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien,

Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Sommers, Thompson.

Senate Bill No. 3215 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3780, by Committee on Financial Institutions and Insurance (originally sponsored by Senators Wojahn, Clarke and Moore – by Department of Licensing request):

Revising the Securities Act.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3780, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3780, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3060, by Committee on Commerce and Labor (originally sponsored by Senators Charnley, Newhouse, Vognild and Benitz):

Authorizing single-serving samples of beer and wine for sales promotion.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3060, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Stratton.

Substitute Senate Bill No. 3060, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3953, by Senators Williams, Hemstad, Kiskaddon, Hayner and Charnley:

Permitting rape to be charged by one spouse against another after a marriage dissolution action has been filed.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass with the following amendment:

On page 1, line 19 after "spouse" strike "or" and insert "and"

On motion of Mr. Padden, the committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3953 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3953 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL 3866, by Senators Hemstad and Lee:

Modifying the powers and duties of the state capitol historical association.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

On motion of Mr. Garson, the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3866 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3866 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3015, by Senator Rasmussen (by Legislative Budget Committee request):

Revising law relating to privacy of records.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3015, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Stratton.

Engrossed Senate Bill No. 3015, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3617, by Senator Metcalf:

Implementing law relating to use of associated study body funds.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendment, see Journal, 95th Day, April 16, 1981.)

On motion of Mr. Taylor, the committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3617 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Cantu.

Not voting: Representative Nelson D.

Senate Bill No. 3617 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3785, by Senators Wojahn and Bluechel:

Authorizing certain lenders to be identified as mortgage bankers.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3785, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott,

Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Mr. Speaker.

Senate Bill No. 3785, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3355, by Senators Hansen, Deccio, Gaspard, Wilson and Jones (by Department of Agriculture request):

Making miscellaneous changes in laws regulated by department of agriculture or director thereof.

The bill was read the second time.

Committee on Agriculture recommendation: Majority, do pass as amended. (For amendments, see Journal, 90th Day, April 11, 1981.)

On motion of Mr. Smith, the committee amendments were adopted.

On motion of Ms. Galloway, the following amendment was adopted:

On page 13, line 13 after "bees" insert "in an apiary"

Mr. Clayton moved adoption of the following amendment by Representatives Clayton, Amen and Smith:

On page 33, after line 21 insert the following:

"Sec. 35. Section 1, chapter 124, Laws of 1963 as last amended by section 12, chapter 238, Laws of 1979 ex. sess. and RCW 22.09.010 are each amended to read as follows:

The definitions set forth in this section apply throughout this chapter unless the context clearly requires otherwise.

- (1) 'Department' means the department of agriculture of the state of Washington.
- (2) 'Director' means the director of the department or his duly authorized representative.
- (3) 'Person' means a natural person, individual, firm, partnership, corporation, company, society, association, cooperative, port district, or two or more persons having a joint or common interest.
- (4) 'Agricultural commodities,' hereinafter referred to as 'commodities,' means, but is not limited to, all the grains, hay, peas, hops, grain and hay products, beans, lentils, corn, sorghums, malt, peanuts, flax, and other similar agricultural products, and shall also include agricultural seeds but only when stored by a warehouseman who issues negotiable warehouse receipts therefor.
- (5) 'Public warehouse,' hereinafter referred to as 'warehouse,' means any elevator, mill, warehouse, subterminal grain warehouse, public warehouse, terminal warehouse, or other structure or facility in which commodities are received from the public for storage, shipment, or handling, for compensation, and in the case of hay any yard or other enclosure within five miles thereof: PROVIDED, That this shall not include any warehouse storing or handling fresh fruits and/or vegetables or any warehouse used exclusively for cold storage.
- (6) 'Terminal warehouse' means any warehouse designated as a terminal by the department, and located at an inspection point where inspection facilities are maintained by the department and where commodities are ordinarily received and shipped by common carrier.
- (7) 'Inspection point' means a city, town, or other place wherein the department maintains inspection and weighing facilities.
- (8) 'Station' means two or more warehouses between which commodities are commonly transferred in the ordinary course of business and which are (a) immediately adjacent to each other, or (b) located within the corporate limits of any city or town and subject to the same transportation tariff zone, or (c) at any railroad siding or switching area and subject to the same transportation tariff zone, or (d) at one location in the open country off rail, or (e) in any area which can be reasonably audited by the department as a station under the provisions of this chapter and which has been established as such by the director by rule or regulation adopted pursuant to chapter 34.04 RCW, or (f) within twenty miles of each other but separated by the border between Washington and Idaho or Oregon when the books and records for such station are maintained at the warehouse located in Washington.
- (9) 'Depositor' means any person who deposits a commodity in a warehouse for storage, handling, or shipment, or who is the owner or legal holder of a warehouse receipt, outstanding scale weight ticket, or other evidence of such deposit or any person whose agricultural commodity has been sold to or is under control of the warehouseman for selling, processing, or handling for compensation, whether or not such commodity is in the warehouse.
- (10) 'Warehouse receipt' means a negotiable or nonnegotiable warehouse receipt as provided for in Article 7 of Title 62A RCW, as enacted or hereafter amended.
- (11) 'Warehouseman' means any person owning, operating, or controlling a warehouse.
- (12) 'Scale weight ticket' means a load slip or other evidence of deposit, serially numbered, not including warehouse receipts as defined in subsection (10) of this section, given a depositor on request upon initial delivery of the commodity to the warehouse and shall show the warehouse name, and state number, type of commodity, weight thereof, name of depositor, and the date delivered.

(13) 'Subterminal warehouse' means any warehouse which performs an intermediate function in which agricultural commodities are customarily received from dealers rather than producers and where the commodities are accumulated prior to shipment to a terminal warehouse.

(14) 'Put through' means agricultural commodities which are deposited in a warehouse for receiving, handling, conditioning, or shipping, and on which the depositor has concluded satisfactory arrangements with the warehouseman for the immediate or impending shipment of the commodity.

(15) 'Historical depositor' means any person who in the normal course of business operations has consistently made deposits in the same warehouse of commodities produced on the same land. In addition the purchaser, lessee, and/or inheritor of such land from the original historical depositor with reference to the land shall be considered a historical depositor with regard to the commodities produced on the land.

Sec. 36. Section 13, chapter 124, Laws of 1963 as amended by section 16, chapter 238, Laws of 1979 ex. sess. and RCW 22.09.130 are each amended to read as follows:

(1) Every warehouseman shall receive for storage, handling, or shipment, so far as the capacity and facilities of his warehouse will permit, all commodities included in the provisions of this chapter, in suitable condition for storage, tendered him in the usual course of business from historical depositors and shall issue therefor a warehouse receipt or receipts in form prescribed by the department as herein provided or a scale weight ticket. Warehousemen may accept agricultural commodities from new depositors who qualify to the extent of the capacity of that warehouse. The deposit for storage, shipment, or handling of such commodity must be credited to the depositor in the books of the warehouseman within seven days from the date of such deposit. If the commodity has been graded a warehouse receipt shall be issued within ten days after demand by the owner.

(2) If requested by the depositor, each lot of his commodity shall be kept in a special pile or special bin, if available, but in the case of a bulk commodity, if the lot or any portion of it does not equal the capacity of any available bin, the depositor may exercise his option to require the commodity to be specially binned only on agreement to pay charges based on the capacity of the available bin most nearly approximating the required capacity.

(3) A warehouseman may refuse to accept for storage, commodities which are wet, damaged, insect-infested, or in other ways unsuitable for storage.

(4) Terminal and subterminal warehousemen shall receive put through agricultural commodities to the extent satisfactory transportation arrangements can be made, but may not be required to receive agricultural commodities for storage."

Renumber the remaining sections consecutively

POINT OF ORDER

Mr. Ehlers: "I would ask that you rule on scope and object, Mr. Speaker. This amendment is clearly outside the scope and object of the bill."

MOTION

On motion of Mr. Nelson (G), further consideration of Engrossed Senate Bill No. 3355 was deferred.

SUBSTITUTE SENATE BILL NO. 4275, by Committee on State Government (originally sponsored by Senator Quigg):

Establishing a WSU dairy/forage research facility at Rainier school.

The bill was read the second time.

Committee on Appropriations - Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. McDonald, the committee amendments were adopted.

On motion of Mr. McDonald, the following amendment was adopted:

On page 3, beginning on line 23 strike all of section 5 and renumber the remaining sections consecutively.

There being no objection, the the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4275 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson,

King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 4275 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3591, by Senators Craswell, Bottiger and Guess:

Permitting counties to establish local improvement districts for water, sewer and/or drainage.

The bill was read the second time.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. Isaacson, the committee amendments were adopted.

On motion of Mr. Barrett, the following amendments were adopted:

On page 13, after line 14 insert the following:

"Sec. 10. Section 35.43.110, chapter 7, Laws of 1965 and RCW 35.43.110 are each amended to read as follows:

Proceedings to establish local improvement districts must be initiated by petition in the following cases:

(1) Any local improvement payable in whole or in part by special assessments which includes a charge ~~((for the cost and expense of furnishing electrical energy to any system of street lighting or))~~ for the cost and expense of operation and maintenance of escalators or moving sidewalks shall be initiated only upon a petition signed by the owners of two-thirds of the lineal frontage upon the improvement to be made and two-thirds of the area within the limits of the proposed improvement district;

(2) If the management of park drives, parkways, and boulevards of a city has been vested in a board of park commissioners or similar authority: PROVIDED, That the proceedings may be initiated by a resolution, if the ordinance is passed at the request of the park board or similar authority therefor specifying the particular drives, parkways, or boulevards or portions thereof to be improved and the nature of the improvement."

Renumber the remaining section accordingly.

On page 1, line 1 of the title after "counties;" insert "amending section 35.43.110, chapter 7, Laws of 1965 and RCW 35.43.110;"

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3591 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Hankins, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3591 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 4034, by Senators Talmadge and Newhouse:

Modifying provisions on refunds for property taxes paid.

The bill was read the second time.

Committee on Revenue recommendation: Majority, do pass as amended. (For amendment, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. Greengo, the committee amendment was adopted.

Mr. Flanagan moved adoption of the following amendment:

On page 3, line 10 add a new section as follows:

"NEW SECTION. Sec. 3. There is added to chapter 84.55 RCW a new section to read as follows:

The provisions of this chapter shall not apply to a levy, or that portion of a levy, made by or for a taxing district for the purpose of funding a property tax refund paid or to be paid pursuant to the provisions of chapters 84.68 or attributable to a property tax refund paid or to be paid pursuant to the provisions of chapter 84.69 RCW."

Renumber the remaining sections consecutively.

Mr. Flanagan spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Sprague.

Mr. Sprague: "I'd like to know, with the refund these people are going to receive for their overassessments, if the levy was also overassessed based on the value of their property?"

Mr. Flanagan: "The only reason I know of that they get a tax refund is that there's been some mistake made or an appeal made or something. They have to raise money to pay the refunds. In that particular situation this would allow them to exceed the 106% limit in order to make the refunds."

Mr. Sprague spoke against the amendment.

The amendment was adopted.

On motion of Mr. Flanagan, the following amendment to the title was adopted:

On page 1, line 4 of the title of the engrossed bill after "84.69.120;" insert "adding a new section to chapter 84.55 RCW;"

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 4034 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Owen.

Engrossed Senate Bill No. 4034 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3355:

The House resumed consideration of the bill on second reading.

SPEAKER'S RULING (MR. HASTINGS PRESIDING)

The Speaker (Mr. Hastings presiding): "The question before the House is the point of order raised by Representative Ehlers regarding the amendment by Representatives Clayton, Amen and Smith. Representative Ehlers, after looking over this bill, the title of the bill and the scope of the bill deal with regulations; the proposed amendment also deals with regulations; therefore, your point is not well taken. The amendment is in order."

Mr. Clayton spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Clayton, Amen and Smith to Engrossed Senate Bill No. 3355, and the amendment was adopted by the following vote: Yeas, 82; nays, 16; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Ehlers, Eng, Erickson, Grimm, Heck, King J., King R., Nelson G. A., North, Sherman, Struthers, Thompson, Valle, Walk, Warnke.

On motion of Mr. Clayton, the following amendment to the title was adopted:

On page 2, line 24 of the title after "20.01.380;" insert "amending section 1, chapter 124, Laws of 1963 as last amended by section 12, chapter 238, Laws of 1979 ex. sess. and RCW 22.09.010; amending section 13, chapter 124, Laws of 1963 as amended by section 16, chapter 238, Laws of 1979 ex. sess. and RCW 22.09.130;"

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Smith and Galloway spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3355 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representative Ehlers.

Not voting: Representatives King R., and Mr. Speaker.

Engrossed Senate Bill No. 3355 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House recessed until 1:15 p.m.

AFTERNOON SESSION

The House was called to order at 1:15 p.m. by the Speaker. The Clerk called the roll and all members were present.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORT OF STANDING COMMITTEE

April 21, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3636, Prime Sponsor: Committee on Ways and Means, adopting the budget. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. A budget is hereby adopted and, subject to the provisions set forth in the following sections, the several amounts specified in the following sections, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages, and other expenses of the agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 1981, and ending June 30, 1983, except as otherwise provided, out of the several funds of the state hereinafter named.

INDEX

- Accountancy Board, sec. 36
- Administrator for the Courts, sec. 11
- Agencies, Certain, Governor's Emergency Appropriation, OFM Director, Repayment, sec. 134
- Agencies, Reimbursements per RCW 39.34.130, Provisions, sec. 136
- Agriculture Department, sec. 85
- Allotment Restrictions, sec. 141
- Appropriations, Further Amounts, as defined, sec. 135
- Appropriation Proviso Definitions, sec. 142
- Archaeology and Historic Preservation Office, sec. 79
- Arts Commission, sec. 125
- Asian-American Affairs Commission, sec. 17
- Athletic Commission, sec. 37
- Attorney General, sec. 20
- Basic Education (K-12) Allocation—Certificated Staff Compensation, sec. 94
- Basic Education (K-12) Allocation—Classified Staff Compensation, sec. 95
- Blind Commission, sec. 71
- Cemetery Board, sec. 38
- Central Washington University, sec. 115
- Claims, Belated, sec. 130
- Claims, Sundry, sec. 131
- Columbia River Gorge Commission, sec. 74
- Commerce and Economic Development Department, sec. 81
- Community College Education Board, sec. 111
- Compact for Education, sec. 118
- County Road Administration Board, sec. 89
- Court of Appeals, sec. 10
- Criminal Justice Training Commission, sec. 66
- Data Processing Authority, sec. 24
- Deferred Compensation Committee, sec. 25
- Eastern Washington State Historical Society, sec. 127
- Eastern Washington University, sec. 114
- Ecology Department, sec. 75
- Emergency Services Department, sec. 45
- Employment Security Department, sec. 70
- Energy Facility Site Evaluation Council, sec. 77
- Energy Office, sec. 73
- Environmental Hearings Office, sec. 76
- Fisheries Department, sec. 82
- Funds, Federal, not received, State Fund Use Prohibitions, sec. 140
- Funds, Matching Federal Funds, not required, Placement, sec. 137
- Gambling Commission, sec. 40
- Game Department, sec. 83
- General Administration Department, sec. 28
- General Administration Facilities and Services Revolving Fund, Rate Increases, OFM Approval, sec. 143
- Governor, sec. 13
- Governor, Special Appropriations, sec. 14
- Higher Education Personnel Board, sec. 123
- Higher Education, sec. 110
- Horse Racing Commission, sec. 39
- Hospital Commission, sec. 69
- House of Representatives, sec. 2
- Human Rights Commission, sec. 64
- Indian Affairs, Governor's Office, sec. 17
- Industrial Insurance Appeals Board, sec. 65
- Insurance Commissioner, sec. 29
- Interagency Committee for Outdoor Recreation, sec. 80
- Investment Board, sec. 22
- Jail Commission, sec. 72
- Judicial Council, sec. 12
- Labor and Industries Department, sec. 67
- Law Library, sec. 9

- Legal Services Revolving Fund, Rate Increases, OFM Approval, sec. 143
- Legislative Budget Committee, sec. 4
- Legislative Evaluation and Accountability Program Committee, sec. 5
- Legislative, Facilities Use, Payment Requirements, sec. 133
- Lieutenant Governor, sec. 15
- Liquor Control Board, sec. 41
- Licensing Department, sec. 88
- Mexican-American Affairs Commission, sec. 17
- Military Department, sec. 46
- Municipal Research Council, sec. 35
- Natural Resources Department, sec. 84
- Office of Financial Management, Allotment Process, Use, Universities, Community Colleges, sec. 121
- Office of Financial Management, sec. 21
- Parks and Recreation Commission, sec. 78
- Personnel Department, sec. 23
- Pharmacy Board, sec. 42
- Planning and Community Affairs Agency, sec. 63
- Postsecondary Education Council, sec. 119
- Prison Terms and Paroles Board, sec. 68
- Public Broadcasting Commission, sec. 120
- Public Disclosure Commission, sec. 33
- Public Employees' Retirement System, Payment Restrictions, sec. 132
- Public Employment Relations Commission, sec. 47
- Retirement Systems Department, sec. 34
- Revenue Department, sec. 26
- Salary and Compensation (K-12) Definitions, sec. 92
- Salary and Compensation (K-12) Increases, sec. 96
- Secretary of State, sec. 16
- Senate, sec. 3
- Social and Health Services Department, Administrative and Supporting Services Program, sec. 59
- Social and Health Services Department, Adult Corrections Program, sec. 49
- Social and Health Services Department, Community Services Administration Program, sec. 60
- Social and Health Services Department, Community Social Services Grants Program, sec. 55
- Social and Health Services Department, Developmental Disabilities, sec. 52
- Social and Health Services Department, Income Maintenance Grants Program, sec. 54
- Social and Health Services Department, Juvenile Rehabilitation Program, sec. 50
- Social and Health Services Department, Medical Assistance Grants Program, sec. 56
- Social and Health Services Department, Mental Health Program, sec. 51
- Social and Health Services Department, Nursing Homes Program, sec. 53
- Social and Health Services Department, Public Health Program, sec. 57
- Social and Health Services Department, Reappropriations, sec. 61
- Social and Health Services Department, sec. 48
- Social and Health Services Department, Vocational Rehabilitation Program, sec. 58
- Staff Mix (K-12) Definitions, sec. 93
- State Actuary, sec. 6
- State Capitol Historical Association, sec. 128
- State Historical Society, sec. 126
- State Library, sec. 124
- State Patrol, sec. 86
- State Treasurer, Bond Retirement and Interest, sec. 32
- State Treasurer, Federal Revenues for Distribution, sec. 31
- State Treasurer, sec. 18
- State Treasurer, State Revenues for Distribution, sec. 30
- State Treasurer, Transfers, sec. 129
- Statute Law Committee, sec. 7
- Superintendent of Public Instruction, Basic Education Allocation, sec. 91
- Superintendent of Public Instruction, Block Grants, sec. 104
- Superintendent of Public Instruction, Educational Clinics, sec. 109
- Superintendent of Public Instruction, Educational Services Districts, sec. 103
- Superintendent of Public Instruction, Encumbrance of Federal Grants, sec. 107
- Superintendent of Public Instruction, Enumerated Purposes, sec. 106
- Superintendent of Public Instruction, Handicapped Costs, sec. 101
- Superintendent of Public Instruction (Including State Education Board), sec. 90
- Superintendent of Public Instruction, July and August Payments, sec. 108
- Superintendent of Public Instruction, Pupil Transportation, sec. 98
- Superintendent of Public Instruction, Teachers' Retirement System Contributions, sec. 97
- Superintendent of Public Instruction, School Food Service Programs, sec. 100
- Superintendent of Public Instruction, State Institutional Education Programs, sec. 105

Superintendent of Public Instruction, Traffic Safety Program, sec. 102
 Superintendent of Public Instruction, Vocational-Technical Institutes, and Adult Education, Vocational-
 Technical Institutes, sec. 99
 Supreme Court, sec. 8
 Tax Appeals Board, sec. 27
 The Evergreen State College, sec. 116
 Traffic Safety Commission, sec. 87
 Transportation Department, Aeronautics Division, Aircraft Use Authority Prescribed, sec. 138
 Unanticipated Receipts, Use, sec. 139
 University of Washington, sec. 112
 Utilities and Transportation Commission, sec. 43
 Veterans Affairs Department, sec. 62
 Vocational Education Commission, sec. 122
 Volunteer Firemen Board, sec. 44
 Washington State University, sec. 113
 Western Washington University, sec. 117

NEW SECTION. Sec. 2. FOR THE HOUSE OF REPRESENTATIVES

General Fund Appropriation	\$	17,742,000
FTE Staff Years—Fiscal Year 1982		319.0
FTE Staff Years—Fiscal Year 1983		319.0

The appropriation in this section is subject to the following conditions and limitations:

- (1) \$8,000 is for the house ethics committee.
- (2) \$9,000 is for the western forest practices task force.
- (3) \$49,000 is for dues of the national conference of state legislatures.
- (4) \$49,000 is for dues of the council of state governments.

NEW SECTION. Sec. 3. FOR THE SENATE

General Fund Appropriation	\$	15,407,000
FTE Staff Years—Fiscal Year 1982		280.0
FTE Staff Years—Fiscal Year 1983		280.0

The appropriation in this section is subject to the following conditions and limitations:

- (1) \$8,000 is for the senate ethics committee.
- (2) \$9,000 is for the western forest practices task force.
- (3) \$49,000 is for dues of the national conference of state legislatures.
- (4) \$49,000 is for dues of the council of state governments.

NEW SECTION. Sec. 4. FOR THE LEGISLATIVE BUDGET COMMITTEE

General Fund Appropriation	\$	1,294,000
FTE Staff Years—Fiscal Year 1982		16.0
FTE Staff Years—Fiscal Year 1983		16.0

NEW SECTION. Sec. 5. FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY

PROGRAM COMMITTEE		
General Fund Appropriation	\$	1,313,000
FTE Staff Years—Fiscal Year 1982		8.0
FTE Staff Years—Fiscal Year 1983		8.0

NEW SECTION. Sec. 6. FOR THE OFFICE OF THE STATE ACTUARY

General Fund Appropriation	\$	330,000
FTE Staff Years—Fiscal Year 1982		4.0
FTE Staff Years—Fiscal Year 1983		4.0

NEW SECTION. Sec. 7. FOR THE STATUTE LAW COMMITTEE

General Fund Appropriation	\$	4,512,000
FTE Staff Years—Fiscal Year 1982		58.8
FTE Staff Years—Fiscal Year 1983		67.2

NEW SECTION. Sec. 8. FOR THE SUPREME COURT

General Fund Appropriation	\$	5,949,000
FTE Staff Years—Fiscal Year 1982		60.0
FTE Staff Years—Fiscal Year 1983		60.0

The appropriation in this section is subject to the following condition or limitation: \$1,456,000 is provided solely for indigent appeal cases.

NEW SECTION. Sec. 9. FOR THE LAW LIBRARY

General Fund Appropriation	\$	1,727,000
FTE Staff Years—Fiscal Year 1982		14.4
FTE Staff Years—Fiscal Year 1983		14.4

The appropriation in this section is subject to the following condition or limitation: All nonstate agency users of the Westlaw system shall be charged a service fee sufficient to cover the costs of their usage.

NEW SECTION. Sec. 10. FOR THE COURT OF APPEALS

General Fund Appropriation	\$	8,460,000
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FTE Staff Years—Fiscal Year 1982	97.0
FTE Staff Years—Fiscal Year 1983	97.0

The appropriation in this section is subject to the following conditions or limitations:

(1) \$1,273,000 is provided solely for lease and associated costs for Division I relocation, and no other moneys may be expended for these purposes.

(2) If Senate Bill No. 3843 is enacted during the 1981 regular session of the legislature and if it contains an appropriation for the purchase of Division III Court of Appeals facilities, the general fund appropriation shall be reduced to \$8,270,000.

NEW SECTION, Sec. 11. FOR THE ADMINISTRATOR FOR THE COURTS

General Fund Appropriation	\$	10,780,000
General Fund—Judiciary Education Account Appropriation	\$	359,000
Total Appropriation	\$	11,139,000
FTE Staff Years—Fiscal Year 1982		155.0
FTE Staff Years—Fiscal Year 1983		155.0

The appropriations in this section are subject to the following condition or limitation: A maximum of \$8,185,000 of the general fund appropriation may be spent for the superior court judges, including prior claims. Of this amount, \$360,000 is provided solely for criminal cost bills, including prior claims; \$350,000 is provided solely for mandatory arbitration costs, including prior claims; and \$114,000 is provided solely for judges pro tempore for the superior courts. The administrator for the courts shall authorize and approve all such expenditures.

NEW SECTION, Sec. 12. FOR THE JUDICIAL COUNCIL

General Fund Appropriation	\$	294,000
FTE Staff Years—Fiscal Year 1982		4.7
FTE Staff Years—Fiscal Year 1983		4.7

NEW SECTION, Sec. 13. FOR THE OFFICE OF THE GOVERNOR

General Fund Appropriation	\$	3,555,000
FTE Staff Years—Fiscal Year 1982		38.0
FTE Staff Years—Fiscal Year 1983		38.0

The appropriation in this section is subject to the following conditions and limitations:

(1) A maximum of \$3,163,000 may be spent for executive operations.

(2) A maximum of \$48,000 may be spent for investigations and emergency purposes.

(3) A maximum of \$193,000 may be spent for extradition expenses to carry out the provisions of RCW 10.34.030 providing for the return of fugitives by the governor, including prior claims and for extradition-related legal services as determined by the attorney general.

(4) A maximum of \$151,000 is provided solely for mansion maintenance, and no other moneys may be expended for this purpose.

NEW SECTION, Sec. 14. FOR THE GOVERNOR—SPECIAL APPROPRIATIONS

General Fund Appropriation—State	\$	166,929,000
General Fund Appropriation—Federal	\$	27,117,000
Special Fund Salary and Insurance Contribution Increase Revolving Fund		
Appropriation	\$	54,499,000
Total Appropriation	\$	248,545,000

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of \$2,500,000 is for the governor's emergency fund to be allocated for the carrying out of the critically necessary work of any agency.

(2) (a) A maximum of \$159,621,000 of general fund moneys (including \$21,955,000 in federal funds) may be expended to implement salary increases, effective October 1, 1981, averaging 7.5% for higher education classified employees and 7.2% for commissioned officers of the Washington state patrol, faculty and administrative exempt employees of the community college system and the four-year institutions of higher education, and medical residents and graduate assistants, including teaching assistants and research assistants of the four-year institutions of higher education, and state personnel board classified and exempt employees, (excluding student employees not under the jurisdiction of the state or higher education personnel board); and effective October 1, 1982, a salary increase averaging 7.0% for higher education classified employees, commissioned officers of the Washington state patrol, faculty and administrative exempt employees of the community college system and the four-year institutions of higher education and medical residents and graduate assistants, including teaching assistants and research assistants of the four-year institutions of higher education, and state personnel board classified and exempt employees, (excluding student employees not under the jurisdiction of the state or higher education personnel board): PROVIDED, That the October 1, 1981, salary increase for higher education classified employees and state personnel board classified and exempt employees shall implement the salary ranges adopted by the higher education and state personnel boards resulting from the 1980 salary survey (catch-up results).

(b) A maximum of \$31,925,000 of general fund moneys (including \$5,162,000 in federal funds) may be expended to effect increases in the state's maximum contribution for employee insurance benefits. A maximum of \$24,413,000 of this amount (including \$3,947,000 in federal funds) may be expended to effect, beginning July 1, 1981, an increase in the state's maximum contribution for employee insurance benefits from \$95.00 per month to \$121.00 per month per eligible employee. A maximum of \$7,512,000 of this

amount (including \$1,215,000 in federal funds) may be expended to effect, beginning July 1, 1982, an increase in the state's maximum contribution for employee insurance benefits from \$121.00 per month to \$137.00 per month per eligible employee.

(c) A maximum of \$44,967,000 of special fund salary and insurance contribution increase revolving fund moneys may be expended to effect salary increases for higher education classified employees, commissioned officers of the Washington state patrol, faculty and administrative exempt employees of the community college system and the four-year institutions of higher education, and medical residents and graduate assistants, including teaching assistants and research assistants of the four-year institutions of higher education, and state personnel board classified and exempt employees, (excluding student employees not under the jurisdiction of the state or higher education personnel board) calculated in accordance with the procedures outlined in subsection (2)(a) of this section.

(d) A maximum of \$9,532,000 of special fund salary and insurance contribution increase revolving fund moneys may be expended to effect increases in the state's maximum contribution for employee insurance benefits. A maximum of \$7,289,000 of this amount may be expended to effect, beginning July 1, 1981, an increase in the state's maximum contribution for employee insurance benefits from \$95.00 per month to \$121.00 per month per eligible employee. A maximum of \$2,243,000 of this amount may be expended to effect, beginning July 1, 1982, an increase in the state's maximum contribution for employee insurance benefits from \$121.00 per month to \$137.00 per month per eligible employee.

(e) To facilitate payment of state employee salary increases from special funds and to facilitate payment of state employee insurance benefit increases from special funds, the state treasurer is directed to transfer sufficient income from each special fund to the special fund salary and insurance contribution increase revolving fund hereby created in accordance with schedules provided by the office of financial management.

(f) Notwithstanding any other provision of this subsection (2), Walla Walla community college may fund additional actual increments or their equivalents in salaries for each year of the biennium to equalize salaries to the state-wide average salaries as reflected by the average base salary of the annually contracted professional personnel of the Washington community colleges.

NEW SECTION. Sec. 15. FOR THE LIEUTENANT GOVERNOR

General Fund Appropriation	\$	226,000
FTE Staff Years—Fiscal Year 1982		3.0
FTE Staff Years—Fiscal Year 1983		3.0

NEW SECTION. Sec. 16. FOR THE SECRETARY OF STATE

General Fund Appropriation	\$	4,044,000
FTE Staff Years—Fiscal Year 1982		50.4
FTE Staff Years—Fiscal Year 1983		50.4

The appropriation in this section is subject to the following conditions and limitations:

(1) \$972,000 is provided solely for the verification of initiative and referendum petitions and the maintenance of related voter registration records, legal advertising of state measures, and the publication and distribution of the voters and candidates pamphlet.

(2) \$610,000 is provided solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures.

(3) \$50,000 is provided solely for costs associated with redistricting.

NEW SECTION. Sec. 17. FOR THE COMMISSION ON MEXICAN-AMERICAN AFFAIRS, THE COMMISSION ON ASIAN-AMERICAN AFFAIRS, AND THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS

Commission on Mexican-American Affairs		
General Fund Appropriation	\$	116,667
Commission on Asian-American Affairs		
General Fund Appropriation	\$	116,667
Governor's Office of Indian Affairs		
General Fund Appropriation	\$	116,667
Total Appropriation	\$	350,001
FTE Staff Years—Fiscal Year 1982		4.0
FTE Staff Years—Fiscal Year 1983		4.0

The appropriations in this section are subject to the following conditions and limitations:

(1) The position of executive director for each commission or office shall be retained. The agencies for which appropriations are provided by this section shall jointly fund a common secretarial/clerical pool and consolidate their respective office spaces upon expiration of current lease agreements.

(2) The appropriation for the commission on Asian-American affairs shall fund a commission membership not to exceed twelve members and the commission shall amend its bylaws to provide for a quorum of seven members, provided conforming changes to chapter 43.117 RCW are enacted during the 1981 regular session of the legislature.

NEW SECTION. Sec. 18. FOR THE STATE TREASURER

Motor Vehicle Fund Appropriation—State	\$	37,000
State Treasurer's Service Fund Appropriation	\$	5,205,000
Total Appropriation	\$	5,242,000
FTE Staff Years—Fiscal Year 1982		71.4

FTE Staff Years—Fiscal Year 1983	71.5
NEW SECTION, Sec. 19. FOR THE STATE AUDITOR	
General Fund Appropriation—State	\$ 2,120,000
General Fund Appropriation—Federal	\$ 352,000
General Fund Appropriation—Private/Local	\$ 48,000
Motor Vehicle Fund Appropriation	\$ 267,000
Auditing Services Revolving Fund Appropriation	\$ 5,480,000
Total Appropriation	\$ 8,267,000
FTE Staff Years—Fiscal Year 1982	117.5
FTE Staff Years—Fiscal Year 1983	117.3

The appropriations in this section are subject to the following conditions and limitations:

(1) The division of municipal corporations shall give high priority to examining the accuracy of local school district reporting of staff mix and enrollment data for state reimbursement purposes. Beginning with the 1981-82 school year, any significant inaccuracies shall be reported to the attorney general and the superintendent of public instruction. The superintendent shall take action to recover any overpayment which results from the reporting of inaccurate data.

(2) No general fund moneys may be expended for the training of municipal auditors or other local personnel.

(3) Legal costs incurred by the attorney general to insure compliance with the findings of the state auditor in state agency audits shall be charged to the agency that received the audit. Costs to audited agencies shall not exceed the budget preparation estimates provided by the state auditor to the committees on ways and means of the senate and house of representatives which were based on the governor's requested staff level plus seven positions.

NEW SECTION, Sec. 20. FOR THE ATTORNEY GENERAL

General Fund Appropriation	\$ 4,300,000
Legal Services Revolving Fund Appropriation	\$ 19,513,000
Total Appropriation	\$ 23,813,000
FTE Staff Years—Fiscal Year 1982	317.1
FTE Staff Years—Fiscal Year 1983	320.1

The appropriations in this section are subject to the following condition or limitation: \$150,000 of the general fund appropriation is provided solely for the continuation of the crime watch program.

NEW SECTION, Sec. 21. FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund Appropriation—State	\$ 14,009,000
General Fund Appropriation—Federal	\$ 6,300,000
Total Appropriation	\$ 20,309,000
FTE Staff Years—Fiscal Year 1982	128.6
FTE Staff Years—Fiscal Year 1983	127.1

The appropriations in this section are subject to the following conditions and limitations:

(1) \$750,000 of the general fund—state appropriation is provided solely for the completion of the higher education personnel/payroll system.

(2) \$70,000 of the general fund—state appropriation is provided solely for the payment of assessments against state-owned land.

(3) \$1,568,000 of the general fund—state appropriation is provided solely for the completion of the state budget and accounting systems development.

(4) \$1,725,000 of the general fund—state appropriation is provided solely for payment of supplies and services furnished in previous biennia.

(5) \$5,000 of the general fund—state appropriation is provided solely for payment of claims against the state.

NEW SECTION, Sec. 22. FOR THE STATE INVESTMENT BOARD

General Fund—State Investment Board Expense Account Appropriation	\$ 1,075,000
FTE Staff Years—Fiscal Year 1982	14.0
FTE Staff Years—Fiscal Year 1983	14.0

NEW SECTION, Sec. 23. FOR THE DEPARTMENT OF PERSONNEL

Department of Personnel Service Fund Appropriation	\$ 8,830,000
FTE Staff Years—Fiscal Year 1982	132.7
FTE Staff Years—Fiscal Year 1983	132.7
State Employees' Insurance Fund Appropriation	\$ 1,443,000
FTE Staff Years—Fiscal Year 1982	15.0
FTE Staff Years—Fiscal Year 1983	15.0
Total Appropriation	\$ 10,273,000

NEW SECTION, Sec. 24. FOR THE DATA PROCESSING AUTHORITY

General Fund Appropriation	\$ 443,000
FTE Staff Years—Fiscal Year 1982	10.0
FTE Staff Years—Fiscal Year 1983	0.0

The appropriation in this section is subject to the following condition or limitation: \$443,000 and 10 FTE staff years are provided solely for one year. Funding for the second fiscal year of the biennium shall be considered in the 1982 regular session of the legislature based upon interim recommendations.

NEW SECTION. Sec. 25. FOR THE COMMITTEE FOR DEFERRED COMPENSATION

General Fund Appropriation	\$	35,000
NEW SECTION. Sec. 26. FOR THE DEPARTMENT OF REVENUE		
General Fund Appropriation	\$	35,336,000
General Fund—State Timber Tax Reserve Account Appropriation	\$	2,794,000
Motor Vehicle Fund Appropriation	\$	110,000
Total Appropriation	\$	38,240,000
FTE Staff Years—Fiscal Year 1982		636.7
FTE Staff Years—Fiscal Year 1983		635.7

The appropriations in this section are subject to the following conditions and limitations:

(1) \$393,000 of the state timber tax reserve account appropriation is provided solely for reimbursement to counties with timberland for the costs of establishing forest land grades for each parcel of classified or designated forest land.

(2) The department of revenue shall maintain current services including advisory appraisals as required by RCW 84.41.060.

(3) The department of revenue shall add one full time equivalent staff year for the 1982 fiscal year only to help conduct a new study of the financial impact of tax exemptions and a review of the effectiveness and problems of the current use law.

NEW SECTION. Sec. 27. FOR THE BOARD OF TAX APPEALS

General Fund Appropriation	\$	985,000
FTE Staff Years—Fiscal Year 1982		14.0
FTE Staff Years—Fiscal Year 1983		14.1

The appropriation in this section is subject to the following condition or limitation: \$104,000 is provided solely to employ one hearing examiner and one clerk typist. The positions shall terminate at the end of the biennium.

NEW SECTION. Sec. 28. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

General Fund Appropriation—State	\$	11,182,000
General Fund Appropriation—Private/Local	\$	89,000
General Fund—Motor Transport Account Appropriation	\$	8,688,000
General Administration Facilities and Services Revolving Fund Appropriation	\$	15,361,000
Total Appropriation	\$	35,320,000
FTE Staff Years—Fiscal Year 1982		433.0
FTE Staff Years—Fiscal Year 1983		435.1

The appropriations in this section are subject to the following conditions and limitations:

(1) The department of general administration shall not expend any of the general fund appropriation for the replacement of motor transport division vehicles.

(2) \$2,697,000 of the general fund appropriation is provided solely for the banking program. Revenues generated from fees and charges in this program shall equal or exceed expenditures.

(3) \$1,127,000 of the general fund appropriation is provided solely for the savings and loan program. Revenues generated from fees and charges shall equal or exceed expenditures.

(4) The department of general administration shall provide insurance coverage for all state-owned, state-chartered, state-rented, or state employee-owned aircraft being used on authorized state business, including passengers. This coverage shall be in force for all such aircraft whether piloted by a state employee or employees of a charter or rental firm. The department may require reimbursement for premium costs from user agencies on a pro rata basis.

(5) The department of agriculture shall transfer \$21,000 from its local fund accounts to the motor transport account. The state treasurer shall transfer to the motor transport account \$29,000 from the grain and hay inspection fund, \$8,000 from the community college capital projects account, and \$24,000 from the highway safety fund. These transfers shall be in accordance with schedules provided by the office of financial management.

NEW SECTION. Sec. 29. FOR THE INSURANCE COMMISSIONER

General Fund Appropriation	\$	7,997,000
FTE Staff Years—Fiscal Year 1982		123.2
FTE Staff Years—Fiscal Year 1983		123.2

The appropriation in this section is subject to the following condition or limitation: A maximum of \$1,000 may be expended for the continuing education program.

NEW SECTION. Sec. 30. FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premiums tax distribution	\$	4,360,000
General Fund Appropriation for refund of deferred property tax	\$	33,000
General Fund Appropriation for public utility district excise tax distribution	\$	12,673,000
General Fund Appropriation for prosecuting attorneys' salaries	\$	1,449,000
General Fund Appropriation for motor vehicle excise tax distribution	\$	56,632,000
General Fund Appropriation for local mass transit assistance	\$	104,279,000

General Fund Appropriation for camper and travel trailer excise tax distribution	\$	1,940,000
General Fund Appropriation for local fire protection costs	\$	720,000
General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution	\$	728,000
Liquor Excise Tax Fund Appropriation for liquor excise tax distribution	\$	22,389,000
Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution	\$	172,480,000
Liquor Revolving Fund Appropriation for liquor profits distribution	\$	52,775,000
State Timber Tax Account 'A' Appropriation for distribution to 'Timber' counties	\$	21,400,000
State Timber Tax Reserve Account Appropriation for distribution to 'Timber' counties	\$	56,000,000
Total Appropriation	\$	507,858,000

NEW SECTION. Sec. 31. FOR THE STATE TREASURER—FEDERAL REVENUES FOR

DISTRIBUTION

Forest Reserve Fund Appropriation for forest reserve fund distribution	\$	34,966,000
General Fund Appropriation for federal flood control funds distribution	\$	24,000
General Fund Appropriation for federal grazing fees distribution	\$	55,000
Total Appropriation	\$	35,045,000

NEW SECTION. Sec. 32. FOR THE STATE TREASURER—BOND RETIREMENT AND

INTEREST

Fisheries Bond Redemption Fund 1977 Appropriation	\$	1,399,006
Salmon Enhancement Bond Redemption Fund 1977 Appropriation	\$	4,674,396
Higher Education Refunding Bond Redemption Fund 1977 Appropriation	\$	8,759,499
Fire Service Training Center Bond Retirement Fund 1977 Appropriation	\$	95,500
Highway Bond Retirement Fund Appropriation	\$	76,269,110
State Building Construction Bond Redemption Fund Appropriation	\$	2,129,015
Higher Education Bond Redemption Fund 1977 Appropriation	\$	3,536,312
Ferry Bond Retirement Fund 1977 Appropriation	\$	13,995,976
Emergency Water Projects Bond Retirement Fund 1977 Appropriation	\$	2,574,560
Public School Building Bond Redemption Fund 1961 Appropriation	\$	3,749,388
General Administration Building Bond Redemption Fund Appropriation	\$	606,238
Juvenile Correctional Institutional Building Bond Redemption Fund 1963 Appropriation	\$	632,700
Outdoor Recreation Bond Redemption Fund Appropriation	\$	2,341,138
Public School Building Bond Redemption Fund 1965 Appropriation	\$	2,456,825
State Building and Higher Education Construction Bond Redemption Fund 1965 Appropriation	\$	3,171,525
Spokane River Toll Bridge Account Appropriation	\$	876,963
Public School Building Bond Redemption Fund 1963 Appropriation	\$	8,763,316
Higher Education Bond Retirement Fund 1979 Appropriation	\$	5,301,459
State General Obligation Bond Retirement Fund 1979 Appropriation	\$	35,888,357
Fisheries Bond Redemption Fund 1976 Appropriation	\$	769,416
State Building Bond Redemption Fund 1967 Appropriation	\$	652,110
Community College Capital Construction Bond Redemption Fund 1975, 1976, 1977 Appropriation	\$	13,371,499
Common School Building Bond Redemption Fund 1967 Appropriation	\$	6,852,460
Outdoor Recreation Bond Redemption Fund 1967 Appropriation	\$	6,231,258
Water Pollution Control Facilities Bond Redemption Fund 1967 Appropriation	\$	3,902,420
State Building and Higher Education Construction Bond Redemption Fund 1967 Appropriation	\$	9,968,433
State Building and Parking Bond Redemption Fund 1969 Appropriation	\$	2,451,780
Waste Disposal Facilities Bond Redemption Fund Appropriation	\$	23,366,544
Water Supply Facilities Bond Redemption Fund Appropriation	\$	11,670,220
Social and Health Services Facilities 1972 Bond Redemption Fund Appropriation	\$	3,718,307
Recreation Improvements Bond Redemption Fund Appropriation	\$	6,017,375
Community College Capital Improvement Bond Redemption Fund 1972 Appropriation	\$	7,502,480
State Building Authority Bond Redemption Fund Appropriation	\$	9,754,055
Office—Laboratory Facilities Bond Redemption Fund Appropriation	\$	273,505
University of Washington Hospital Bond Retirement Fund 1975 Appropriation	\$	1,158,211
Washington State University Bond Redemption Fund 1977 Appropriation	\$	553,065
Higher Education Bond Redemption Fund 1975 Appropriation	\$	2,172,740
State Building Bond Redemption Fund 1973 Appropriation	\$	3,886,348
State Building Bond Retirement Fund 1975 Appropriation	\$	759,572
State Higher Education Bond Redemption Fund 1973 Appropriation	\$	4,392,557

Social and Health Services Bond Redemption Fund 1976 Appropriation	\$	9,971,978
State Building (Expo 74) Bond Redemption Fund 1973A Appropriation	\$	385,958
Community College Refunding Bond Retirement Fund 1974 Appropriation	\$	9,553,126
State Higher Education Bond Redemption Fund 1974 Appropriation	\$	1,218,350
Total Appropriation	\$	317,775,050

NEW SECTION. Sec. 33. FOR THE PUBLIC DISCLOSURE COMMISSION

General Fund Appropriation	\$	963,000
FTE Staff Years—Fiscal Year 1982		11.6
FTE Staff Years—Fiscal Year 1983		11.6

NEW SECTION. Sec. 34. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS

General Fund Appropriation	\$	183,150,000
Department of Retirement Systems Expense Fund Appropriation	\$	9,085,000
Total Appropriation	\$	192,235,000
FTE Staff Years—Fiscal Year 1982		157.0
FTE Staff Years—Fiscal Year 1983		157.0

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of \$600,000 may be expended from the general fund appropriation for contributions to the judicial retirement system.

(2) A maximum of \$550,000 may be expended from the general fund appropriation for contributions to the judges' retirement system.

(3) A maximum of \$182,000,000 may be expended from the general fund appropriation for contribution to the law enforcement officers' and fire fighters' retirement system.

NEW SECTION. Sec. 35. FOR THE MUNICIPAL RESEARCH COUNCIL

General Fund Appropriation	\$	1,197,000
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NEW SECTION. Sec. 36. FOR THE BOARD OF ACCOUNTANCY

General Fund Appropriation	\$	596,000
FTE Staff Years—Fiscal Year 1982		5.3
FTE Staff Years—Fiscal Year 1983		5.3

NEW SECTION. Sec. 37. FOR THE ATHLETIC COMMISSION

General Fund Appropriation	\$	71,000
FTE Staff Years—Fiscal Year 1982		1.9
FTE Staff Years—Fiscal Year 1983		1.9

NEW SECTION. Sec. 38. FOR THE CEMETERY BOARD

General Fund—Cemetery Account Appropriation	\$	56,000
FTE Staff Years—Fiscal Year 19825
FTE Staff Years—Fiscal Year 19835

NEW SECTION. Sec. 39. FOR THE HORSE RACING COMMISSION

Horse Racing Commission Fund Appropriation	\$	2,138,000
FTE Staff Years—Fiscal Year 1982		24.0
FTE Staff Years—Fiscal Year 1983		24.0

The appropriation in this section is subject to the following conditions and limitations:

(1) If there are more than five hundred ninety-five racing days during the 1981-83 biennium, the governor is hereby authorized to allocate such additional funds and FTE staff years as may be required.

(2) \$24,000 is provided solely for an evaluation of the commission's medication program. The evaluation is to be conducted by Washington State University and funds may be expended only for the direct costs of the evaluation.

NEW SECTION. Sec. 40. FOR THE GAMBLING COMMISSION

Gambling Revolving Fund Appropriation	\$	4,481,000
FTE Staff Years—Fiscal Year 1982		77.4
FTE Staff Years—Fiscal Year 1983		77.4

The appropriation in this section is subject to the following condition or limitation: The appropriation in this section is contingent on the enactment of House Bill No. 659 during the 1981 regular session of the legislature.

NEW SECTION. Sec. 41. FOR THE LIQUOR CONTROL BOARD

Liquor Revolving Fund Appropriation	\$	75,823,000
FTE Staff Years—Fiscal Year 1982		1,355.0
FTE Staff Years—Fiscal Year 1983		1,354.9

NEW SECTION. Sec. 42. FOR THE PHARMACY BOARD

General Fund Appropriation	\$	1,075,000
FTE Staff Years—Fiscal Year 1982		18.5
FTE Staff Years—Fiscal Year 1983		18.5

The appropriation in this section is subject to the following condition or limitation: No moneys appropriated in this section may be expended for continuation of the diversion investigation unit.

NEW SECTION. Sec. 43. FOR THE UTILITIES AND TRANSPORTATION COMMISSION

Public Service Revolving Fund Appropriation—State	\$	14,985,000
Public Service Revolving Fund Appropriation—Federal	\$	317,000

Grade Crossing Protective Fund Appropriation	\$	1,472,000
Total Appropriation	\$	16,774,000
FTE Staff Years—Fiscal Year 1982		202.8
FTE Staff Years—Fiscal Year 1983		202.8

The appropriations in this section are subject to the following conditions and limitations:

(1) \$775,000 from the grade crossing protective fund appropriation is provided solely for obligations incurred in prior biennia.

(2) The grade crossing protective fund appropriation shall be reduced by \$400,000 if Senate Bill No. 3927 is enacted during the 1981 regular session of the legislature.

NEW SECTION. Sec. 44. FOR THE BOARD FOR VOLUNTEER FIREMEN

Volunteer Firemen's Relief and Pension Fund Appropriation	\$	157,000
FTE Staff Years—Fiscal Year 1982		2.0
FTE Staff Years—Fiscal Year 1983		2.0

The appropriation in this section is subject to the following condition or limitation: \$15,000 is provided solely for an actuarial study of the volunteer firemen's pension fund.

NEW SECTION. Sec. 45. FOR THE DEPARTMENT OF EMERGENCY SERVICES

General Fund Appropriation—State	\$	1,118,000
General Fund Appropriation—Federal	\$	2,241,000
Total Appropriation	\$	3,359,000
FTE Staff Years—Fiscal Year 1982		22.0
FTE Staff Years—Fiscal Year 1983		22.0

The appropriations in this section are subject to the following condition or limitation: \$242,000 of the general fund—state appropriation is provided solely to reimburse the federal emergency management agency for the state's share of costs of individual and family grants provided for disaster relief: PROVIDED, That the department of emergency services, in conjunction with the department of social and health services, will reinstate an appeal process to the federal emergency management agency with respect to the \$87,102 in audit exceptions relative to the 1977 floods.

NEW SECTION. Sec. 46. FOR THE MILITARY DEPARTMENT

General Fund Appropriation—State	\$	7,044,000
General Fund Appropriation—Federal	\$	1,838,000
Total Appropriation	\$	8,882,000
FTE Staff Years—Fiscal Year 1982		129.7
FTE Staff Years—Fiscal Year 1983		129.7

The appropriations in this section are subject to the following conditions and limitations:

(1) \$310,000 of the general fund—state appropriation is provided solely for the continuation of the educational assistance grant program, of which a maximum of \$10,000 may be expended for administrative costs.

(2) \$32,000 of the general fund—state appropriation is provided solely for the Washington state guard.

NEW SECTION. Sec. 47. FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

General Fund Appropriation	\$	1,305,000
FTE Staff Years—Fiscal Year 1982		16.4
FTE Staff Years—Fiscal Year 1983		16.4

The appropriation in this section is subject to the following condition or limitation: If Senate Bill Nos. 3405 and 3406, or House Bill Nos. 479 and 480, are enacted during the 1981 regular session of the legislature, the appropriation shall be reduced by \$10,000.

NEW SECTION. Sec. 48. THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

The appropriations made by this act to the department of social and health services are subject to the following conditions and limitations:

(1) The department of social and health services shall not initiate any new services which will incur general fund state expenditures beyond those authorized by appropriation.

(2) Funds appropriated by this act to the department of social and health services shall be allotted and expended reflecting the legislative intent of this act. Within the specific limitations in this act, the department of social and health services may modify allotments after the initial three months of the biennium with the approval of the office of financial management in consultation with the committees on ways and means of the senate and house of representatives.

(3) The department of social and health services may seek and receive additional federal funds not included in this act, subject to approval of the office of financial management, provided that such funding does not require additional expenditure of state funds.

(4) In anticipation of significant reductions in federal support for social service, public health, and Title XIX programs, the legislature has reduced the state's dependency on federal entitlement programs within the income maintenance, medical assistance, and social service programs. However, additional federal reductions may require further reductions to all human service programs. To ensure that the loss of federal funds does not result in an accelerated expenditure of state funds, the following requirements are placed on the department of social and health services:

(a) The department shall prepare a contingency expenditure plan which adjusts the allotments to reflect anticipated loss of federal funds. This contingency plan shall include necessary program changes and a redefinition of services or eligibility criteria which will not require expenditures in excess of any appropriation provided in this act. The contingency plan shall be transmitted to the legislature upon completion and at least ten days before implementation.

(b) For each month that the department operates without a completed contingency plan, 0.75% of each general fund—state appropriation shall be placed in reserve status.

(c) Funds placed in reserve status pursuant to subsection (4)(b) of this section shall not be released without approval of the office of financial management.

NEW SECTION. Sec. 49. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADULT CORRECTIONS PROGRAM

FTE Staff Years—Fiscal Year 1982	3,076.5
FTE Staff Years—Fiscal Year 1983	3,096.5

(1) COMMUNITY SERVICES

General Fund Appropriation	\$ 48,264,000
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The appropriation in this subsection is subject to the following conditions and limitations:

(a) \$18,321,000 is provided solely to contract with nonprofit corporations to provide diversionary programs and work/training release for convicted felons: PROVIDED, That \$1,000,000 of this appropriation is provided solely for Snohomish county pre-trial diversion and the continuation of the alternatives to street crime programs.

(b) \$2,479,000 is provided solely for intensive parole.

(c) \$23,290,000 is provided solely for probation and parole.

(2) INSTITUTIONAL SERVICES

General Fund Appropriation	\$ 141,532,000
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The appropriation in this subsection is subject to the following conditions and limitations:

(a) The division (or department) of corrections shall present to the legislature by October 12, 1981, a comprehensive institutional educational policy. This report shall explain the basis for selection of educational programs and participation and shall outline program and payment policies for contracting for educational services. The report shall include, but is not limited to, a detailing by month for each institution of the programs, program goals, staffing, costs per offering, and actual and estimated inmate participation.

(b) It is the assumption of the legislature that the appropriation in this subsection initially provides:

(i) \$24,731,000 and 735.7 FTE staff years for the Washington Corrections Center, excluding funds related to court orders under Hoptowit v. Ray, No. 79-359 (E. D. Wash.);

(ii) \$38,312,000 and 1,375.5 FTE staff years for the Washington State Penitentiary, excluding funds relating to court orders under Hoptowit v. Ray, No. 79-359 (E. D. Wash.);

(iii) \$1,010,000 and 44.0 FTE staff years for the Monroe mental health unit;

(iv) \$24,990,000 and 762.0 FTE staff years for the Washington State Reformatory;

(v) \$8,269,000 and 271.0 FTE staff years for the Purdy Treatment Center for Women;

(vi) \$16,000,000 and 570.0 FTE staff years for the McNeil Island Penitentiary;

(vii) \$9,090,000 and 322.0 FTE staff years for the Special Offenders Center; and

(viii) Funds for other costs associated with honor camps and the Pine Lodge Corrections Center.

(3) PROGRAM SUPPORT

General Fund Appropriation	\$ 16,989,000
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The appropriation in this subsection is subject to the following conditions and limitations:

(a) \$500,000 is provided solely for individual legal services. There shall be no solicitation of legal action and all informal means of resolving disputes shall be utilized. These funds shall not be used to support class action litigation.

(b) \$4,102,000 and 122.0 FTE staff years are provided solely for costs directly resulting from the decision in Hoptowit v. Ray, No. 79-359 (E. D. Wash.): PROVIDED, That no expenditure of funds may be made without the signature of the agency's assistant attorney general on the authorizing document.

(c) \$4,057,000 and 89.0 FTE staff years are provided solely to address population overrun in excess of current bed capacity. Such funds shall be released only with the approval of the director of financial management in consultation with the committees on ways and means of the senate and house of representatives.

(d) \$1,200,000 is provided solely for the one-time cost impact to communities associated with locating additional state correctional facilities.

(4) If a department of corrections is established by an act of the 1981 regular session of the legislature, the appropriations in this section shall be transferred to the department of corrections. All conditions and limitations as expressed in sections 48 and 49 of this act shall apply to the department of corrections.

(5) Funds may be transferred from program support to institutional services for costs associated with Hoptowit v. Ray, No. 79-359 (E. D. Wash.), and population overruns to the extent provided for in this section. No other transfers between category appropriations shall be made.

(6) The department of social and health services, or the department of corrections if it is created during the 1981 regular session of the legislature, shall in conjunction with the office of financial management and the committees on ways and means of the senate and house of representatives develop staff-to-inmate ratios

or a system of post assignment for each correctional unit by August 1, 1981. By September 1, 1981, a written report on proposed staffing levels shall be presented to the legislature comparing this staffing to prior biennial levels and discussing its programmatic and fiscal implications.

NEW SECTION. Sec. 50. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—JUVENILE REHABILITATION PROGRAM

FTE Staff Years—Fiscal Year 1982 810.5
 FTE Staff Years—Fiscal Year 1983 811.5

(1) COMMUNITY SERVICES

General Fund Appropriation—State \$ 20,562,000
 General Fund Appropriation—Federal \$ 57,000
 Total Appropriation \$ 20,619,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$1,480,000 of the general fund—state appropriation is provided solely for community diagnostic services. A maximum of \$857 per youth may be expended for community diagnostic services.

(b) \$700,000 from the general fund—state appropriation and 20.0 FTE staff years are provided solely for additional group home beds.

(c) \$224,000 and 3.8 FTE staff years are provided solely to establish a special treatment program for violent assault offenders in community programs.

(d) \$175,000 from the general fund—state appropriation and 10.0 FTE staff years are provided solely to increase the bed capacity of state-operated group homes.

(e) \$7,047,000 is provided solely for consolidated local programs. It is the intent of this funding to reduce existing program categorical barriers for funding and services and to support coordinated community-based treatment programs designed to more effectively and efficiently rehabilitate youthful offenders while protecting society. The department of social and health services shall report to the legislature by January 15, 1982, on the services funded under this program and the success of the programs in preventing institutionalization and reducing recidivism.

(2) INSTITUTIONAL SERVICES

General Fund Appropriation—State \$ 36,229,000
 General Fund Appropriation—Federal \$ 682,000
 Total Appropriation \$ 36,911,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$428,000 and 12.0 FTE staff years are provided solely for a violent assault offender unit at the Green Hill School.

(b) It is the assumption of the legislature that the appropriations in this subsection initially provide:

(i) \$10,832,000 (including \$9,834,000 from the state general fund) and 379.8 FTE staff years for the Echo Glen Children's Center to operate at least twelve cottages;

(ii) \$8,646,000 (including \$8,456,000 from the state general fund) and 326.0 FTE staff years for the Maple Lane School to operate at full bed capacity;

(iii) \$10,095,000 (including \$9,965,000 from the state general fund) and 327.4 FTE staff years for the Green Hill School to operate at full bed capacity;

(iv) \$4,483,000 (including \$4,393,000 from the state general fund) and 152.0 FTE staff years for the Naselle Youth Camp to operate at full bed capacity; and

(v) \$2,855,000 (including \$2,795,000 from the state general fund) and 82.0 FTE staff years for the Mission Creek Youth Camp to operate at full bed capacity.

(3) PROGRAM SUPPORT

General Fund Appropriation \$ 2,439,000

NEW SECTION. Sec. 51. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH PROGRAM

FTE Staff Years—Fiscal Year 1982 1,808.5
 FTE Staff Years—Fiscal Year 1983 1,834.5

(1) COMMUNITY SERVICES

General Fund Appropriation—State \$ 55,684,000
 General Fund Appropriation—Federal \$ 14,996,000
 General Fund Appropriation—Local \$ 922,000
 Total Appropriation \$ 71,602,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$51,010,000 of which \$36,570,000 is from the general fund—state appropriation is provided solely for community mental health services. Of this amount, \$1,150,000 of the general fund—state appropriation is provided solely for 90 new residential treatment facility beds: PROVIDED, That Substitute House Bill No. 353 is passed during the 1981 legislative session: PROVIDED FURTHER, That if Substitute House Bill No. 353 should not pass, the funds provided for these beds shall be transferred to the institutional category of the mental health divisions appropriation. These beds are to be phased in according to the following schedule: 30 beds available January 1, 1982; an additional 30 beds available July 1, 1982; and an additional 30 beds available January 1, 1983. The department of social and health services shall contract for these beds at a rate not exceeding \$35.00 per day. These beds shall serve the chronically mentally ill.

(b) \$20,592,000 of which \$19,114,000 is from the general fund—state appropriation is provided solely for Involuntary Treatment Act costs. Up to \$2,200,000 of the general fund—state appropriation is provided for 60 new evaluation and treatment beds. These beds are for 72-hour and 14-day commitments. All 60 beds shall be available no later than January 1, 1983. The department of social and health services shall contract for these beds at a rate not to exceed \$50.00 per day.

(2) INSTITUTIONAL SERVICES

General Fund Appropriation—State	\$	73,910,000
General Fund Appropriation—Federal	\$	4,978,000
Total Appropriation	\$	78,888,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$48,259,000, of which \$45,862,000 is from state funds, is provided solely for Western State Hospital. Funds are provided for the operation of up to 95% of the rated bed capacity of this institution. 548.0 FTE staff years are provided for maintenance and support staff.

(b) \$22,375,000, of which \$20,718,000 is from state funds, is provided for Eastern State Hospital. Funds are provided for the operation of up to 95% of the rated bed capacity of this institution. 342.0 FTE staff years are provided for maintenance and support staff.

(c) \$4,856,000, of which \$4,105,000 is from state funds, is provided solely for the PORTAL program at the Northern State facility. The director of this program shall prepare a report for submittal to the legislature by October 1, 1982, on the feasibility and method for implementing the residential treatment program utilized by PORTAL, in communities around the state.

(d) \$3,399,000, of which \$3,225,000 is from state funds, is provided solely for the child study and treatment center.

(e) Upon completion of the new hospital beds at the state hospitals, the department may, by contract, allow other public agencies to utilize the beds made surplus by the opening of the new facility if those agencies provide the funds to cover the full cost of such operation. The hospital shall account for these patients separately from state-supported patients. The care of these patients shall not be subject to the staff-to-patient ratio required in this act.

(f) The department of social and health services in conjunction with the office of financial management and the legislative budget committee shall develop staff-to-patient ratios for each treatment unit by August 1, 1981. By September 1, 1981, the state hospitals shall operate at these required ratios.

(3) SPECIAL PROJECTS

General Fund Appropriation—State	\$	1,514,000
General Fund Appropriation—Federal	\$	320,000
Total Appropriation	\$	1,834,000

The appropriations in this subsection are subject to the following condition or limitation: \$683,000 from the general fund—state appropriation is provided solely for the continuation of the case management projects in Snohomish, King, Pierce, and Clark counties, and such other counties as funds allow: PROVIDED, That each county receiving these funds shall develop a method of funding case management within its 1983-85 grant-in-aid awards.

(4) PROGRAM SUPPORT

General Fund Appropriation—State	\$	1,851,000
General Fund Appropriation—Federal	\$	549,000
Total Appropriation	\$	2,400,000

NEW SECTION. Sec. 52. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL DISABILITIES PROGRAM

(1) COMMUNITY SERVICES

General Fund Appropriation—State	\$	47,569,000
General Fund Appropriation—Federal	\$	11,645,000
Total Appropriation	\$	59,214,000
FTE Staff Years—Fiscal Year 1982		3,387.5
FTE Staff Years—Fiscal Year 1983		3,339.5

(2) INSTITUTIONAL SERVICES

General Fund Appropriation—State	\$	84,178,000
General Fund Appropriation—Federal	\$	49,036,000
Total Appropriation	\$	133,214,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) The department of social and health services in conjunction with the superintendent of public instruction and a legislative study committee shall study the services provided by the School for the Deaf and the School for the Blind. The study shall include the role the schools play in the provision of education to sensory handicapped pupils in the state. The study shall further include recommendations on various contingency plans by which these services will be provided in the second fiscal year of the biennium, such as: Combining adjacent facilities; partial closure to serve a decreased population; modification of education modality; or total closure. The report shall be completed and presented to the legislature by December 30, 1981.

(b) \$6,781,000 is provided solely for the School for the Deaf, of which \$3,356,000 is for fiscal year 1982 and \$3,424,000 is for fiscal year 1983. \$4,679,000 is provided solely for the School for the Blind, of which \$2,316,000 is for fiscal year 1982 and \$2,363,000 is for fiscal year 1983: PROVIDED, That funds appropriated for the School for the Deaf and the School for the Blind for fiscal year 1983 shall be placed in reserve. The department shall not remove these funds from reserve until the office of financial management authorizes in writing such action after the completion of the study provided for under subsection (2)(a) of this section.

(c) It is the assumption of the legislature that the appropriations in this subsection initially provide:

- (i) \$32,544,000 and 775.0 FTE staff years for the Fircrest School to operate at a biennial average daily population of 491;
- (ii) \$15,264,000 and 386.0 FTE staff years for the Interlake School to operate at a biennial average daily population of 248;
- (iii) \$34,237,000 and 801.0 FTE staff years for the Rainier School to operate at a biennial average daily population of 531;
- (iv) \$24,651,000 and 574.0 FTE staff years for Lakeland Village to operate at a biennial average daily population of 359;
- (v) \$10,020,000 and 243.0 FTE staff years for the Yakima Valley School to operate at a biennial average daily population of 148;
- (vi) \$3,921,000 and 94.0 FTE staff years for the Francis Haddon Morgan Children's Center to operate at a biennial average daily population of 55; and
- (vii) \$1,117,000 and 23.0 FTE staff years for the Cerebral Palsy Center to operate at a biennial average daily population of 16.

(3) SPECIAL PROJECTS

General Fund Appropriation—State.....	\$	984,000
General Fund Appropriation—Federal.....	\$	2,397,000
Total Appropriation.....	\$	3,381,000

The appropriations in this subsection are subject to the following condition or limitation: \$1,764,000 of which \$882,000 is from federal funds is provided solely for the fragile children's program.

(4) PROGRAM SUPPORT

General Fund Appropriation—State.....	\$	3,056,000
General Fund Appropriation—Federal.....	\$	227,000
Total Appropriation.....	\$	3,283,000

NEW SECTION. Sec. 53. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—NURSING HOMES PROGRAM

General Fund Appropriation—State.....	\$	175,951,000
General Fund Appropriation—Federal.....	\$	175,951,000
Total Appropriation.....	\$	351,902,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$3,777,000 (of which \$1,888,000 is from federal funds) shall be used for reimbursement of costs incurred from the training of nurses' assistants.

(2) The wages for nursing service personnel shall be the sum of the product of ninety-three percent of the prevailing wages for the categories of nursing assistants, licensed practical nurses, registered nurses, and noncontractual therapists and related restorative employees, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours determined by the department of social and health services.

NEW SECTION. Sec. 54. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—INCOME MAINTENANCE GRANTS PROGRAM

General Fund Appropriation—State.....	\$	329,489,000
General Fund Appropriation—Federal.....	\$	342,795,000
Total Appropriation.....	\$	672,284,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The department of social and health services shall maintain state payments for grants at the state payment level provided for in chapter 74.08 RCW and this section.

(2) \$20,000,000 is provided solely for implementation of the consolidated emergency assistance program to provide specifically directed cash or in-kind benefits to meet the specific emergent need(s) of the applicant. Aid may be provided for up to two months in any consecutive twelve-month period to low-income families with children who are ineligible for other state or federal assistance: PROVIDED, That no more than the value of 60% of a full AFDC grant shall be allocated in the first month and no more than 100% of a full AFDC grant in any consecutive twelve-month period. It is the intent of the legislature that eligibility requirements shall be stricter than AFDC requirements. The department of social and health services shall immediately apply for waivers under Title XI, section 1115 of the federal social security act to allow federal matching funds to be used for the consolidated emergency assistance program as provided for in this section and in chapter 74.04 RCW (Senate Bill No. 4299).

(3) \$53,428,000 of the general fund—state appropriation is provided solely for income maintenance grants for the general assistance—unemployable program.

(4) The department of social and health services shall immediately evaluate federal proposals which are presently legal options to the states and implement those which are found to be cost-effective. The department of social and health services shall immediately request waivers for federal proposals relating to standard flat deductions for work expenses and child care, earned income disregards, and mandatory work experience programs. In addition, the department shall seek waivers for any specific federal proposals which are cost-effective and are not now authorized. When waivers are obtained, changes shall be implemented. The department of social and health services shall provide proper notification, in accordance with state and federal laws and regulations, of any changes that are implemented. Furthermore, the department of social and health services shall draft rules to implement enacted changes to Title IV-A of the federal social security act prior to the issuance of federal regulations in order to avoid overexpenditure of state funds.

(5) The department of social and health services shall submit a report no later than November 2, 1981, to the committees on ways and means, social and health services, and human services of the senate and house of representatives detailing the implementation schedule and fiscal and program impact of these changes.

(6) It is the assumption of the legislature that the appropriations in this section initially provide:

- (a) \$44,220,000 from federal funds for energy assistance;
- (b) \$61,220,000 from federal funds for Indochinese refugees;
- (c) \$20,000,000 from the state general fund for the consolidated emergency assistance program;
- (d) \$453,334,000 (including \$219,086,000 from the state general fund) for aid to families with dependent children, with a caseload assumption for fiscal year 1982 of 59,890 cases and a caseload assumption for fiscal year 1983 of 61,797 cases;
- (e) \$31,103,000 from the state general fund for the supplemental security income state supplement;
- (f) \$53,428,000 from the state general fund for general assistance, with a caseload assumption for fiscal year 1982 of 9,075 cases and a caseload assumption for fiscal year 1983 of 9,692 cases;
- (g) \$2,034,000 from the state general fund for supplemental security income—additional requirements;
- (h) \$2,116,000 from the state general fund for burial assistance;
- (i) \$2,361,000 (including \$1,475,000 from the state general fund) for employment and training day-care; and
- (j) \$2,468,000 (including \$247,000 from the state general fund) for work incentive payments.

(7) The department of social and health services shall review service manuals and make changes by September 15, 1981, as necessary to ensure that eligibility standards for income maintenance are as restrictive as is permitted under state and federal law. The department shall provide a summary of the changes on actual and projected cost savings to the committees on ways and means, social and health services, and human services of the senate and house of representatives by November 2, 1981.

NEW SECTION. Sec. 55. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SOCIAL SERVICES GRANTS PROGRAM

General Fund Appropriation—State	\$	136,728,000
General Fund Appropriation—Federal	\$	67,718,000
General Fund Appropriation—Local	\$	105,000
Total Appropriation	\$	204,551,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$42,000,000 of which \$19,566,000 is from federal funds is provided solely for the provision of chore services to persons at risk of institutionalization who meet the eligibility criteria in RCW 74.08.540, and for the support of programs utilizing volunteers to provide chore services. Of that amount, \$29,200,000 is provided for a limited chore service program in which services are provided solely on an hourly basis, with a monthly lid on chore service hours which may be authorized. \$12,800,000 is provided for chore services to clients in need of attendant care whose services are authorized on a monthly rate basis. The department of social and health services shall immediately seek waivers which allow the use of Title XX funds in a lidded program.

(2) \$992,000 is provided solely for the provision of chore services on a case-by-case exception-to-policy basis to severely handicapped persons in need of attendant care whose income exceeds the criteria established in RCW 74.08.540 but does not exceed 50% of the state median income. Services may be provided under this subsection only to the extent necessary to allow the individual to remain in his or her own home, and no services may be authorized for more than ninety days at any one time. The department of social and health services shall not disperse any more than one-eighth of the funds under this subsection in any three-month period.

(3) \$1,226,000 of the general fund—state appropriation is provided solely for long-term alcoholism beds.

(4) \$14,960,000 of the general fund—state appropriation is provided solely for implementation of the senior citizens services act. At least 7.0% of these funds shall be used to develop and implement programs which utilize volunteer workers for the provision of chore services to persons whose need for chore services is not being met by the state chore service program.

(5) \$1,148,000 of the general fund—state appropriation is provided solely for the victims of domestic violence program.

(6) \$1,335,000 of the general fund—state appropriation, or so much thereof as may be necessary, is provided solely for the migrant day-care program.

- (7) It is the assumption of the legislature that the appropriations in this section initially provide:
 - (a) \$15,851,000 (including \$11,559,000 from the state general fund) for alcoholism grants;
 - (b) \$5,475,000 (including \$4,590,000 from the state general fund) for detoxification;
 - (c) \$9,558,000 (including \$3,545,000 from the state general fund) for substance abuse grants;
 - (d) \$900,000 from federal funds for Indochinese refugees;
 - (e) \$17,642,000 from federal funds for aging services under Title III of the federal older Americans act;
 - (f) \$14,960,000 from the state general fund for the senior citizens services act;
 - (g) \$4,482,000 (including \$2,275,000 from the state general fund) for crisis residential centers;
 - (h) \$28,887,000 from the state general fund for congregate care facilities;
 - (i) \$45,072,000 (including \$38,120,000 from the state general fund) for foster care payments, with a caseload assumption of 5,433 for fiscal year 1982 and a caseload assumption of 5,327 for fiscal year 1983;
 - (j) \$8,891,000 (including \$1,718,000 from the state general fund) for child care payments;
 - (k) \$4,816,000 (including \$4,372,000 from the state general fund) for adoption support;
 - (l) \$42,992,000 (including \$23,426,000 from the state general fund) for chore services;
 - (m) \$1,148,000 from the state general fund for victims of domestic violence;
 - (n) \$831,000 (including \$150,000 from the state general fund) for adult day care;
 - (o) \$2,537,000 (including \$634,000 from the state general fund) for crisis intervention services;
 - (p) \$1,200,000 from the state general fund for adult family homes; and
 - (q) \$144,000 from the state general fund for nursing home discharge allowances.

NEW SECTION. Sec. 56. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MEDICAL ASSISTANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	274,462,000
General Fund Appropriation—Federal	\$	206,907,000
Total Appropriation	\$	481,369,000

The appropriations in this section are subject to the following conditions or limitations:

(1) \$50,000,000 of the general fund—state appropriation is provided solely for the medical care of individuals not eligible for categorical assistance. Eligibility standards and scope of service shall be determined by the department of social and health services.

(2) \$39,144,000 of the general fund—state appropriation is provided solely for the medical component of the general assistance—unemployable program.

(3) The legislature supports efforts to maximize the cost benefits of pre-paid risk-sharing contracts in the provision of medical services through health maintenance organizations (HMOs) and individual practice associations (IPAs). The department is directed to seek increased participation of recipients enrolled in these programs. The legislature further supports the use of a hospital reimbursement system based on prospectively established rates. The department shall cooperate with the hospital commission in determining the possible savings to the state of using such a system.

(4) The department of social and health services shall authorize by rule the service of chiropractors and podiatrists if the service is deemed to be the most cost-effective and appropriate treatment. The department may authorize the use of nurse practitioners where appropriate.

(5) The department of social and health services shall establish by rule a system to insure that these funds are not expended to cover persons who are already covered by private or public programs.

(6) The department of social and health services shall reimburse ophthalmologists and optometrists at the same rate for the performance of identical services.

NEW SECTION. Sec. 57. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PUBLIC HEALTH PROGRAM

General Fund Appropriation—State	\$	30,394,000
General Fund Appropriation—Federal	\$	56,635,000
General Fund Appropriation—Local	\$	1,473,000
General Fund Appropriation—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 234, Laws of 1979 ex. sess. (Referendum 38)—Appropriation	\$	10,000,000
General Fund Appropriation—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27); chapter 258, Laws of 1979 ex. sess. (chapter 43.99D RCW); and chapter 234, Laws of 1979 ex. sess. (Referendum 38)—Reappropriation	\$	19,900,000
Total Reappropriation	\$	19,900,000
Total New Appropriation	\$	98,502,000
Total Appropriation	\$	118,402,000

FTE Staff Years—Fiscal Year 1982	427.0
FTE Staff Years—Fiscal Year 1983	427.0

NEW SECTION. Sec. 58. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL REHABILITATION PROGRAM

General Fund Appropriation—State	\$	9,648,000
General Fund Appropriation—Federal	\$	45,351,000
Total Appropriation	\$	54,999,000
FTE Staff Years—Fiscal Year 1982	335.5	

FTE Staff Years—Fiscal Year 1983 335.5

NEW SECTION. Sec. 59. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund Appropriation—State	\$	68,798,000
General Fund Appropriation—Federal	\$	44,200,000
General Fund—Institutional Impact Account Appropriation	\$	600,000
Total Appropriation	\$	113,598,000
FTE Staff Years—Fiscal Year 1982		1,417.0
FTE Staff Years—Fiscal Year 1983		1,417.5

The appropriations in this section are subject to the following conditions and limitations:

(1) \$525,000 of the general fund—institutional impact account appropriation shall be transferred to the department of corrections if a department of corrections is created during the 1981 regular session of the legislature.

(2) If Second Substitute House Bill No. 235 is enacted during the 1981 regular session of the legislature, there shall be transferred to the department of corrections an amount of the general fund—state appropriation and FTE staff years provided in this section, the exact amount to be negotiated by the secretary of social and health services and the secretary of corrections, with the approval of the director of financial management. The transferred appropriation shall not exceed \$4,252,000.

(3) \$4,186,000 of the general fund—state appropriation and 50.0 FTE staff years are provided solely for the integrated systems development project. This project shall include among its top priorities the development of a method for the identification of common client information and the tracking of clients through all human service programs provided by the department of social and health services. This project is subject to the following conditions:

(a) By January 15, 1982, the department of social and health services shall make reports available to the legislature that analyze client, service delivery, and service cost data across systems containing common client identifier information, including but not limited to Social Service Payment Systems, Medicaid Management Information Systems, and the Interactive Terminal Input Systems/Client Financial Systems.

(b) \$686,000 of this sum shall be used to: (i) Establish a centralized data administration function; (ii) enhance and establish centralized data security and privacy controls; and (iii) implement a comprehensive data system methodology. By January 15, 1982, the department shall submit a report to the legislature that includes: (i) Plans for including each client, service cost, and service delivery information system in the department's data dictionary; (ii) an approach for unique identifications of individual service recipients, service recipient households, and service recipient families, and for the incorporation of such in each client, service cost, and service delivery information system; and (iii) plans for extracting data from those systems which include unduplicated recipient counts and service histories.

(c) These systems shall meet the following criteria: (i) Contain client, service cost, service delivery, or financial data; and (ii) lend themselves to rapid, flexible, and efficient data extraction and report generation. Those systems containing client information should include unique identifiers of individual recipients, recipient families, and recipient households with confidentiality of patient information and records as provided by state and federal law.

(d) A high priority of projects funded with this appropriation is the mental health information system for institutions and community mental health. This project shall be developed and completed during the 1981-83 biennium.

(4) 19.0 FTE staff years shall be added to fiscal year 1983 for nursing home audits if Substitute Senate Bill No. 3765 is enacted during the 1981 regular session of the legislature.

(5) In addition to any other reporting requirements, the department of social and health services shall report in writing to the committees on ways and means of the senate and house of representatives not later than January 15, 1982, and January 14, 1983, on actions taken to implement the conditions and limitations provided in sections 48 through 61 of this act and on the funds expended in support of each condition or limitation. If a department of corrections is created, it shall provide any reports required under this subsection for the conditions and limitations established in sections 48 and 49 of this act.

NEW SECTION. Sec. 60. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SERVICES ADMINISTRATION PROGRAM

General Fund Appropriation—State	\$	102,812,000
General Fund Appropriation—Federal	\$	139,494,000
General Fund Appropriation—Local	\$	48,000
Total Appropriation	\$	242,354,000
FTE Staff Years—Fiscal Year 1982		4,292.7
FTE Staff Years—Fiscal Year 1983		4,376.5

The appropriations in this section are subject to the following conditions and limitations:

(1) 255.0 FTE staff years are provided solely to increase the diversion capabilities of the employment and training program. The department of social and health services shall monitor and determine the net reduction in income maintenance and medical costs as a result of the employment and training program.

(2) The department of social and health services in conjunction with the employment security department shall seek federal funding to support the placement incentive demonstration project.

(3) The department of social and health service in conjunction with the employment security department shall monitor and determine the net reduction in income maintenance and medical costs as a result of the placement incentive demonstration project.

(4) \$350,000 is provided solely for the sexual assault victims program.

(5) The department shall provide necessary assistance in each community service office to ensure that applicants or recipients of general assistance who may qualify for supplemental security income make prompt application for and actively pursue qualification for the supplemental security income program.

(6) \$5,481,000 (of which \$2,741,000 is from federal funds) shall revert to the general fund if Substitute Senate Bill No. 3765 is enacted during the 1981 regular session of the legislature.

(7) \$565,000 (of which \$282,000 is from federal funds) shall be transferred to the department of social and health services—administration and supporting services program if Substitute Senate Bill No. 3765 is enacted during the 1981 regular session of the legislature.

NEW SECTION. Sec. 61. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—REAPPROPRIATIONS

General Fund Appropriation—State	\$	26,782,000
General Fund Appropriation—Federal	\$	18,383,000
Total Appropriation	\$	45,165,000

The appropriations in this section are subject to the following condition or limitation: These general fund reapropriations shall be for medical services and medical supplies not in excess of the unexpended balances of the 1979–1981 medical assistance appropriation for such purposes.

NEW SECTION. Sec. 62. FOR THE DEPARTMENT OF VETERANS AFFAIRS

General Fund Appropriation—State	\$	15,263,000
General Fund Appropriation—Local	\$	2,496,000
Total Appropriation	\$	17,759,000
FTE Staff Years—Fiscal Year 1982		371.1
FTE Staff Years—Fiscal Year 1983		371.1

NEW SECTION. Sec. 63. FOR THE PLANNING AND COMMUNITY AFFAIRS AGENCY

General Fund Appropriation—State	\$	5,270,000
General Fund Appropriation—Federal	\$	28,152,000
Total Appropriation	\$	33,422,000
FTE Staff Years—Fiscal Year 1982		85.0
FTE Staff Years—Fiscal Year 1983		85.0

The appropriations in this section are subject to the following conditions and limitations:

(1) \$40,000 of the general fund—state appropriation is provided solely for City Fair—Seattle.

(2) In anticipation of significant reductions in federal support, the agency shall prepare a contingency expenditure plan which adjusts the allotments to reflect the anticipated loss of federal funds and required state matching funds. This contingency plan shall include necessary program changes and a redefinition of services. As a result of any loss of federal funds, subsequent state matching funds shall be placed in reserve. The contingency plan shall be transmitted to the legislature upon completion.

(3) \$250,000 of the general fund—state appropriation is provided solely for distribution to border towns within seven air miles of the Canadian border. These moneys shall be disbursed to these communities on the basis of border traffic and historic public impacts of law enforcement problems caused by the border on local budgets.

(4) \$1,891,000 of the general fund—state appropriation is provided solely for the Mt. St. Helens Zone Enforcement/Assistance Project to expedite a coordinated three-county response to an emergency generated by tourist and public response to Mt. St. Helens volcano activity and/or disaster. If necessary, a portion of the funds provided in this subsection may be spent prior to July 1, 1981.

NEW SECTION. Sec. 64. FOR THE HUMAN RIGHTS COMMISSION

General Fund Appropriation—State	\$	2,769,000
General Fund Appropriation—Federal	\$	517,000
Total Appropriation	\$	3,286,000
FTE Staff Years—Fiscal Year 1982		47.2
FTE Staff Years—Fiscal Year 1983		44.5

NEW SECTION. Sec. 65. FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

General Fund Appropriation	\$	35,000
Accident Fund Appropriation	\$	2,339,000
Medical Aid Fund Appropriation	\$	2,339,000
Total Appropriation	\$	4,713,000
FTE Staff Years—Fiscal Year 1982		55.0
FTE Staff Years—Fiscal Year 1983		56.1

The appropriations in this section are subject to the following condition or limitation: \$8,000 from the medical aid fund appropriation and \$8,000 from the accident fund appropriation is provided solely for an independent cost analysis of the appeals process to establish a valid method of allocating costs between the various appeals categories. The conclusions of the study shall be based on generally accepted work measurement principles and procedures in determining the allocation of direct and indirect labor costs. This cost allocation study shall be transmitted to the legislature upon completion.

NEW SECTION. Sec. 66. FOR THE WASHINGTON STATE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund—Criminal Justice Training Account Appropriation	\$	5,520,000
FTE Staff Years—Fiscal Year 1982		20.0
FTE Staff Years—Fiscal Year 1983		20.0

NEW SECTION. Sec. 67. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

General Fund Appropriation—State	\$	6,523,000
General Fund—Crime Victims' Compensation Account Appropriation	\$	160,000
Accident Fund Appropriation—State	\$	39,401,000
Accident Fund Appropriation—Federal	\$	366,000
Electrical License Fund	\$	7,381,000
Medical Aid Fund Appropriation	\$	33,619,000
Plumbing Certificate Fund	\$	283,000
Pressure Systems Safety Fund	\$	827,000
Total Appropriation	\$	88,560,000
FTE Staff Years—Fiscal Year 1982		1,400.9
FTE Staff Years—Fiscal Year 1983		1,417.0

The appropriations in this section are subject to the following conditions and limitations:

(1) General fund expenditures for the building and construction program together with associated indirect cost and salary increase costs shall not exceed general fund revenue from the building and construction program.

(2) \$1,100,000 of the general fund—state appropriation and 37.2 FTE staff years are provided solely for the fiscal year 1982 employment standards and apprenticeship programs. Fiscal year 1983 funding shall be determined on the basis of a legislative budget committee review of the employment standards program within the criteria established in chapter 43.131 RCW and complete a report prior to December 15, 1981. Fiscal year 1983 funding of the apprenticeship program shall be determined on the basis of a legislative study to be completed by January 15, 1982.

(3) \$632,000 of the general fund—state appropriation and 2.0 FTE staff years are provided solely for victims of crime pension benefit payments.

NEW SECTION. Sec. 68. FOR THE BOARD OF PRISON TERMS AND PAROLES

General Fund Appropriation	\$	2,446,000
FTE Staff Years—Fiscal Year 1982		29.0
FTE Staff Years—Fiscal Year 1983		29.0

NEW SECTION. Sec. 69. FOR THE HOSPITAL COMMISSION

General Fund Appropriation—State	\$	549,000
General Fund Appropriation—Federal	\$	132,000
General Fund—Hospital Commission Account Appropriation	\$	915,000
Total Appropriation	\$	1,596,000
FTE Staff Years—Fiscal Year 1982		20.3
FTE Staff Years—Fiscal Year 1983		19.8

The appropriations in this section are subject to the following condition or limitation: The hospital commission shall further review the benefits and possible savings to the state of utilizing a reimbursement system based on prospectively established hospital rates.

NEW SECTION. Sec. 70. FOR THE EMPLOYMENT SECURITY DEPARTMENT

General Fund Appropriation—State	\$	2,270,000
General Fund Appropriation—Federal	\$	158,908,000
General Fund Appropriation—Local	\$	23,571,000
Administrative Contingency Fund Appropriation—Federal	\$	2,231,000
Unemployment Compensation Administration Fund Appropriation	\$	93,132,000
Total Appropriation	\$	280,112,000
FTE Staff Years—Fiscal Year 1982		2,813.1
FTE Staff Years—Fiscal Year 1983		2,759.9

The appropriations in this section are subject to the following conditions and limitations:

(1) \$900,000 of the general fund—state appropriation is provided solely for work orientation of ex-offenders.

(2) \$300,000 of the general fund—state appropriation is provided solely for a placement incentive demonstration project to serve AFDC-R recipients who have been on assistance for three consecutive years or more and have been determined to have the most severe barriers to employment.

The goal of this program is to establish a demonstration program that will use performance-based contracts to achieve full-time job placement and ensure long-term job retention. Not more than \$1,000 may be spent per participant and the payment schedule shall be structured to ensure incentive is built-in with twelve-month job retention for a minimum of 50% of the participants. The results of this program will be analyzed and evaluated and a written report will be submitted to the legislature by January, 1983. The report shall also contain comparative analysis of other similar employment and training programs including the employment and training program of the department of social and health services. The employment security department shall cooperate with the department of social and health services in seeking federal funds for this program and in monitoring savings in income maintenance and medical assistance as a result.

NEW SECTION, Sec. 71. FOR THE COMMISSION FOR THE BLIND

General Fund Appropriation—State.....	\$	2,746,000
General Fund Appropriation—Federal.....	\$	5,254,000
Total Appropriation.....	\$	8,000,000
FTE Staff Years—Fiscal Year 1982.....		71.0
FTE Staff Years—Fiscal Year 1983.....		70.5

NEW SECTION, Sec. 72. FOR THE JAIL COMMISSION

General Fund Appropriation.....	\$	390,000
General Fund—Local Jail Improvement and Construction Account Appropriation.....	\$	511,000
Total Appropriation.....	\$	901,000
FTE Staff Years—Fiscal Year 1982.....		9.0
FTE Staff Years—Fiscal Year 1983.....		9.0

NEW SECTION, Sec. 73. FOR THE STATE ENERGY OFFICE

General Fund Appropriation—State.....	\$	1,300,000
General Fund Appropriation—Federal.....	\$	4,720,000
Total Appropriation.....	\$	6,020,000
FTE Staff Years—Fiscal Year 1982.....		49.9
FTE Staff Years—Fiscal Year 1983.....		28.8

The appropriations in this section are subject to the following condition or limitation: The appropriations in this section are contingent on the enactment of House Bill No. 402 during the 1981 regular session of the legislature.

NEW SECTION, Sec. 74. FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund Appropriation.....	\$	76,000
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NEW SECTION, Sec. 75. FOR THE DEPARTMENT OF ECOLOGY

General Fund Appropriation—State.....	\$	20,093,000
General Fund Appropriation—Federal.....	\$	14,380,000
General Fund—Special Grass Seed Burning Research Account Appropriation.....	\$	35,000
General Fund—Reclamation Revolving Account Appropriation.....	\$	580,000
General Fund—Litter Control Account Appropriation.....	\$	4,110,000
Stream Gaging Basic Data Fund Appropriation.....	\$	200,000
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities: Appropriated pursuant to chapter 127, Laws of 1972 ex. sess. (Referendum 26).....	\$	54,315,000
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities: Reappropriation (Referendum 26).....	\$	61,797,000
General Fund—Water Pollution Control Facilities Account Appropriation.....	\$	50,000
General Fund—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27).....	\$	7,284,000
General Fund—State and Local Improvements Revolving Account—Water Supply Facilities: Reappropriation (Referendum 27).....	\$	4,700,000
General Fund—Emergency Water Project Revolving Account Appropriation: Appropriated pursuant to chapter 1, Laws of 1977 ex. sess.....	\$	7,358,000
General Fund—Emergency Water Project Revolving Account: Reappropriation.....	\$	6,500,000
General Fund—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 234, Laws of 1979 ex. sess. (Referendum 38).....	\$	18,095,000
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities 1980: Appropriated pursuant to chapter 159, Laws of 1980 (Referendum 39).....	\$	84,780,000
Total Reappropriation.....	\$	72,997,000
Total New Appropriation.....	\$	211,280,000
Total Appropriation.....	\$	284,277,000
FTE Staff Years—Fiscal Year 1982.....		509.5
FTE Staff Years—Fiscal Year 1983.....		512.1

The appropriations in this section are subject to the following conditions and limitations:

(1) On or before October 1, 1981, the department of ecology shall file with the committees on ways and means of the senate and house of representatives a master compilation by project type of those projects proposed for funding during the 1981–83 biennium from the appropriations for waste disposal facilities and water supply facilities. A separate compilation shall be supplied for each referendum bond issue. The department shall submit updates for the master compilation to the committees on ways and means at six-month intervals during the 1981–83 biennium. The updates shall reflect project completions, deletions, substitutions, or additions made during the course of administering the projects. If the department proposes to change or modify any project list on the master compilation, it shall give the committees on ways and means

thirty days' written notice of the change or modification prior to the expenditure or obligation of any funds appropriated by this section. The department shall immediately inform the committees of significant changes from historic federal funding levels for waste disposal facilities and water supply facilities.

(2) The appropriation from the state and local improvements revolving account—water supply facilities (Referendum 27) may be expended to pay up to 50% of the eligible cost of any project, as a grant or loan or combination thereof. Also, the department may lend up to 100% of the eligible costs of preconstruction activities and the department may provide up to 100% of the costs necessary to meet the conditions required to receive federal funds.

(3) The appropriation from the state and local improvements revolving account—waste disposal facilities (Referendum 26) may be expended by the department to pay for up to 50% of the eligible cost of any project, as a grant or up to 100% as a loan or combination thereof, for waste water treatment or disposal, agricultural pollution, lake rehabilitation, or solid waste management facilities. The department is authorized to provide up to 100% of the costs necessary to meet the conditions required to receive federal funds.

(4) The appropriation from the state and local improvements revolving account—waste disposal facilities 1980 (Referendum 39) may be expended by the department to pay up to 75% of the eligible cost of any project as a grant or up to 100% as a loan, or combination thereof, for waste water treatment or disposal, agricultural pollution, lake rehabilitation, or solid waste management facilities. The department is authorized to provide up to 100% of the costs necessary to meet the conditions required to receive federal funds.

(5) \$130,000 of the general fund—state appropriation is provided solely to augment current department planned expenditures for the assessment of sources of, and abatement programs for, toxic substances in Commencement Bay and its waterways. Of that amount:

(a) \$90,000 is for field and laboratory studies and activities needed for determining the source or sources of toxic substances in Commencement Bay and its waterways; and

(b) \$40,000 is for collecting and analyzing samples of sediments from any deep water portions of Commencement Bay that have been utilized for waste disposal sites, for the purpose of identifying the nature and extent of the wastes deposited.

(6) \$1,306,000 of the general fund—state appropriation is provided solely for the vehicle emission inspection program.

NEW SECTION, Sec. 76. FOR THE ENVIRONMENTAL HEARINGS OFFICE

General Fund Appropriation	\$	658,000
FTE Staff Years—Fiscal Year 1982		7.0
FTE Staff Years—Fiscal Year 1983		7.0

NEW SECTION, Sec. 77. FOR THE ENERGY FACILITY SITE EVALUATION COUNCIL

General Fund Appropriation—Private/Local	\$	3,790,000
FTE Staff Years—Fiscal Year 1982		23.0
FTE Staff Years—Fiscal Year 1983		17.7

NEW SECTION, Sec. 78. FOR THE STATE PARKS AND RECREATION COMMISSION

General Fund Appropriation—State	\$	27,511,000
General Fund Appropriation—Federal	\$	185,000
General Fund Appropriation—Private/Local	\$	467,000
General Fund—Trust Land Purchase Account Appropriation	\$	5,854,000
General Fund—Winter Recreation Parking Account Appropriation	\$	139,000
General Fund—Outdoor Recreation Account Appropriation	\$	81,000
General Fund—Snowmobile Account Appropriation	\$	555,000
Motor Vehicle Fund Appropriation	\$	600,000
Total Appropriation	\$	35,392,000
FTE Staff Years—Fiscal Year 1982		551.3
FTE Staff Years—Fiscal Year 1983		551.4

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of \$155,000 is provided solely for continuation of contractual agreements with Grays Harbor and Pacific counties for beach patrol and law enforcement on North Beach, South Beach, and Long Beach.

(2) \$178,000 is provided solely for a manual campsite reservation system.

(3) A maximum of \$239,000 may be expended for a lifeguard program.

(4) A maximum of \$90,000 may be expended for the operation of the Goldendale Observatory.

(5) No moneys appropriated in this section may be expended for an agreement with the department of transportation for maintenance of the restroom at Snoqualmie Pass.

(6) \$870,000 is provided solely for facility maintenance.

(7) \$221,000 is provided solely for law enforcement, including an agreement with the Washington state patrol.

(8) If House Bill No. 386 is not enacted during the 1981 regular session of the legislature, the winter recreation parking account appropriation shall be reduced to \$64,000.

(9) \$100,000 is provided solely to determine the potential long-range alternative uses of the St. Edwards facility. The study shall include all potential uses, including but not limited to recreation. The results of the study shall be reported to the legislature not later than December 1, 1981.

(10) \$196,000 is provided solely for the St. Edwards facility. These moneys shall be expended to put the facility in an operable condition.

NEW SECTION. Sec. 79. FOR THE OFFICE OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund Appropriation—State	\$	344,000
General Fund Appropriation—Federal	\$	5,136,000
Total Appropriation	\$	5,480,000
FTE Staff Years—Fiscal Year 1982		8.0
FTE Staff Years—Fiscal Year 1983		8.0

NEW SECTION. Sec. 80. FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

General Fund—Outdoor Recreation Account Appropriation	\$	29,350,000
FTE Staff Years—Fiscal Year 1982		19.0
FTE Staff Years—Fiscal Year 1983		19.0

The appropriation in this section is subject to the following condition or limitation: A maximum of \$1,341,000 may be expended for administration.

NEW SECTION. Sec. 81. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation—State	\$	3,550,000
General Fund Appropriation—Federal	\$	391,000
Motor Vehicle Fund Appropriation	\$	395,000
Total Appropriation	\$	4,336,000
FTE Staff Years—Fiscal Year 1982		44.0
FTE Staff Years—Fiscal Year 1983		44.0

The appropriations in this section are subject to the following conditions and limitations:

- (1) \$1,031,000 of the total appropriation is provided solely for the administration program.
- (2) \$1,046,000 of the total appropriation is provided solely for the tourism program.
- (3) \$858,000 of the total appropriation is provided solely for the foreign trade program.
- (4) \$1,079,000 of the total appropriation is provided solely for the industrial development program.
- (5) \$322,000 of the total appropriation is provided solely for the small business program.

NEW SECTION. Sec. 82. FOR THE DEPARTMENT OF FISHERIES

General Fund Appropriation—State	\$	38,582,000
General Fund Appropriation—Federal	\$	5,777,000
General Fund Appropriation—Private/Local	\$	1,873,000
General Fund—Lewis River Hatchery Account Appropriation	\$	27,000
Total Appropriation	\$	46,259,000
FTE Staff Years—Fiscal Year 1982		597.8
FTE Staff Years—Fiscal Year 1983		607.0

NEW SECTION. Sec. 83. FOR THE DEPARTMENT OF GAME

General Fund—ORV (Off-Road Vehicle) Account Appropriation	\$	124,000
Game Fund Appropriation—State	\$	28,612,000
Game Fund Appropriation—Federal	\$	19,332,000
Game Fund Appropriation—Private/Local	\$	2,344,000
Game Fund—Special Wildlife Account Appropriation	\$	194,000
Total Appropriation	\$	50,606,000
FTE Staff Years—Fiscal Year 1982		740.5
FTE Staff Years—Fiscal Year 1983		772.8

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of \$7,504,000 of the total appropriation may be expended in the administration program.

(2) If House Bill No. 116 is not enacted during the 1981 regular session of the legislature, the game fund—state appropriation shall be reduced to \$22,024,000; the game fund—federal appropriation shall be reduced to \$14,524,000; and the FTE staff years shall be 557.7 for fiscal year 1982 and 558.3 for fiscal year 1983.

NEW SECTION. Sec. 84. FOR THE DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation—State	\$	23,616,000
General Fund Appropriation—Federal	\$	1,354,000
General Fund—ORV (Off-Road Vehicle) Account Appropriation	\$	1,711,000
General Fund—Forest Development Account Appropriation	\$	16,669,000
General Fund—State Timber Tax Reserve Account Appropriation	\$	414,000
General Fund—Landowner Contingency Forest Fire Suppression Account		
Appropriation	\$	1,878,000
General Fund—Resource Management Cost Account Appropriation	\$	49,977,000
Total Appropriation	\$	95,619,000
FTE Staff Years—Fiscal Year 1982		1,512.4
FTE Staff Years—Fiscal Year 1983		1,533.5

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,782,000 of the general fund—state appropriation is provided solely for emergency fire suppression. The funds shall also be available for interfund loans with the landowner contingency forest fire suppression account.

(2) \$2,221,000 of the general fund—state appropriation is provided solely for the operation of the Clearwater, Olympic, Larch Mountain, Indian Ridge, Cedar Creek, Maple Lane, Naselle, and Mission Creek Honor Camps.

(3) Up to \$13,000,000 of the resource management cost account appropriation may be substituted by additional forest development account funds in excess of the appropriation. Any funds so replaced shall not be expended for any purpose.

(4) A maximum of \$2,038,000 of the general fund—state appropriation may be expended for the geology and earth resources program.

(5) \$40,000 of the resource management cost account appropriation is provided solely for lake management.

(6) The department of natural resources shall provide a report on the urban lands program to the committees on ways and means of the house of representatives and the senate by December 1, 1981. The report shall include an inventory of urban lands, a management plan for each urban parcel, involvement in land use planning, and any other information necessary for policy determination.

NEW SECTION. Sec. 85. FOR THE DEPARTMENT OF AGRICULTURE

General Fund Appropriation—State	\$	9,401,000
General Fund Appropriation—Federal	\$	777,000
General Fund—Feed and Fertilizer Account Appropriation	\$	29,000
Fertilizer, Agricultural, Mineral and Lime Fund Appropriation	\$	358,000
Commercial Feed Fund Appropriation—State	\$	311,000
Commercial Feed Fund Appropriation—Federal	\$	22,000
Seed Fund Appropriation	\$	913,000
Nursery Inspection Fund Appropriation	\$	270,000
Grain and Hay Inspection Fund Appropriation	\$	17,278,000
Total Appropriation	\$	29,359,000
FTE Staff Years—Fiscal Year 1982		807.4
FTE Staff Years—Fiscal Year 1983		814.7

The appropriations in this section are subject to the following conditions and limitations:

(1) If House Bill No. 252 is enacted during the 1981 regular session of the legislature, there shall be no hay and grain inspection fund appropriation.

(2) A maximum of \$15,000 of the general fund—state appropriation shall be expended for starling control.

NEW SECTION. Sec. 86. FOR THE STATE PATROL

General Fund Appropriation	\$	12,934,000
Motor Vehicle Fund Appropriation	\$	85,000,000
Total Appropriation	\$	97,934,000
FTE Staff Years—Fiscal Year 1982		1,409.2
FTE Staff Years—Fiscal Year 1983		1,410.2

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,500,000 of the motor vehicle fund appropriation and 24.0 FTE staff years per year are provided solely for the payment of overtime for line troopers and communications officers.

(2) If House Bill No. 603 is enacted during the 1981 regular session of the legislature, the general fund appropriation shall be reduced to \$11,870,000; and the FTE staff years shall be 1,397.0 for fiscal year 1982 and 1,398.0 for fiscal year 1983.

NEW SECTION. Sec. 87. FOR THE TRAFFIC SAFETY COMMISSION

Highway Safety Fund Appropriation—State	\$	198,000
Highway Safety Fund Appropriation—Federal	\$	8,600,000
Total Appropriation	\$	8,798,000
FTE Staff Years—Fiscal Year 1982		11.0
FTE Staff Years—Fiscal Year 1983		11.0

NEW SECTION. Sec. 88. FOR THE DEPARTMENT OF LICENSING

General Fund Appropriation	\$	10,492,000
General Fund—Architects' License Account Appropriation	\$	173,000
General Fund—Opticians' Account Appropriation	\$	33,000
General Fund—Optometry Account Appropriation	\$	81,000
General Fund—Professional Engineers' Account Appropriation	\$	478,000
General Fund—Real Estate Commission Account Appropriation	\$	3,444,000
General Fund—Sanitarians' Licensing Account Appropriation	\$	20,000
General Fund—Board of Psychological Examiners Account Appropriation	\$	42,000
Game Fund Appropriation	\$	148,000
Highway Safety Fund Appropriation	\$	33,286,000
Motor Vehicle Fund Appropriation	\$	27,399,000
Total Appropriation	\$	75,596,000
FTE Staff Years—Fiscal Year 1982		1,209.0

FTE Staff Years—Fiscal Year 1983 1,205.7

The appropriations in this section are subject to the following condition or limitation: The sanitarians' licensing account appropriation is contingent on the enactment of House Bill No. 311 or Senate Bill No. 3314 during the 1981 regular session of the legislature.

NEW SECTION. Sec. 89. FOR THE COUNTY ROAD ADMINISTRATION BOARD

Motor Vehicle Fund Appropriation	\$	254,000
FTE Staff Years—Fiscal Year 1982		3.0
FTE Staff Years—Fiscal Year 1983		3.0

**NEW SECTION. Sec. 90. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION
(INCLUDING THE STATE BOARD FOR EDUCATION)**

General Fund Appropriation—State	\$	13,697,000
General Fund Appropriation—Federal	\$	5,981,000
General Fund—Traffic Safety Education Account Appropriation	\$	460,000
Total Appropriation	\$	20,138,000
FTE Staff Years—Fiscal Year 1982		266.5
FTE Staff Years—Fiscal Year 1983		266.5

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of \$460,000 may be expended for the state office administration of the traffic safety education program.

(2) The superintendent shall ensure that data reported by school districts for reimbursement purposes is accurate and timely.

**NEW SECTION. Sec. 91. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
BASIC EDUCATION FORMULA FOR FISCAL YEARS 1982 AND 1983**

General Fund Appropriation	\$	2,567,881,000
General Fund—State Timber Tax Reserve Account	\$	4,000,000
Common School Construction Fund Appropriation	\$	52,379,000
Total Appropriation	\$	2,624,260,000

The appropriations in this section are subject to the following conditions and limitations:

(1) For purposes of this act and compliance with chapter 16, Laws of 1981, the superintendent of public instruction shall ensure that no district provides salary and compensation increases from any fund source whatsoever in excess of those amounts and/or percentages specified in this act: PROVIDED, That the superintendent shall withhold five percent of a district's respective basic education allocation if the school district violates any provision of this act or chapter 16, Laws of 1981 until such time as a school district comes into compliance: PROVIDED FURTHER, That provisions of any contract in force as of the effective date of chapter 16, Laws of 1981, for school years 1981-82 and 1982-83 that conflict with the provisions of this act may continue in effect.

(2) A maximum of \$1,308,315,000 of this appropriation may be expended in fiscal year 1982.

(3)(a) The appropriations in this section and allocation authorized by sections 91 through 95 of this act per annual average full time equivalent student shall constitute 100% of formula as provided in RCW 28A-41.130 as now or hereafter amended.

(b) The 1981-82 school year appropriation is based on 686,763 full time equivalent academic students, 31,457 full time equivalent vocational students, and a system-wide average staff mix factor of 1.6182.

(c) The 1982-83 school year appropriation is based on 684,130 full time equivalent academic students, 32,490 full time equivalent vocational students, and a system-wide average staff mix factor of 1.6182.

(d) If the system-wide staff mix factor exceeds budgeted amounts in this act, the superintendent of public instruction shall make such adjustments as are required to remain within the amounts generated by the staff mix assumption for the total appropriation.

(4) Formula allocation of certificated staff units shall be determined as follows:

(a) One certificated staff unit for each average annual twenty full time equivalent kindergarten, elementary, and secondary students, excluding secondary vocational full time equivalent students enrolled in a vocational program approved by the superintendent of public instruction.

(b) One certificated staff unit for each average annual eighteen and three-tenths full time equivalent students enrolled in a vocational education program approved by the superintendent of public instruction.

(c) For districts enrolling not more than one hundred average annual full time equivalent students (except as otherwise specified) and for small school plants within any school district, which small plants have been judged to be remote and necessary by the state board of education, certificated staff units shall be determined as follows:

(i) For grades K-6, for enrollments of not more than sixty annual average full time equivalent students, three certificated staff units;

(ii) For grades K-6, for enrollments above sixty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students;

(iii) For grades 7 and 8, for enrollments of not more than twenty annual average full time equivalent students, one certificated staff unit;

(iv) For grades 7 and 8, for enrollment above twenty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students;

(v) For each nonhigh school district having an enrollment of more than seventy annual average full time equivalent students and less than one hundred eighty students, operating a K-8 program or 1-8 program, an additional one-half of a certificated staff unit;

(vi) For each nonhigh school district having an enrollment of more than fifty annual average full time equivalent students and less than one hundred eighty students, operating a K-6 or 1-6 program, an additional one-half of a certificated staff unit.

(d) For districts operating high schools with enrollments of not more than three hundred average annual full time equivalent students, certificated staff units shall be determined as follows:

(i) Nine and one-half certificated staff units for the first sixty annual average full time equivalent students;

(ii) Additional certificated staff units based upon a ratio of one certificated staff unit per forty-three and one-half average annual full time equivalent students.

(5) (a) For nonemployee related costs with each certificated staff unit determined under subsection (4) (a), (c), and (d) of this section, there shall be provided a maximum of \$4,684 per staff unit in the 1981-82 school year and a maximum of \$5,166 per staff unit in the 1982-83 school year.

(b) For nonemployee related costs with each certificated staff unit determined under subsection (4)(b) of this section, there shall be provided a maximum of \$8,182 per staff unit in the 1981-82 school year and a maximum of \$8,964 per staff unit in the 1982-83 school year.

(6) Formula allocation of classified staff units shall be determined as follows:

(a) One classified staff unit per each three certificated staff units determined under subsection (4) (a), (c), and (d) of this section;

(b) One classified staff unit for each sixty full time equivalent vocational students enrolled; and

(c) For each nonhigh school district with an enrollment of more than fifty annual average full time equivalent students and less than one hundred eighty students, an additional one-half of a classified staff unit.

(7) The superintendent of public instruction shall distribute a maximum of \$565,000 outside of the basic education allocation to school districts for fire protection districts at a rate of \$1.00 per year for each student attending a school located in an unincorporated area within a fire protection district as mandated by RCW 52.36.020; a maximum of \$280,000 for the 1981-82 school year, and a maximum of \$285,000 for the 1982-83 school year.

(8) The general fund—state appropriation contained in this section includes all funds received by the state pursuant to Title 16, section 500, United States Code (federal forest funds) which are distributed to the general fund for the benefit of public schools in accordance with RCW 36.33.110. Within thirty days of receipt within the state treasury, the superintendent of public instruction shall distribute such federal forest funds to each eligible school district in an amount not to exceed that which the district would have received in accordance with the basic education apportionment for the previous year. Funds determined to be in excess of that amount shall be distributed to the county for distribution to the school districts within the county in accordance with RCW 36.33.110: PROVIDED, That if the amount received by any district pursuant to this appropriation is less than the basic education allocation which the district would otherwise receive, the superintendent of public instruction shall allocate from basic education funds to the district an amount equal to the difference between the amount received under this appropriation and the amount the district would otherwise receive under the basic education act.

(9) The superintendent of public instruction may distribute a maximum of \$250,000 for school district emergencies outside of the basic education allocation.

(10) Not more than \$6,375,000 of the appropriation contained in this section shall be expended for districts which experience an enrollment decline in the 1981-82 school year from the 1980-81 base enrollment level and in the 1982-83 school year from the 1981-82 base enrollment level. The superintendent of public instruction shall distribute funds based on certificated staff units in the 1981-82 and 1982-83 school years to such districts on the basis of current school year enrollment plus one quarter of the amount of the enrollment decline from the prior school year level. The superintendent of public instruction, in ascertaining the full time equivalent enrollment under this section for any school district declining in enrollment at a rate of at least four percent, or three hundred full time equivalent students, whichever is less, from the immediately preceding school year, shall increase the enrollment as otherwise herein computed by twenty-five percent of the full time equivalent pupil enrollment loss from the previous school year.

NEW SECTION. Sec. 92. SALARY AND COMPENSATION DEFINITIONS

For purposes of sections 91 through 108 of this act, the following definitions apply:

(1) 'LEAP Document 2' means the computer tabulation of 1980-81 derived base salaries for basic education certificated staff, 1980-81 average salaries for basic education classified staff and 1981-82 and 1982-83 salary increase percentages which was developed by the legislative evaluation and accountability program committee on April 20, 1981, at 2:02 p.m.

(2) 'State-supported staff' means state-funded staff in the following programs: Basic education (program 00), general instructional support (program 94), general support (program 97), secondary vocational education (program 30), handicapped (program 21) exclusive of any staff funded in the block grant program under section 104 of this act, vocational-technical institutes/adult education (programs 47 and 48), state institutions (program 46), educational service districts, and transportation (program 99).

(3) 'Incremental fringe benefits' means 7% for certificated staff and 14% for classified staff, which percentage shall be applied to salary increases and is for employer contributions to old age survivor's insurance, workers' compensation, unemployment compensation, and retirement benefits under the public employees' retirement system (chapter 41.40 RCW).

NEW SECTION. Sec. 93. (1) For purposes of determining the 1981-82 and 1982-83 staff mix factor by district for basic education allocation purposes, the following definitions apply:

(a) Basic education certificated staff includes all full time equivalent certificated staff in the following programs:

- (i) Basic education (program 00);
- (ii) Secondary vocational education (program 30);
- (iii) General instructional support (program 94);
- (iv) General support (program 97).

(b) The 1980-81 derived base salary used for basic education allocation purposes shall be that which is specified for each district in LEAP Document 2.

(c) The staff mix factor table developed by the legislative evaluation and accountability program committee (LEAP) (reference LEAP Document 1) in use for school years 1979-80 and 1980-81 shall be employed to calculate each district's base salary and staff mix for basic education certificated staff for 1981-82 and 1982-83.

(2) The 1980-81 basic education average classified salary for allocation purposes shall be that specified for each district in LEAP Document 2 and shall be for all full time equivalent classified staff in the following programs:

- (a) Basic education (program 00);
- (b) Secondary vocational education (program 30);
- (c) General instructional support (program 94);
- (d) General support (program 97).

NEW SECTION. Sec. 94. BASIC EDUCATION ALLOCATION—CALCULATION OF CERTIFICATED STAFF COMPENSATION

(1) Total certificated compensation entitlement for school year 1981-82 for a particular school district shall be the sum of the following:

(a) Maintenance of compensation, calculated using that district's 1980-81 derived base salary established by LEAP Document 2 multiplied by the number of basic education certificated staff units determined pursuant to section 91 of this act multiplied by that district's particular 1981-82 average staff mix factor improved by 7.41%;

(b) The 1981-82 certificated staff salary increase for that district as specified in LEAP Document 2;

(c) Maintenance of insurance benefits at the rate of \$95 per month per certificated full time equivalent staff units determined pursuant to section 91 of this act;

(d) The 1981-82 insurance benefit increases provided in section 96 of this act per certificated staff unit determined pursuant to section 91 of this act.

(2) Total certificated compensation entitlement for school year 1982-83 for a particular school district shall be equal to the sum of the following:

(a) Maintenance of compensation shall be calculated by using that district's 1980-81 derived base salary established by LEAP Document 2 improved by the percentage salary increase specified in LEAP Document 2 for 1981-82 multiplied by the number of basic education staff units determined pursuant to section 91 of this act multiplied by that district's particular 1982-83 average staff mix factor improved by 7.43%;

(b) The 1982-83 certificated staff salary increase for that district as specified in LEAP Document 2;

(c) Maintenance of insurance benefits at the rate of \$95 per month per certificated full time equivalent staff units determined pursuant to section 91 of this act;

(d) The insurance benefit increases per full time equivalent certificated staff unit determined pursuant to section 91 of this act at rates specified in section 96 of this act for the 1981-82 school year and the 1982-83 school year.

NEW SECTION. Sec. 95. BASIC EDUCATION ALLOCATION—CALCULATION OF CLASSIFIED STAFF COMPENSATION

(1) Total 1981-82 basic education classified compensation entitlement for a particular school district shall be the sum of the following:

(a) Maintenance of classified compensation for a particular school district shall be equal to the classified staff units determined pursuant to section 91 of this act multiplied by the 1980-81 average classified salary established by LEAP Document 2 for that district improved by 16.55%;

(b) The 1981-82 classified staff salary increase for that district as specified in LEAP Document 2;

(c) Maintenance of insurance benefits at the rate of \$95 per month per classified full time equivalent staff units determined pursuant to section 91 of this act;

(d) The 1981-82 insurance benefit increases specified in section 96 of this act per full time equivalent classified staff unit determined pursuant to section 91 of this act.

(2) Total 1982-83 basic education classified compensation entitlement for a particular school district shall be the sum of the following:

(a) Maintenance of classified compensation for a particular school district shall be equal to the classified staff units determined pursuant to section 91 of this act multiplied by the 1980-81 average classified salary established in LEAP Document 2 for that district improved by the 1981-82 percentage salary increase specified in LEAP Document 2 for that district improved by 16.55%;

- (b) The 1982-83 classified salary increase for that district as specified in LEAP Document 2;
- (c) Maintenance of insurance benefits at the rate of \$95 per month per classified full time equivalent staff units determined pursuant to section 91 of this act;
- (d) The insurance benefit increases per full time equivalent classified staff unit determined pursuant to section 91 of this act at rates specified in section 96 of this act for the 1981-82 school year and the 1982-83 school year.

NEW SECTION. Sec. 96. SALARY AND COMPENSATION INCREASES

General Fund Appropriation \$ 182,988,000

The appropriation in this section is subject to the following conditions and limitations:

(1) Increases provided by this section shall be included for purposes of calculating the levy lid pursuant to chapter 84.52 RCW.

(2) Salary and insurance benefit increase funds shall be allocated by the superintendent of public instruction as specified in this section and may be expended by school districts for any state funded activity.

(3) A maximum of \$24,936,000 for the 1981-82 school year and a maximum of \$80,977,000 for the 1982-83 school year may be expended for provision of basic education state-supported certificated staff salary increases and concomitant incremental fringe benefits. Percentage salary increases under this section, excluding incremental fringe benefits and including any relevant increases as a result of the provisions of subsection (7) (b) and (c) of this section, shall not exceed the percentages specified in LEAP Document 2.

(4) A maximum of \$5,457,000 for the 1981-82 school year and a maximum of \$18,136,000 for the 1982-83 school year may be expended for provision of basic education state-supported classified staff salary increases and concomitant incremental fringe benefits. Percentage increases provided under this section, excluding incremental fringe benefits and including any relevant increases as a result of the provisions of subsection (7)(b) of this section, shall not exceed the percentages specified in LEAP Document 2.

(5) A maximum of \$34,837,000 may be expended for insurance benefit increases for state-supported basic education certificated and classified staff at a rate of \$26 per month per full time equivalent staff unit in 1981-82 and an additional \$16 per month in 1982-83.

(6) A maximum of \$4,930,000 may be expended in fiscal year 1982 and \$13,715,000 for fiscal year 1983 for state-supported staff salary, insurance benefit increases, and concomitant incremental fringe benefits for educational service district staff, institutional education staff (program 46), vocational-technical institutes/adult basic education (programs 47 and 48), handicapped program staff (program 21) and transportation staff (program 99), to be distributed at rates and/or percentages not exceeding those specified for the basic education certificated or classified staff, as the case may be, of a district using the pertinent program derived base salary and staff mix factor for certificated staff and average salary for classified staff. Educational service district staff shall receive salary increases funded from this appropriation at the support level provided in section 103 of this act at a rate of 6.87% in 1981-82 and 7.35% in 1982-83 and insurance benefit increases at the same rate as provided in subsection (5) of this section. Educational service districts, institutional education (program 46) and vocational-technical institutes/adult basic education (programs 47 and 48) shall receive first draw from this appropriation.

(7) For purposes of chapter 16, Laws of 1981, the following conditions and limitations shall apply:

(a) Districts may provide salary and insurance benefit increases for nonstate-supported activities at rates not exceeding those specified by LEAP Document 2 for state-supported basic education certificated staff in each school year of the biennium for each district.

(b) Insurance benefit increases granted employees shall constitute a portion of the salary increase specified in LEAP Document 2 whenever a district's contribution to employee insurance benefits will exceed, by virtue of increases provided in 1981-82 or 1982-83, \$121 per full time equivalent staff unit in 1981-82 and \$137 per full time equivalent staff unit in 1982-83.

(c) Increments granted by school districts to certificated staff shall constitute salary increase only to the extent that the aggregate of increments granted by a district in accordance with its salary schedule exceeds the aggregate of increments which are provided pursuant to LEAP Document 1.

(8) If any provision of chapter 16, Laws of 1981, or LEAP Document 2, or its application to any person or circumstance, is held invalid, the appropriation in this section shall lapse.

NEW SECTION. Sec. 97. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—RETIREMENT CONTRIBUTIONS TO THE TEACHERS' RETIREMENT SYSTEM

General Fund Appropriation \$ 286,500,000

The appropriation in this section is subject to the following condition or limitation: The funds appropriated in this section shall be expended only for retirement contributions to the teachers' retirement system (chapter 41.32 RCW). The superintendent shall pay on a quarterly basis the appropriate funds as directed by the department of retirement systems to the teachers' retirement system fund.

NEW SECTION. Sec. 98. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION

General Fund Appropriation \$ 185,828,000

The appropriation in this section is subject to the following conditions and limitations:

(1) The superintendent of public instruction shall not distribute more than \$89,978,000 to local school districts for pupil transportation during the 1981-82 state fiscal year.

(2) A maximum of \$842,000 may be expended for regional transportation coordinators.

(3) A maximum of \$74,000 may be expended for driver training.

(4) (a) If House Bill No. 711 is enacted during the 1981 regular session of the legislature, activities eligible for state reimbursement in the 1982-83 school year are as follows:

- (i) Handicapped student transportation;
- (ii) Transportation of students to and from the nearest or next-nearest school in accordance with RCW 28A.41.160(1) as amended by Engrossed Substitute House Bill No. 711;
- (iii) Costs of acquisition of approved transportation equipment in accordance with RCW 28A.41.160(2);
- (iv) Transportation of students to and from two or more locations during the school day when necessary for the student to pursue his or her course of study: PROVIDED, That field trips and extracurricular transportation shall not be funded under this section.

(b) The superintendent of public instruction shall transfer \$6,000,000 from this appropriation to the appropriation provided for block grants in section 104 of this act if Engrossed Substitute House Bill No. 711 is enacted during the 1981 regular session of the legislature and if, on or after October 1, 1982, the superintendent certifies to the governor that its enforcement was not subject to a permanent or preliminary injunction at any time during the previous thirty days.

**NEW SECTION. Sec. 99. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR VOCATIONAL-TECHNICAL INSTITUTES AND ADULT EDUCATION AT VOCATIONAL-
TECHNICAL INSTITUTES**

General Fund Appropriation \$ 43,134,000

The appropriation in this section is subject to the following conditions and limitations:

- (1) (a) The 1981-82 school year appropriation is based on an enrollment of 9,960 full time equivalent students at a state support level per student of \$2,063, not including salary and insurance benefit increases.
- (b) The 1982-83 school year appropriation is based on an enrollment of 10,318 full time equivalent students at a state support level per student of \$2,136, not including salary and insurance benefit increases.
- (2) A maximum of \$533,000 of this appropriation may be expended for adult education.

**NEW SECTION. Sec. 100. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR SCHOOL FOOD SERVICE PROGRAMS**

General Fund Appropriation—State	\$ 7,157,000
General Fund Appropriation—Federal	\$ 69,744,000
Total Appropriation	\$ 76,901,000

**NEW SECTION. Sec. 101. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR HANDICAPPED COSTS**

General Fund Appropriation—State	\$ 121,294,000
General Fund Appropriation—Federal	\$ 27,200,000
Total Appropriation	\$ 148,494,000

The appropriations in this section are subject to the following conditions and limitations:

- (1) A maximum of \$68,026,000 of the general fund—state appropriation may be expended in fiscal year 1981-82.
- (2) The superintendent of public instruction shall allocate funds in accordance with LEAP Document 3.
- (3) Communication disordered, specific learning disabled, and behaviorally disabled students may be served from funds appropriated for the block grant program under section 104 of this act.

**NEW SECTION. Sec. 102. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR THE TRAFFIC SAFETY PROGRAM**

General Fund—Traffic Safety Education Account Appropriation \$ 13,740,000

The appropriation in this section is subject to the following condition or limitation: A maximum of \$446,000 may be expended for traffic safety education coordinators.

**NEW SECTION. Sec. 103. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR EDUCATIONAL SERVICE DISTRICTS**

General Fund Appropriation—State	\$ 4,435,000
State Funding Sources	\$ 3,373,000
Total Appropriation	\$ 7,808,000

The appropriation in this section is subject to the following conditions and limitations:

- (1) Educational service districts shall be apportioned funds based upon the following schedule:

	General Fund—State	State Funding Sources
E.S.D. No. 101	\$562,000	\$562,000
E.S.D. No. 105	\$539,000	\$269,000
E.S.D. No. 112	\$453,000	\$453,000
E.S.D. No. 113	\$483,000	\$483,000
E.S.D. No. 114	\$416,000	\$208,000
E.S.D. No. 121	\$396,000	\$396,000
E.S.D. No. 123	\$525,000	\$262,000
E.S.D. No. 171	\$642,000	\$321,000
E.S.D. No. 189	\$419,000	\$419,000
Total	\$4,435,000	\$3,373,000

(2) School districts in the respective educational service districts shall provide the amounts specified from state funding sources accruing under section 91 of this act on a per capita enrollment basis prior to June 30th of each school year.

(3) Educational service districts may provide additional services, not funded under this section but desired by school districts, by billing the school districts desiring the services for the cost of the services.

(4) Educational service districts shall continue to furnish financial services required by the superintendent of public instruction and RCW 28A.21.088 (3) and (4).

**NEW SECTION. Sec. 104. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR BLOCK GRANTS**
General Fund Appropriation—State..... \$ 109,770,000

The appropriation in this section is subject to the following conditions and limitations:

(1) A maximum of \$46,285,000 may be expended in the 1981-82 school year for provision of programs as delineated in subsection (3) of this section to be distributed on a pro rata basis by the superintendent of public instruction to school districts on the basis of the amount of state funds received by each school district on an annual average full time equivalent enrollment for the 1980-81 school year using the following: Bilingual program; gifted program; urban and rural racially disadvantaged program; remediation program; and state funds received for specific learning disabled students, behaviorally disabled students, and communication disordered students.

(2) A maximum of \$60,289,000 may be expended for the 1982-83 school year to be distributed by the superintendent of public instruction as follows:

(a) One-third of the funds shall be distributed on the basis of each district's annual average full time equivalent enrollment adjusted by the ratio of a district's derived base salary to the state-wide average derived base salary.

(b) The remaining funds shall be distributed on the same basis as funds were distributed in the 1981-82 school year pursuant to subsection (1) of this section.

(3) The funds allocated by this section may be expended by school districts for provision of special instructional programs, including but not limited to: Remediation assistance programs; cultural enrichment programs; transitional bilingual programs; preschool education programs; alternative education programs; community involvement programs (including PUSH-EXCEL); environmental education programs; education for superior students programs; Indian education programs; Pacific Science Center programs; and programs for the specific learning disabled, communication disordered, and behaviorally disordered.

(4) From the dollars allocated per student, the superintendent may charge a state-wide fee to maintain programs of state-wide benefit, provided a majority of school boards agree to the fee.

(5) \$2,966,000 is provided solely for support of Indochinese refugee educational programs.

(6) The superintendent of public instruction shall contract \$230,000 for services to support an approved gifted program to be conducted at Fort Worden state park.

(7) Salary and benefits increases are included in the funds allocated by this section.

**NEW SECTION. Sec. 105. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR STATE INSTITUTIONAL EDUCATION PROGRAMS**
General Fund Appropriation—State..... \$ 15,438,000
General Fund Appropriation—Federal..... \$ 5,560,000
Total Appropriation..... \$ 20,998,000

**NEW SECTION. Sec. 106. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR THE ENUMERATED PURPOSES**
General Fund Appropriation—Federal..... \$ 119,000,000
(a) Elementary and Secondary
Education Act of 1965..... \$ 114,660,000
(b) Education of Indian
Children..... \$ 600,000
(c) Adult Basic Education..... \$ 3,235,000
(d) Career Education..... \$ 505,000

**NEW SECTION. Sec. 107. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR THE ENCUMBRANCE OF FEDERAL GRANTS**
General Fund Appropriation—Federal..... \$ 30,034,000

**NEW SECTION. Sec. 108. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR JULY AND AUGUST PAYMENTS**
General Fund Appropriation..... \$ 706,000

The appropriation in this section is subject to the following condition or limitation: These funds shall be available for the July and August payments for the urban and rural racially disadvantaged program, the gifted program, the remediation program, and the bilingual education program.

**NEW SECTION. Sec. 109. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR EDUCATIONAL CLINICS**
General Fund Appropriation..... \$ 1,000,000

NEW SECTION. Sec. 110. HIGHER EDUCATION
The appropriations in sections 111 through 117 of this act are subject to the following conditions and limitations:

(1) The University of Washington shall allocate not less than 755.4 FTE faculty positions and Washington State University shall allocate not less than 344.3 FTE faculty staff positions to departments defined as high cost in the council for postsecondary report #81-1: PROVIDED, That deviations from this subsection are permitted subject to the approval of the office of financial management: PROVIDED FURTHER, That high cost faculty staff position funds may be used to fund activities in the research program upon the review and favorable recommendation by the office of financial management.

(2) No funds may be used for the inauguration or operation of any new degree program until the program has been reviewed and favorably recommended by the council for postsecondary education.

NEW SECTION, Sec. 111. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

General Fund Appropriation—State	\$	398,428,000
General Fund Appropriation—Federal	\$	271,000
Total Appropriation	\$	398,699,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$8,380,007 is provided solely for the replacement and repair of instructional equipment.

(2) A maximum of \$2,608,000 may be spent for the small school adjustment to Whatcom, Olympia Technical, Big Bend, Peninsula, Grays Harbor, Wenatchee Valley, Centralia, Lower Columbia, and Walla Walla Community Colleges. The distribution of such funds shall be based on a percent of formula entitlement for faculty staffing which shall be increased at the rate of one percentage point above the 71.0% base level for each 100 full time equivalent students below the 2,500 full time equivalent student enrollment level, except that no community college shall be funded in excess of 86.0% of formula.

(3) At least \$227,291 shall be expended for the purchase and maintenance of equipment to access the higher education personnel payroll system.

NEW SECTION, Sec. 112. FOR THE UNIVERSITY OF WASHINGTON

General Fund Appropriation	\$	295,111,000
Accident Fund Appropriation	\$	1,027,000
Medical Aid Fund Appropriation	\$	1,027,000
University of Washington Building Account Appropriation	\$	55,355,000
Total Appropriation	\$	352,520,000

The appropriations in this section are subject to the following condition or limitation: \$1,600,000 is provided solely for family medicine education.

NEW SECTION, Sec. 113. FOR WASHINGTON STATE UNIVERSITY

General Fund Appropriation	\$	186,400,000
Washington State University Building Account Appropriation	\$	14,000,000
Total Appropriation	\$	200,400,000

The appropriations in this section are subject to the following condition or limitation: A maximum of \$380,000 may be expended for federal matching purposes for the small business development center.

NEW SECTION, Sec. 114. FOR EASTERN WASHINGTON UNIVERSITY

General Fund Appropriation	\$	58,956,000
Eastern Washington University Capital Projects Account Appropriation	\$	1,666,000
Total Appropriation	\$	60,622,000

NEW SECTION, Sec. 115. FOR CENTRAL WASHINGTON UNIVERSITY

General Fund Appropriation	\$	52,154,000
Central Washington University Capital Projects Account Appropriation	\$	1,666,000
Total Appropriation	\$	53,820,000

NEW SECTION, Sec. 116. FOR THE EVERGREEN STATE COLLEGE

General Fund Appropriation	\$	26,575,000
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NEW SECTION, Sec. 117. FOR WESTERN WASHINGTON UNIVERSITY

General Fund Appropriation	\$	63,130,000
Western Washington University Capital Projects Account Appropriation	\$	1,666,000
Total Appropriation	\$	64,796,000

NEW SECTION, Sec. 118. FOR THE COMPACT FOR EDUCATION

General Fund Appropriation	\$	29,200
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The appropriation in this section is subject to the following condition or limitation: This appropriation is provided solely for the first fiscal year of the biennium.

NEW SECTION, Sec. 119. FOR THE COUNCIL FOR POSTSECONDARY EDUCATION

General Fund Appropriation—State	\$	22,788,000
General Fund Appropriation—Federal	\$	3,684,000
Total Appropriation	\$	26,472,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The displaced homemakers program will be continued contingent on passage of House Bill No. 286.

(2) \$106,000 shall be expended to honor higher education reciprocity agreements with the state of Oregon.

NEW SECTION, Sec. 120. FOR THE PUBLIC BROADCASTING COMMISSION

General Fund Appropriation—State	\$	142,000
General Fund Appropriation—Federal	\$	8,000

Total Appropriation \$ 150,000

NEW SECTION. Sec. 121. The office of financial management shall use the allotment process during the 1981-83 biennium to control the funding of the formula portion of the instruction program of all state universities and community colleges. For the purpose of the controls outlined in this section, any reversions shall be calculated on actual formula entitlements at each state university and on average faculty entitlement as assumed in this act for the community college system as a whole. For the purpose of this section, the 'contract level' is defined as the level upon which the budget is based. Funds related to the difference between the contract level and actual enrollment level shall be reverted to the state general fund.

Reversions are not required when a university, or in the case of the community colleges the actual annual average full time equivalent student enrollment, is less than or within a set range of the contracted level. The allowable tolerances are as follows: University of Washington and Washington State University, 1 percent; Central Washington University, Eastern Washington University, and Western Washington University, 2 percent; and the community colleges as a system, 3 percent.

NEW SECTION. Sec. 122. FOR THE COMMISSION FOR VOCATIONAL EDUCATION

General Fund Appropriation—State	\$	1,930,000
General Fund Appropriation—Federal	\$	27,157,000
Total Appropriation	\$	29,087,000
FTE Staff Years—Fiscal Year 1982		53.0
FTE Staff Years—Fiscal Year 1983		53.0

The appropriations in this section are subject to the following conditions and limitations:

(1) No state funds may be used by the advisory council for vocational education.

(2) The commission on vocational education shall not require of the state board for community college education or the superintendent of public instruction any report or information which is not expressly required by state or federal law or rules. With any request for information, the commission for vocational education shall note on the request the specific citation of the state or federal requirement which requires the report. The commission shall keep its compliance auditing to the minimum required by federal law or rule.

NEW SECTION. Sec. 123. FOR THE HIGHER EDUCATION PERSONNEL BOARD

General Fund Appropriation	\$	150,000
Higher Education Personnel Board Service Fund Appropriation	\$	1,350,000
Total Appropriation	\$	1,500,000
FTE Staff Years—Fiscal Year 1982		26.2
FTE Staff Years—Fiscal Year 1983		16.2

The appropriations in this section are subject to the following condition or limitation: \$150,000 and 10 FTE staff years are provided for developing a classification plan for the common school classified employees. The plan shall be completed no later than June 30, 1982, for use in the 1982-83 school year.

NEW SECTION. Sec. 124. FOR THE STATE LIBRARY

General Fund Appropriation—State	\$	7,195,000
General Fund Appropriation—Federal	\$	2,147,000
General Fund Appropriation—Private/Local	\$	168,000
Washington Library Network Computer System Revolving Fund Appropria- tion—Private/Local	\$	5,417,000
Total Appropriation	\$	14,927,000
FTE Staff Years—Fiscal Year 1982		169.4
FTE Staff Years—Fiscal Year 1983		169.4

The appropriations in this section are subject to the following condition or limitation: \$1,155,000 (of which \$98,000 is from federal funds) of the general fund appropriation, or as much additional funding as is necessary to maintain current service levels and expand the radio reading service to Spokane, shall be expended for the library for the blind and physically handicapped: PROVIDED, That \$50,000 of the general fund—state appropriation shall be utilized to reimburse the Seattle public library for equipment transferred to the state. The library for the blind and physically handicapped shall be administered solely by the state library beginning July 1, 1981. All necessary equipment associated with the library for the blind and physically handicapped shall be transferred from the Seattle public library to the state library July 1, 1981. Any equipment reimbursement disputes shall be mediated by the office of financial management. The office of financial management shall submit any claims it deems justified for equipment reimbursement to the legislature.

NEW SECTION. Sec. 125. FOR THE WASHINGTON STATE ARTS COMMISSION

General Fund Appropriation—State	\$	1,367,000
General Fund Appropriation—Federal	\$	893,000
Total Appropriation	\$	2,260,000
FTE Staff Years—Fiscal Year 1982		9.0
FTE Staff Years—Fiscal Year 1983		9.0

The appropriations in this section are subject to the following condition or limitation: \$750,000 is provided solely for the cultural enrichment program in the common schools. Of this amount, not more than \$37,500 shall be expended for administration of the program.

NEW SECTION. Sec. 126. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation	\$	602,000
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FTE Staff Years—Fiscal Year 1982	12.0
FTE Staff Years—Fiscal Year 1983	12.0

The appropriation in this section is subject to the following condition or limitation: \$30,000 is provided solely for a state historical monument to recognize the World War II internment of Japanese-Americans at the Western Washington fairgrounds in Puyallup. Funds appropriated for this memorial may be expended to the extent that at least twenty-five percent of the total cost of the project authorized is obtained from federal, local, or private sources.

NEW SECTION. Sec. 127. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation	\$	505,000
FTE Staff Years—Fiscal Year 1982		11.6
FTE Staff Years—Fiscal Year 1983		11.6

NEW SECTION. Sec. 128. FOR THE STATE CAPITOL HISTORICAL ASSOCIATION

General Fund Appropriation	\$	444,000
General Fund—State Capitol Historical Association Museum Account		
Appropriation	\$	53,000
Total Appropriation	\$	497,000

FTE Staff Years—Fiscal Year 1982	8.1
FTE Staff Years—Fiscal Year 1983	8.1

NEW SECTION. Sec. 129. FOR THE STATE TREASURER—TRANSFERS

General Fund Appropriation: For transfer to the Department of Retirement Systems Expense Fund	\$	8,000
General Fund—Criminal Justice Training Account Appropriation: For transfer to the general fund on or before June 30, 1983, an amount up to \$1,100,000	\$	1,100,000
General Fund—Investment Reserve Account Appropriation: For transfer to the general fund on or before June 29, 1983, pursuant to chapter 50, Laws of 1969	\$	40,000,000
Motor Vehicle Fund Appropriation: For transfer to the Tort Claims Revolving Fund for claims paid on behalf of the department of transportation and the Washington state patrol during the period July 1, 1981, through June 30, 1983	\$	3,000,000
Motor Vehicle Fund Appropriation: For transfer to the Grade Crossing Protective Fund for appropriation to the utilities and transportation commission for the 1981-1983 biennium to carry out the provisions of RCW 81.53.261, 81.53.271, 81.53.281, and 81.53.291	\$	697,000
Motor Vehicle Fund Appropriation: For transfer to the Department of Retirement Systems Expense Fund	\$	40,000
State Treasurer's Service Fund Appropriation: For transfer to the general fund on or before July 20, 1983, an amount up to \$17,794,000 in excess of the cash requirements in the State Treasurer's Service Fund for fiscal year 1984, for credit to the fiscal year in which earned	\$	17,794,000
Teachers' Retirement Fund Appropriation: For transfer to the Department of Retirement Systems Expense Fund	\$	2,572,000
General Fund—Trust Land Purchase Account Appropriation: For transfer to the general fund on or before June 30, 1983, an amount up to \$500,000 in excess of the cash requirements in the Trust Land Purchase Account, as determined by the office of financial management	\$	500,000

NEW SECTION. Sec. 130. FOR BELATED CLAIMS
 The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period from the effective date of this act to June 30, 1983, except as otherwise noted.

To reimburse the general fund for expenditures from belated claims appropriations to be disbursed on vouchers approved by the office of financial management:

General Fund—Criminal Justice Training Account	\$	8,590.53
General Fund—Hospital Commission Account	\$	51.34
General Fund—Architects' License Account	\$	200.00
General Fund—Cemetery Account	\$	412.04
General Fund—Forest Development Account	\$	14,585.05
General Fund—State Timber Tax Reserve Account	\$	1,551.09
General Fund—Professional Engineers' Account	\$	154.01
General Fund—Real Estate Commission Account	\$	3,688.60
General Fund—Sanitarians' Licensing Account	\$	159.20
General Fund—Motor Transport Account	\$	10,435.20
General Fund—Resource Management Cost Account	\$	29,482.53
General Fund—Litter Control Account	\$	7,954.20
General Fund—Traffic Safety Education Account	\$	503.34
General Fund—State Board of Psychological Examiners Account	\$	1,200.00

General Fund—State Higher Education Construction Account	\$	5,470.46
General Fund—Outdoor Recreation Account	\$	13,161.55
General Fund—L.I.R. Account Public Recreation Facilities	\$	1,529.07
Fertilizer, Agriculture, Mineral, and Lime Fund	\$	421.00
Commercial Feed Fund	\$	37.00
Seed Fund	\$	4,198.00
Electrical License Fund	\$	1,058.16
State Game Fund	\$	40,697.72
Grain and Hay Inspection Fund	\$	6,605.00
Highway Safety Fund	\$	6,475.99
Motor Vehicle Fund	\$	49,641.03
Public Service Revolving Fund	\$	11,201.28
Unemployment Compensation Administration Fund	\$	1,029.21
State Treasurer's Service Fund	\$	5,154.32
Legal Services Revolving Fund	\$	789.22
General Administration Facilities and Services Revolving Fund	\$	7,060.79
Department of Personnel Service Fund	\$	3,463.71
Higher Education Personnel Service Fund	\$	420.00
Liquor Revolving Fund	\$	4,759.68
Department of Retirement Systems Expense Fund	\$	940.01
Accident Fund	\$	26,098.02
Medical Aid Fund	\$	3,181.21
Plumbing Certificate Fund	\$	2.85
Washington Library Network Computer System Revolving Fund	\$	154.09
Total Appropriation	\$	272,516.50

NEW SECTION. Sec. 131. The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period July 1, 1981, to June 30, 1983.

SUNDRY CLAIMS

General Fund Appropriations, except as otherwise provided, for relief of various individuals, firms, and corporations for sundry claims. These appropriations are to be disbursed on vouchers approved by the director of financial management, except as otherwise provided, as follows:

(1) Architectural Woods, Inc., Payment of interest on judgment	\$	10,338.89
(2) The Gerald B. Coburn estate, Payment for damage to crops by game: PROVIDED, That payment shall be made from the Game Fund	\$	1,000.00
(3) Phil Louis Deiro, Payment for personal injuries resulting while confined at Northern State Hospital	\$	28,000.00
(4) Rudolfo Gutierrez, Payment of expenses in State v. Gutierrez, pursuant to RCW 9.01.200	\$	1,230.00
(5) Don G. Hendrickson, Payment for damage to crops by game: PROVIDED, That payment shall be made from the Game Fund	\$	1,736.00
(6) David Hug, Payment of expenses in State v. Hug, pursuant to RCW 9.01- .200	\$	4,053.00
(7) Martin Buchanan	\$	782.64
Richard Czyhold	\$	669.31
James F. Farrel	\$	178.80
Dean Farrens	\$	3,085.29
Arne Filan	\$	6,786.75
Leon Filan	\$	473.58
Elic Ganguet	\$	251.71
Morris Ganguet Farms, Inc.	\$	809.43
Earnest Katsel	\$	423.00
Andrew Lyons	\$	132.76
Donald D. Meiners	\$	2,967.58
Schwerin Farms, Inc.	\$	464.40
Howard Smith	\$	567.45
Payment for damage to crops by game: PROVIDED, That payment shall be made from the Game Fund.		
(8) Foster, Pepper and Riviera Trust Account, Payment of costs in Seattle School District v. State	\$	5,346.71
(9) Melvina A. Shafer, Payment for personal property stolen during liquor store robbery: PROVIDED, That payment shall be made from the Liquor Revolving Fund	\$	1,129.13
(10) Jeremiah B. Sexton, Payment for personal property stolen during liquor store robbery: PROVIDED, That payment shall be made from the Liquor Revolving Fund	\$	1,100.00
(11) J. C. Dellinger, Payment for damage to crops by game: PROVIDED, That payment shall be made from the Game Fund	\$	3,564.00

(12) Better Building Supply Corp., Payment of Stipulation # 78-2-00277-1	\$	16,463.00
(13) Garland Sponburgh	\$	10,303.82
Jack C. Hood	\$	14,491.98
Leroy M. Hittle	\$	14,491.98
Don Eldridge	\$	14,491.98
Payment of legal fees incurred in the defense of court actions brought against them while performing their duties as members of the state liquor control board: PROVIDED, That payment shall be made from the Liquor Revolving Fund.		
(14) Penelope A. Morgan, Payment for compensation as a victim of crime, notwithstanding late filing of claim	\$	20,160.00
(15) Ruth Hammond, Payment of vehicle license refund for destroyed vehicle	\$	39.58
(16) Malcolm Seater O'Brien, Payment of a judgment in State v. O'Brien, pursuant to RCW 9.01.200	\$	3,416.00
(17) Eugene Victor Fischer, In settlement of all claims for expenses in State v. Fischer, pursuant to RCW 9.01.200	\$	10,000.00
(18) Donald W. Rustvold, Payment of expenses in City of Bellevue v. Donald W. Rustvold, pursuant to RCW 9.01.200	\$	1,400.00
(19) The Evergreen State College, Reimbursement of interest and court costs paid in Architectural Woods, Inc. v. State of Washington	\$	12,097.00
(20) Department of Social and Health Services, Payment for claims outstanding submitted to the department after the 60-day statutory limit: PROVIDED, That such claims shall be paid at 50.0% of their approved value: PROVIDED FURTHER, That \$60,957 shall be from federal sources	\$	1,171,124.00

NEW SECTION. Sec. 132. No appropriations contained in this act shall be used for payment of contributions to the public employees' retirement system in excess of amounts necessary to offset the cost of benefits earned during the 1981-83 biennium. The director of the department of retirement systems shall establish contribution rates pursuant to chapter 41.40 RCW consistent with this section: PROVIDED, That the director may establish contribution rates for political subdivisions which include an allowance for the cost of any post-retirement adjustment granted in the 1981 regular session of the legislature under chapter 41.40 RCW.

NEW SECTION. Sec. 133. Notwithstanding the provisions of chapter 82, Laws of 1973 1st ex. sess., the house of representatives, the senate, and the permanent statutory committees shall pay expenses quarterly to the department of general administration facilities and services revolving fund for services rendered by the department for operations, maintenance, and supplies relating to buildings, structures, and facilities utilized by the legislature for the biennium beginning July 1, 1981.

NEW SECTION. Sec. 134. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed in whole or in part by other than general fund moneys, the director of financial management may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance the agency. No appropriation shall be necessary to effect such repayment.

NEW SECTION. Sec. 135. In addition to the amounts appropriated in this act for revenue for distribution, bond retirement and interest, transfers, and interest on registered warrants, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

NEW SECTION. Sec. 136. Amounts received by an agency as reimbursements pursuant to RCW 39.34.130 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the director of financial management, which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum interagency usage of data processing equipment and services, and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed.

NEW SECTION. Sec. 137. Any portion of a state fund appropriation for the specific purpose of matching federal funds which is not required to qualify for federal funds shall lapse at the end of the respective fiscal year. This section does not apply to the department of social and health services.

NEW SECTION. Sec. 138. To obtain maximum interagency use of aircraft, the aeronautics division in the department of transportation, in accordance with chapter 39.34 RCW, is hereby authorized to lease, purchase, or otherwise acquire suitable aircraft which shall be utilized for the purposes of the department of transportation and also by other state agencies which have a need for an aircraft to carry out agency assigned responsibilities: PROVIDED, That the department of transportation is further authorized to enter into contractual agreements with other state agencies in order to acquire aircraft, establish rental rates for aircraft under their control, provide pilot services, aircraft maintenance, and make such other provisions as necessary to provide aircraft and related services for multi-agency use: PROVIDED FURTHER, That in order to achieve economy in the use of the appropriations contained within this act, no state agency may purchase or otherwise acquire an aircraft or enter into a flying service or aircraft rental contract without first seeking such service from the department of transportation and without prior approval of the director of financial management.

NEW SECTION. Sec. 139. Unless prohibited by federal law, the receipt of federal or other funds which are not anticipated in the appropriation bill enacted by the legislature shall be used to support regular programs instead of using funds appropriated from state taxes or similar revenue sources. The portion of a state fund appropriation which is replaced by federal or other receipts shall lapse. This section does not apply to the department of social and health services.

NEW SECTION. Sec. 140. Any programs which are supported in whole or in part by federal funds shall not receive any additional state funds for the programs in the event that federal funds are reduced or eliminated for the program. This section does not apply to the department of social and health services.

NEW SECTION. Sec. 141. (1) Funds appropriated under this act for both years of the fiscal biennium shall be initially allotted so that the total allotments for the first fiscal year do not exceed fifty percent of the total appropriation, unless the director of financial management determines that greater allotments for the first fiscal year are required by special circumstances. Allotments may be revised as provided in RCW 43.88.110, but the portion of an appropriation which has been initially allotted for the first fiscal year shall lapse at the end of the first fiscal year.

(2) This section does not apply to allotments for agencies headed by elective officials.

NEW SECTION. Sec. 142. Unless the context clearly requires otherwise, the definitions in this section apply throughout this act.

(1) 'Provided solely' means that the specified amount may be spent only for the specified purpose. Unless otherwise stated in this act, any portion of an amount provided solely for a specified purpose which is unnecessary to fulfill the specified purpose shall lapse.

(2) 'Lapse' means the termination of authority to spend an appropriation or portion of an appropriation.

(3) 'FTE' means full time equivalent. FTE staff years specified in this act shall not be exceeded except with the written authorization of the director of financial management. The director of financial management shall grant authority to exceed specified FTE staff years only in cases of severe unanticipated need and shall report each authorization to the legislative budget committee, the legislative evaluation and accountability program committee, and the committees on ways and means of the senate and house of representatives.

NEW SECTION. Sec. 143. Any rate increases proposed for the legal services revolving fund or the general administration facilities and services revolving fund, or any change in the method of calculating changes from those funds, shall be subject to approval by the director of financial management prior to implementation.

NEW SECTION. Sec. 144. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 145. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title, after "budget;" strike the remainder of the title and insert "making appropriations and authorizing expenditures for the operations of state agencies for the fiscal biennium beginning July 1, 1981, and ending June 30, 1983; and declaring an emergency."

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Greengo, McDonald, Nisbet, Williams.

Voting nay: Representatives Sommers, Ranking Minority Member; Becker.

Not attending: Representatives Thompson, Warnke.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended, and Engrossed Substitute Senate Bill No. 3636 was advanced to second reading.

On motion of Mr. Nelson (G), further consideration of Engrossed Substitute Senate Bill No. 3636 was deferred, and the bill was ordered placed on the second reading calendar.

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

The Speaker called on Mr. Amen to preside.

THIRD READING

ENGROSSED SENATE BILL NO. 3242 as amended by the House, by Senators Craswell and Gaspard:

Making miscellaneous changes in law relating to education.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3242 as amended by the House, and the bill passed the House by the following vote: Yeas, 84; nays, 14; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bender, Ehlers, Eng, Erak, Erickson, Heck, Lux, North, O'Brien, Rinehart, Sherman, Thompson, Valle, Warnke.

Engrossed Senate Bill No. 3242 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

REENGROSSED SUBSTITUTE SENATE BILL NO. 3797 as amended by the House, by Committee on Energy and Utilities (originally sponsored by Senators Gould, Bottiger, Guess, Hemstad, Hurley, Scott, Williams, Woody and Moore):

Modifying provisions relating to the management of joint operating agencies.

The bill was read the third time and placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Substitute Senate Bill No. 3797 as amended by the House, and the bill passed the House by the following vote: Yeas, 89; nays, 8; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Ehlers, Eng, Lux, Nelson D., Rust, Sherman, Wang.

Not voting: Representative Rinehart.

Reengrossed Substitute Senate Bill No. 3797 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENTS FOR THE JOURNAL

I wish to change my vote on Reengrossed Substitute Senate Bill No. 3797 from "Yes" to "No."

WILMA ROSBACH, 20th District.

I wish to change my vote on Reengrossed Substitute Senate Bill No. 3797 from "Yes" to "No."

J. Vander Stoep, 20th District.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

SUBSTITUTE SENATE BILL NO. 3360, by Committee on Parks and Ecology (originally sponsored by Senators Patterson, Charnley and Zimmerman):

Providing for park and recreation service areas.

The bill was read the second time.

On motion of Mr. Nickell, the following amendment by Representatives Nickell, Isaacson and Erickson was adopted:

On page 2, line 11 after "park" insert ", senior citizen activities centers"

Mr. Greengo moved adoption of the following amendment:

On page 12, beginning on line 1 strike all of section 18 and renumber the remaining sections consecutively.

Representatives Greengo, Flanagan, Addison and Taylor spoke in favor of the amendment, and Representatives Dawson, Sherman and Granlund spoke against it.

POINT OF INQUIRY

Mr. Greengo yielded to question by Ms. Sommers.

Ms. Sommers: "Representative Greengo, will this levy compete with all the other statutory levies, county and city, special districts? If we find that a particular taxing district is in violation of the one percent constitutional limit, whose levy will be cut back?"

Mr. Greengo: "I'm not sure I can really answer your question, but it's my belief that there has to be a rateable reduction to stay within the total of one percent. In talking to staff, it is my understanding that this forty-five cents per thousand comes outside the statutory limit of the \$9.15. This is what I have been advised, so it is circumventing the 106% and the limitation in two ways. It's outside the one percent and it's allowing a vote of fifty percent, so to me it matters very, very much what means you go by to accomplish something and I think this is the wrong means."

POINT OF PARLIAMENTARY INQUIRY

Ms. Sommers: "This allows a new tax levy; was this bill referred to the Revenue Committee? If not, why not?"

The Speaker (Mr. Amen presiding): "Representative Sommers, it was not."

Mr. Greengo spoke again in favor of the amendment.

MOTION

On motion of Mr. Nelson (G), further consideration of Substitute Senate Bill No. 3360 was deferred, and the bill was ordered placed on the second reading calendar following Substitute Senate Bill No. 4131.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3945, by Committee on Natural Resources (originally sponsored by Senators Zimmerman, Bauer, Benitz and Talley):

Authorizing the establishment of an Oregon-Washington bi-state Columbia River Gorge agreement.

The bill was read the second time.

Mr. Chamberlain moved adoption of the following amendment by Representatives Chamberlain and Heck:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. The legislature finds that the Columbia River Gorge area provides the citizens of this state with unique aesthetic, recreational, and historic benefits through the area's diversity of scenic beauty, variety of life-forms, and significant role in the history of the nation, this region, and this state. The legislature, therefore, declares that the preservation of special characteristics of the Columbia River Gorge beginning at the western-most boundary of the Columbia River Gorge as described in RCW 43.97.090 and extending easterly to include all of Section 17 and the west halves of Sections 9 and 4 in Township 2 North, Range 13 East, and any other area designated by law is a public purpose.

It is the intent of the legislature to authorize the establishment of a select committee to examine, in detail, the unique characteristics contributing to the scenic, natural, and historical value of the area. It is further the intent of the legislature that the committee herein established explore the range of uses of the area that are consistent with preserving the sensitive characteristics of the Columbia River Gorge area. The legislature also recognizes the importance of preserving the property interests of area residents, maintaining decision-making at the local level to the maximum extent possible, and supporting economic development activities compatible with the objectives of preservation of the unique values of the Gorge.

NEW SECTION. Sec. 2. There is hereby created a Governor's Select Committee on the Columbia River Gorge to thoroughly examine the need to protect and preserve the special and unique scenic, natural, and historic features of the Gorge area and to make specific recommendations to the governor and the legislature as to how such preservation can be carried out most effectively, expeditiously, and with the maximum local involvement and decision-making consistent with agreed objectives.

NEW SECTION. Sec. 3. The Governor's Select Committee shall be composed of the following:

- (1) Two members from the Washington Columbia River Gorge Commission including the chairman, appointed by the governor;
- (2) One county commissioner from each of the counties in the Columbia River Gorge area appointed by the respective county commissioners;
- (3) One member representing the governor, appointed by the governor, who shall be the chairman of the committee;
- (4) One member from the state senate who shall be a nonvoting member, appointed by the president of the senate, serving from a district in which the Gorge is located;
- (5) Two members from the house of representatives who shall be nonvoting members appointed by the speaker of the house of representatives, serving from a district in which the Gorge is located; and
- (6) One member from the public at large appointed by the governor.

NEW SECTION. Sec. 4. The select committee on the Columbia River Gorge shall have the following responsibilities to:

- (1) Undertake a comprehensive analysis of the management alternatives available to the states of Washington and Oregon regarding the preservation of the Columbia River Gorge;
- (2) Elicit the views of all interested parties and individuals during the analysis of management options;
- (3) Prepare an inventory of sensitive lands which contain intrinsic value and develop a classification system for such lands;
- (4) Coordinate with the Columbia River Gorge Commission in the carrying out of the committee's responsibilities under this section, including the identification of sensitive lands indicated in subsection (3) of this section;
- (5) Coordinate the committee's study with affected and interested federal agencies, state agencies, local government agencies, other public entities, and private groups and individuals; and
- (6) The committee shall report its findings and recommendations including findings and recommendations about a preferred alternative approach to the management and protection of the Gorge area to the governor and the legislature no later than December 1, 1981.

NEW SECTION. Sec. 5. The committee is authorized to work with any similar committee established by the Oregon legislature or executive action by the governor which has similar responsibilities and duties. Cooperation and coordination between the Governor's Select Committee on the Columbia River Gorge and any similar committee established in Oregon shall be maximized in order to determine how a unified approach to carrying out gorge preservation objectives can be achieved."

Representatives Chamberlain and Heck spoke in favor of the amendment, and it was adopted.

On motion of Mr. Chamberlain, the following amendment to the title was adopted:

On page 1, line 1 of the title after "Relating to" strike the remainder of the title and insert "the Columbia River Gorge; creating new sections"

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Chamberlain and Heck spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Chamberlain yielded to question by Mr. Sanders.

Mr. Sanders: "Representative Chamberlain, there's a plan for the development of a new shipping facility at Kalama. Does this affect that at all?"

Mr. Chamberlain: "Representative Sanders, no, Kalama is considerably downstream from this. The Gorge is roughly from The Dalles to East Vancouver, so this bill would not affect that."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3945 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Substitute Senate Bill No. 3945 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3532, by Senators Metcalf and Peterson:

Permitting the use of a renewed vehicle license for a full twelve-month period.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3532, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3532, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3304, by Senators Wilson and Deccio:

Modifying eligibility requirements for local jail improvement and construction funds.

The bill was read the second time.

Committee on Institutions recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

On motion of Ms. Houchen, the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Struthers yielded to question by Ms. Becker.

Ms. Becker: "Representative Struthers, on page 1, starting on line 23, it reads as follows: 'The commission shall grant variances from custodial care standards to governing units which operate jails with physical deficiencies which directly affect their ability to comply with these standards...' Does this mean that a city or county can receive exemptions on demand from the Commission?"

Mr. Struthers: "Representative Becker, no, it would be up to the Jail Commission to review the physical condition of a jail and make findings that a governing unit, a city or county, could not comply with some of the custodial care standards due to physical aspects of the old jail. The Jail Commission would be required to find which of the jail conditions merited temporary variances from the custodial care standards. The city or county could only request; the Jail Commission will decide. I might add that this section is merely designed to give the cities and counties some breathing room and not to require major expenditures on old jails while new or remodeled jails are being constructed with state funds."

Representatives Becker and Maxie spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3304 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle,

Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3304 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3255, by Senators Pullen, Rasmussen, Hurley, Benitz and Vognild:

Clarifying the law regulating carrying concealed weapons.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3255, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3255, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3372, by Senator Newhouse:

Increasing penalties for telephone or telegraph fraud.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3372, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hinc, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3372, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3453, by Committee on Parks and Ecology (originally sponsored by Senators Hurley, Goltz and Zimmerman):

Providing the renovation, redevelopment, maintenance, and operation of state parks.

The bill was read the second time.

Committee on Natural Resources and Environmental Affairs recommendation: Majority, do pass as amended. (For amendment, see Journal, 94th Day, April 15, 1981.)

On motion of Ms. Rosbach, the committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Rosbach spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3453 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kroidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3453 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3845, by Committee on Education (originally sponsored by Senators Wilson, Sellar, Bauer and Hughes):

Implementing law relating to school district authorized transportation.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

On motion of Ms. Galloway, the committee amendments were adopted.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3845 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kroidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Ellis, Lewis.

Substitute Senate Bill No. 3845 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 4131, by Committee on Judiciary (originally sponsored by Senators Pullen, Clarke and Hughes):

Requiring mandatory minimum terms for certain felonies involving firearms.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4131, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warneke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 4131, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3390, by Committee on Commerce and Labor (originally sponsored by Senator Goltz):

Expanding the scope of business improvement areas.

The bill was read the second time.

Committee on Labor and Economic Development recommendation: Majority, do pass as amended. (For amendment, see Journal, 94th Day, April 15, 1981.)

On motion of Mr. Sanders, the committee amendment was adopted.

Mr. Ellis moved adoption of the following amendment by Representatives Ellis and Padden:

On page 2, after line 15 insert the following:

*Sec. 3. Section 235, chapter 249, Laws of 1909 and RCW 19.60.010 are each amended to read as follows:

(1) Every person engaged, in whole or in part, in the business of loaning money on the security of pledges, deposits or conditional sales of personal property, shall be deemed to be a pawn broker.

(2) Every person engaged in whole or in part in the business of purchasing precious metals in a place other than a place of business where precious metals are ordinarily and customarily purchased shall be deemed to be a pawnbroker doing business in a first class city: PROVIDED, That any report required to be furnished to the chief of police shall be furnished to the county sheriff in the absence of a chief of police.

POINT OF ORDER

Mr. Ehlers: "I would challenge this amendment on scope and object. The bill is an act relating to parking and business improvement areas, and by no stretch of the imagination would this fit."

MOTION

On motion of Mr. Hastings, Senate Bill No. 3157 was placed on the calendar for immediate consideration.

SENATE BILL NO. 3157, by Senators Charnley, Williams, Gould and Goltz:

Authorizing revenue bonds for cities and towns for energy conservation.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3157, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith,

Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives James, Sprague.

Senate Bill No. 3157, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3390:

The House resumed consideration of the bill on second reading.

With the consent of the House, Mr. Ehlers withdrew his point of order.

The Speaker (Mr. Amen presiding) stated the question before the House to be the amendment by Representatives Ellis and Padden.

Mr. Ellis spoke in favor of the amendment, and it was adopted.

On motion of Mr. Ellis, the following amendment to the title was adopted:

On page 1, line 3 of the title after "35.87A.010;" strike "and" and on line 4 after "35.87A.080" and before the period insert "; and amending section 235, chapter 249, laws of 1909 and RCW 19.60.010"

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3390 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Substitute Senate Bill No. 3390 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3871, by Senators Benitz, Patterson and Guess:

Facilitating construction of a toll bridge at north Richland.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Hankins spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3871, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Addison.

Engrossed Senate Bill No. 3871, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE JOINT MEMORIAL NO. 106, by Committee on Agriculture (originally sponsored by Senators Connor, Bottiger, Benitz and Sellar):

Requesting a review of federal pesticide regulations.

The memorial was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the memorial was placed on final passage.

Mr. Smith spoke in favor of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of Senate Joint Memorial No. 106, and the memorial passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Joint Memorial No. 106, having received the constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3307, by Committee on Commerce and Labor (originally sponsored by Senators Talmadge, Hayner, Bottiger, Wojahn, Clarke, Shipoch, Bauer, Talley, Hughes, Hemstad, Pullen, Newhouse and Zimmerman (by Gambling Commission request):

Tightening control of gambling activities.

The bill was read the second time.

Committee on Ways and Means recommendation: Majority, do pass as amended. (For amendments, see Journal, 99th Day, April 20, 1981.)

Mr. Chandler moved adoption of the committee amendment to page 5, line 23.

Representatives Chandler, Williams and Patrick spoke in favor of the amendment, and Representatives Scott, Struthers, Warnke, Nickell, Monohon and Barr spoke against it.

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

ROLL CALL

The Clerk called the roll on the Committee on Ways and Means amendment to page 5, line 23 of Engrossed Substitute Senate Bill No. 3307, and the amendment was not adopted by the following vote: Yeas, 29; nays, 64; not voting, 5.

Voting yea: Representatives Barnes, Berleen, Bond, Cantu, Chandler, Ellis, Fiske, Garrett, Greengo, Gruger, Isaacson, Johnson, Kreidler, Lane, Lundquist, McDonald, Nisbet, North, Patrick, Pruitt, Rosbach, Salatino, Sherman, Taylor, Tilly, Van Dyken, Vander Stoep, Williams, and Mr. Speaker.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Becker, Bender, Bickham, Brekke, Brown, Burns, Chamberlain, Clayton, Dickie, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Flanagan, Gallagher, Galloway, Garson, Granlund, Grimm, Hankins, Hastings, Heck, Hine, Houchen, James, King J., King R., Leonard, Lewis, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, O'Brien, Owen, Padden, Rinehart, Rust, Sanders, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Wilson, Winsley.

Not voting: Representatives Dawson, McGinnis, Prince, Schmidt, Tupper.

Mr. Chandler moved adoption of the committee amendment to page 31, line 21.

Representatives Chandler, Sanders and Thompson spoke in favor of the amendment, and Representatives Scott and Lux spoke against it.

The amendment was adopted.

Mr. McDonald moved adoption of the following amendment by Representatives McDonald, Greengo, Kreidler and Pruitt:

On page 14, section 1, line 22 after "conducted" insert "PROVIDED FURTHER, That no fund raising event may be held in any building, or portion thereof, or at any other specific location or portion

thereof, within thirty-two days following any other fund raising event held in that building or at that specific location*

Mr. McDonald spoke in favor of the amendment.

POINT OF INQUIRY

Mr. McDonald yielded to question by Mr. Nisbet.

Mr. Nisbet: "Does this mean that if you have a single community center in a location, but a number of organizations, that the building would be the determinate? In other words, no building, even though it was the only facility for miles around, could be used more than once every thirty-two days?"

Mr. McDonald: "Yes, Representative Nisbet, essentially what we are doing here is saying the building will have once-a-month fund raisers. There are probably some locations which would run into some problems, but basically, we have a major problem and I think it's a problem this state has to take a look at, and that is, do we want to have wide open casino gambling and that's exactly the road we are going on."

Representatives Nisbet and Struthers spoke against the amendment, and Mr. Greengo spoke in favor of it.

POINT OF INQUIRY

Mr. McDonald yielded to question by Mr. Hastings.

Mr. Hastings: "Representative McDonald, this is a rather large bill and I haven't had an opportunity to go through the whole thing. I just wonder if this has any effect on bingo at all?"

Mr. McDonald: "Representative Hastings, it does not have an effect on bingo. The section covering bingo is on page 3 of the bill and the section we would amend is on page 13. The bingo section covers totally how that would be held, how many events can be held in any one single night, and this does not affect it."

POINT OF INQUIRY

Mr. Struthers yielded to question by Mr. Williams.

Mr. Williams: "Representative Struthers, are you an ex-official member of the Gambling Commission?"

Mr. Struthers: "Yes, I am, Representative Williams."

Mr. Williams: "Has the Gambling Commission, in their legislation, recommended a similar amendment to Representative McDonald's?"

Mr. Struthers: "Representative Williams, I can't answer that question."

Mr. Williams spoke in favor of the amendment, and Mr. Barr spoke against it.

POINT OF INQUIRY

Mr. McDonald yielded to question by Mr. Ehlers.

Mr. Ehlers: "I have the same question someone had a few minutes ago about whether or not it applies to bingo, because I had a concern that it did. You said it doesn't, but if you will look on line 6, one of these events that's being covered under this section, it seems to me, with the proviso on line 22, that you are, in fact, affecting bingo."

Mr. McDonald: "Representative Ehlers, bingo can be one of the games played at a fund raising event, however, the section you should refer to is on page 3. It says on lines 15 and 16, '...does not hold bingo on more than twelve consecutive days in any calendar year.' So that section is the one that covers bingo; this section is the one that covers fund raising events. Those fund raising events can, as part of the activity, have bingo in them."

Mr. Van Dyken spoke in favor of the amendment, and Ms. Monohon spoke against it.

Mr. Nelson (G) demanded the previous question and the demand was sustained.

The amendment was not adopted.

Mr. Patrick moved adoption of the following amendment by Representatives Patrick and Williams:

on page 36, line 18 strike "commission shall have the power to enforce" and insert "primary responsibility of the commission shall ((have the power to enforce)) be the enforcement of"

Mr. Patrick spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Patrick yielded to question by Mr. Sanders.

Mr. Sanders: "Representative Patrick, would this negate local sheriffs from enforcing gambling laws?"

Mr. Patrick: "Representative Sanders, no it does not. They also can conduct their own investigations. What I am saying is that local police departments do not have the capabilities, but it does not take away that right of investigation."

POINT OF INQUIRY

Mr. Patrick yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Patrick, a few minutes ago, in the committee amendment we dealt with, giving up to twenty percent to local governments to levy taxes, and so forth, I assume the moneys raised were to somehow regulate and control gambling locally. Is that correct?"

Mr. Patrick: "That's partly correct; it's also to pay for some enforcement duties in those cities who can afford to have a large enough police department."

Mr. Ehlers: "We're giving them the resources to tax. If we don't leave that primary responsibility to local governments that now have the taxing capacity, essentially, it's giving them more money, and the state, with your amendment, would have the primary responsibility. Wouldn't that have a fiscal impact to the state coupled with the other committee amendment and provide extra moneys to local government?"

Mr. Patrick: "That's true, but I think the thing you should think about, and I'll give a warning—I give very few warnings—but I give you warning now, that if we don't control this, someday you are going to be very sorry and I'll be the one to tell you so."

Representatives Ehlers and Struthers spoke against the amendment, and Mr. Williams spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Patrick and Williams to Engrossed Substitute Senate Bill No. 3307, and the amendment was not adopted by the following vote: Yeas, 47; nays, 51; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Becker, Bender, Berleen, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Garrett, Greengo, Gruger, Hankins, Isaacson, James, Johnson, Kreidler, Lane, Lundquist, Maxie, McDonald, Nisbet, North, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Sherman, Smith, Sommers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Williams, and Mr. Speaker.

Voting nay: Representatives Barr, Barrett, Bickham, Brekke, Brown, Burns, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Grimm, Hastings, Heck, Hine, Houchen, King J., King R., Leonard, Lewis, Lux, Martinis, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, O'Brien, Owen, Padden, Rinehart, Rust, Schmidt, Scott, Sprague, Stratton, Struthers, Teutsch, Walk, Warnke, Wilson, Winsley.

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3307 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien,

Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Not voting: Representative Wilson.

Engrossed Substitute Senate Bill No. 3307 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3586, by Senators Peterson, Talley and Gallagher:

Revising salmon enhancement program.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3586, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 3586, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 4078, by Committee on Ways and Means (originally sponsored by Senators Scott, Jones, Hayner and Craswell - by Governor Spellman request):

Establishing a budget stabilization account.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4078, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 4078, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 4026, by Senator Bluechel:

Redefining personal service for purposes of personal service contracts with state agencies.

The bill was read the second time.

Mr. Hastings moved that the rules be suspended, the second reading considered the third, and the bill be placed on final passage.

Mr. Ehlers spoke against the motion, and Mr. Addison spoke in favor of it.

The motion was carried.

Mr. Addison spoke in favor of passage of the bill, and Mr. Ehlers spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 4026, and the bill passed the House by the following vote: Yeas, 62; nays, 34; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Garson, Greengo, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erickson, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Sherman, Sommers, Thompson, Tupper, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Prince, Stratton.

Engrossed Senate Bill No. 4026, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

During the session today, it was necessary to visit the Senate Chambers. While absent from the bar of the House, my voting switch was turned on and I was recorded as voting for at least two bills, Engrossed Senate Bill No. 3307 and Engrossed Senate Bill No. 3871. Please let the record show that I was absent during voting for these two measures, and any others that were considered between 2:30 p.m. and 3:00 p.m. and between 3:45 p.m. and 4:00 p.m. on this date.

RAY ISAACSON, 8th District.

ENGROSSED SENATE BILL NO. 3233, by Senators von Reichbauer and Guess (by State Patrol request):

Revising vehicle accident reporting procedure.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 89th Day, April 10, 1981.)

Mr. Addison moved adoption of the committee amendments.

Mr. Addison spoke in favor of the amendments, and Mr. Walk spoke against them.

Mr. Addison spoke again in favor of the committee amendments.

ROLL CALL

The Clerk called the roll on adoption of the committee amendments to Engrossed Senate Bill No. 3233, and the amendments were not adopted by the following vote: Yeas, 43; nays, 52; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Flanagan, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lewis, Lundquist, McGinnis, Mitchell, Nickell, Nisbet, Padden, Patrick, Prince, Pruitt, Salatino, Sanders, Schmidt, Smith, Taylor, Teutsch, Valle, Wang, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Dawson, Ehlers, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, McDonald, Monohon, Nelson D., Nelson G. A., North, O'Brien, Owen, Rinehart, Rosbach, Rust, Scott, Sherman, Sommers, Sprague, Stratton, Struthers, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Winsley.

Not voting: Representatives Berleen, Brown, Lane.

On motion of Mr. Dawson, the following amendments were adopted:

On page 1, line 13 after "courts" insert ", a copy of any written agreement for payment of damages entered into under chapter 46.29 RCW that is filed with the department,"

On page 2, after line 26 of the engrossed bill, being page 2, after line 25 of the printed bill, insert the following:

*Sec. 2. Section 7, chapter 169, Laws of 1963 as amended by section 1, chapter 78, Laws of 1979 and RCW 46.29.070 are each amended to read as follows:

(1) The department, not less than twenty days after receipt of a report of an accident as described in the preceding section, shall determine the amount of security which shall be sufficient in its judgment to satisfy any judgment or judgments for damages resulting from such accident as may be recovered against each driver or owner. Such determination shall not be made with respect to drivers or owners who are exempt under succeeding sections of this chapter from the requirements as to security and suspension.

(2) The department shall determine the amount of security deposit required of any person upon the basis of the reports or other information submitted. In the event a person involved in an accident as described in this chapter fails to make a report or submit information indicating the extent of his injuries or the damage to his property within ~~((fifty))~~ one hundred eighty days after the accident and the department does not have sufficient information on which to base an evaluation of such injuries or damage, then the department after reasonable notice to such person, if it is possible to give such notice, otherwise without such notice, shall not require any deposit of security for the benefit or protection of such person.

(3) The department after receipt of report of any accident referred to herein and upon determining the amount of security to be required of any person involved in such accident or to be required of the owner of any vehicle involved in such accident shall give written notice to every such person of the amount of security required to be deposited by him and that an order of suspension will be made as hereinafter provided not less than twenty days and not more than sixty days after the sending of such notice unless within said time security be deposited as required by said notice.

Sec. 3. Section 14, chapter 169, laws of 1963 and RCW 46.29.140 are each amended to read as follows:

(1) Any two or more of the persons involved in or affected by an accident as described in RCW 46.29.060 may at any time enter into a written agreement for the payment of an agreed amount with respect to all claims of any of such persons because of bodily injury to or death or property damage arising from such accident, which agreement may provide for payment in installments, and may file a signed copy thereof with the department.

(2) The department, to the extent provided by any such written agreement filed with it, shall not require the deposit of security and shall terminate any prior order of suspension, or, if security has previously been deposited, the department shall immediately return such security to the depositor or his personal representative.

(3) In the event of a default in any payment under such agreement and upon notice of such default the department shall take action suspending the license of such person in default as would be appropriate in the event of failure of such person to deposit security when required under this chapter.

(4) Such suspension shall remain in effect and such license shall not be restored unless and until:

(a) Security is deposited as required under this chapter in such amount as the department may then determine,

(b) When, following any such default and suspension, the person in default has paid the balance of the agreed amount, ~~((or))~~

(c) When, following any such default and suspension, the person in default has resumed installment payments under an agreement acceptable to the creditor, or

(d) ~~((One-year has))~~ Three years have elapsed following the ~~((effective date of such suspension))~~ accident and evidence satisfactory to the department has been filed with it that during such period no action at law upon such agreement has been instituted and is pending.

Sec. 4. Section 17, chapter 169, Laws of 1963 and RCW 46.29.170 are each amended to read as follows:

Unless a suspension is terminated under other provisions of this chapter, any order of suspension by the department under this chapter shall remain in effect and no license shall be renewed for or issued to any person whose license is so suspended until:

(1) Such person shall deposit or there shall be deposited on his behalf the security required under this chapter, or

(2) ~~((One-year shall))~~ Three years have elapsed following the date of the accident resulting in such suspension and evidence satisfactory to the department has been filed with it that during such period no action for damages arising out of the accident resulting in such suspension has been instituted.

An affidavit of the applicant that no action at law for damages arising out of the accident has been filed against him or, if filed, that it is not still pending shall be prima facie evidence of that fact. The department may take whatever steps are necessary to verify the statement set forth in any said affidavit.

Sec. 5. Section 22, chapter 169, laws of 1963 and RCW 46.29.220 are each amended to read as follows:

(1) Such security shall be applicable and available only:

(a) For the payment of any settlement agreement covering any claim arising out of the accident upon instruction of the person who made the deposit, or

(b) For the payment of a judgment or judgments, rendered against the person required to make the deposit, for damages arising out of the accident in an action at law begun not later than ~~((one))~~ three years after the ~~((deposit of such security, or within one year after the date of deposit of any security following failure to make payments under an agreement to pay))~~ date of the accident.

(2) Every distribution of funds from the security deposits shall be subject to the limits of the department's evaluation on behalf of a claimant.

Sec. 6. Section 23, chapter 169, Laws of 1963 and RCW 46.29.230 are each amended to read as follows:

Upon the expiration of ~~((one))~~ three years from the date of ~~((any deposit of security))~~ the accident resulting in the security requirement, any security remaining on deposit shall be returned to the person who made such deposit or to his personal representative if an affidavit or other evidence satisfactory to the department has been filed with it:

(1) That no action for damages arising out of the accident for which deposit was made is pending against any person on whose behalf the deposit was made, and

(2) That there does not exist any unpaid judgment rendered against any such person in such an action.

The foregoing provisions of this section shall not be construed to limit the return of any deposit of security under any other provision of this chapter authorizing such return.

NEW SECTION. Sec. 7. There is added to chapter 46.29 RCW a new section to read as follows:

(1) Whenever the involvement in a motor vehicle accident in this state results in the driving privilege of a person being suspended for failure to pay a judgment or deposit security, the department shall suspend the Washington registration of the motor vehicle which the person was driving at the time of the accident.

(2) A notice of suspension shall be mailed by first class mail to the person's last known address of record in the department and shall be effective notwithstanding the person's failure to receive the notice. If the driver of the vehicle involved in the accident is not the registered owner, a copy of the notice of suspension shall be mailed to the registered owner.

(3) Upon suspension of the registration of a motor vehicle, the registered owner shall surrender all vehicle license plates registered to the vehicle. The department shall destroy the license plates and, upon reinstatement of the registration, shall issue new vehicle license plates as provided in RCW 46.16.270.

(4) Failure to surrender license plates under subsection (3) of this section is a misdemeanor punishable by imprisonment for not less than one day nor more than five days and by a fine of not less than fifty dollars nor more than two hundred fifty dollars.

(5) No vehicle license plates or certificate of ownership or registration for a motor vehicle may be issued and no vehicle license may be renewed during the time the registration of the motor vehicle is suspended.

(6) Any person who operates a vehicle in this state while the registration of the vehicle is suspended is guilty of a gross misdemeanor and upon conviction thereof shall be imprisoned for not less than two days nor more than five days and fined not less than one hundred dollars nor more than five hundred dollars.

NEW SECTION. Sec. 8. There is appropriated from the highway safety fund to the department of licensing for the biennium ending June 30, 1983, the sum of one hundred four thousand dollars to carry out this act."

On page 1, line 1 of the title after "vehicles;" insert "amending section 7, chapter 169, Laws of 1963 as amended by section 1, chapter 78, Laws of 1979 and RCW 46.29.070; amending section 14, chapter 169, Laws of 1963 and RCW 46.29.140; amending section 17, chapter 169, Laws of 1963 and RCW 46.29.170; amending section 22, chapter 169, laws of 1963 and RCW 46.29.220; amending section 23, chapter 169, Laws of 1963 and RCW 46.29.230; adding a new section to chapter 46.29 RCW; making an appropriation; prescribing penalties;"

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3233 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, North, O'Brien, Owen, Padden, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Nisbet, Patrick, Scott.

Engrossed Senate Bill No. 3233 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), SUBSTITUTE SENATE BILL NO. 3844 was made a Special Order of Business for 4:52 p.m. today.

SENATE BILL NO. 3072, by Senators Talmadge, Newhouse and Wojahn (by Judicial Council request):

Providing for subsistence, lodging and travel expenses of pro tem judges.

The bill was read the second time. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3072, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Dawson, Owen, Walk.

Senate Bill No. 3072, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 3077, by Senators Talmadge, Clarke, Newhouse and Wojahn (by Judicial Council request):

Correcting a double amendment to RCW 2.52.050.

The bill was read the second time.

On motion of Mr. Ellis, the following amendments were adopted:

On page 2, after line 2 insert the following:

*Sec. 2. Section 9A.48.100, chapter 260, Laws of 1975 1st ex. sess. as last amended by section 3, chapter 145, Laws of 1979 and by section 11, chapter 244, Laws of 1979 ex. sess. and RCW 9A.48.100 are each reenacted to read as follows:

For the purposes of RCW 9A.48.070 through 9A.48.090 inclusive:

(1) 'Physical damage', in addition to its ordinary meaning, shall include the alteration, damage, or erasure of records, information, data, or computer programs which are electronically recorded for use in computers;

(2) If more than one item of property is physically damaged as a result of a common scheme or plan by a person and the physical damage to the property would, when considered separately, constitute mischief in the third degree because of value, then the value of the damages may be aggregated in one count. If the sum of the value of all the physical damages exceeds two hundred fifty dollars, the defendant may be charged with and convicted of malicious mischief in the second degree.

Sec. 3. Section 70, page 235, Laws of 1854 as last amended by section 2, chapter 53, Laws of 1977 ex. sess. and by section 2, chapter 248, Laws of 1977 ex. sess. and RCW 12.12.030 are each reenacted to read as follows:

After the appearance of the defendant, and before the justice shall proceed to enquire into the merits of the cause, either party may demand a jury to try the action, which jury shall be composed of six good and lawful persons having the qualifications of jurors in the superior court of the same county, unless the parties shall agree upon a lesser number: PROVIDED, That the party demanding the jury shall first pay to the justice the sum of twenty-five dollars, which shall be paid over by the justice to the county, and said amount shall be taxed as costs against the losing party.

Sec. 4. Section 11, chapter 283, Laws of 1947 as last amended by section 1, chapter 23, Laws of 1975 and by section 47, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.43.080 are each reenacted to read as follows:

Certificates of registration, and certificates of authorization and renewals thereof shall expire on the last day of the month of December following their issuance or renewal and shall become invalid on that date unless renewed. It shall be the duty of the administrator of the division of professional licensing to notify every person, firm or corporation registered under this chapter, of the date of the expiration of his certificate and the amount of the renewal fee that shall be required for its renewal for one year. Such notice shall be mailed at least thirty days before the end of December of each year. Renewal may be effected during the month of December by the payment of a fee determined by the director as provided in RCW 43.24.085 as now or hereafter amended. In case any professional engineer and/or land surveyor registered under this chapter shall fail to pay the renewal fee hereinabove provided for, within ninety days from the date when the same shall become due, the renewal fee shall be the current fee plus an amount equal to one year's fee.

Sec. 5. Section 9, chapter 144, Laws of 1919 as amended by section 57, chapter 30, Laws of 1975 1st ex. sess. and by section 5, chapter 69, Laws of 1975 1st ex. sess. and RCW 18.53.070 are each reenacted to read as follows:

The fees for application for examination and for issuing a certificate of registration shall be determined by the director as provided in RCW 43.24.085 as now or hereafter amended, which shall be paid to the director as he shall prescribe.

Sec. 6. Section 35.13.172, chapter 7, Laws of 1965 as amended by section 15, chapter 164, Laws of 1973 1st ex. sess. and by section 14, chapter 195, Laws of 1973 1st ex. sess. and RCW 35.13.172 are each reenacted to read as follows:

Whenever a petition is filed as provided in RCW 35.13.020 or a resolution is adopted by the city or town council, as provided in RCW 35.13.015, and the area proposed for annexation is less than ten acres and less than eight hundred thousand dollars in assessed valuation, such review procedures shall be dispensed with.

Sec. 7. Section 35.18.020, chapter 7, Laws of 1965 as amended by section 26, chapter 151, Laws of 1979 and by section 19, chapter 126, Laws of 1979 ex. sess. and RCW 35.18.020 are each reenacted to read as follows:

(1) The number of councilmen shall be in proportion to the population of the city or town indicated in its petition for incorporation and thereafter shall be in proportion to its population as last determined by the office of financial management as follows:

- (a) A city or town having not more than two thousand inhabitants, five councilmen;
- (b) A city having more than two thousand, seven councilmen.

(2) All councilmen shall be elected at large or from such wards or districts as may be established by ordinance, and shall serve for a term of four years and until their successors are elected and qualified and assume office in accordance with RCW 29.04.170: PROVIDED, HOWEVER, That at the first general municipal election held in the city in accordance with RCW 29.13.020, after the election approving the council-manager plan, the following shall apply:

(a) One councilman shall be nominated and elected from each ward or such other existing district of said city as may have been established for the election of members of the legislative body of the city and the remaining councilmen shall be elected at large; but if there are no such wards or districts in the city, or at an initial election for the incorporation of a community, the councilmen shall be elected at large.

(b) In cities electing five councilmen, the candidates having the three highest number of votes shall be elected for a four year term and the other two for a two year term commencing immediately when qualified in accordance with RCW 29.01.135 and continuing until their successors are elected and qualified and have assumed office in accordance with RCW 29.04.170.

(c) In cities electing seven councilmen, the candidates having the four highest number of votes shall be elected for a four year term and the other three for a two year term commencing immediately when qualified in accordance with RCW 29.01.135 and continuing until their successors are elected and qualified and have assumed office in accordance with RCW 29.04.170.

(d) In determining the candidates receiving the highest number of votes, only the candidate receiving the highest number of votes in each ward, as well as the councilman-at-large or councilmen-at-large, are to be considered.

(3) When a municipality has qualified for an increase in the number of councilmen from five to seven by virtue of the next succeeding population determination made by the office of financial management after the majority of the voters thereof have approved operation under the council-manager plan, at the first election when two additional councilmen are to be elected, one of the two additional councilmen receiving the highest number of votes shall be elected for a four year term and the other additional councilman shall be elected for a two year term. The terms of the two additional councilmen shall commence immediately when qualified in accordance with RCW 29.01.135.

(4) In the event such population determination as provided in subsection (3) of this section requires an increase in the number of councilmen, the city or town council shall fill the additional councilmanic positions by appointment not later than thirty days following the release of said population determination, and the appointee shall hold office only until the next regular city or town election at which a person shall be elected to serve for the remainder of the unexpired term. In the event such population determination results in a decrease in the number of councilmen, said decrease shall not take effect until the next regular city or town election: PROVIDED, That the council shall by ordinance indicate which, if any, of the remaining positions shall be elected at-large or from wards or districts.

(5) If a vacancy in the council occurs, the remaining members shall appoint a person to fill such office only until the next regular general municipal election at which a person shall be elected to serve for the remainder of the unexpired term.

Sec. 8. Section 4, chapter 233, Laws of 1963 as amended by section 11, chapter 232, Laws of 1977 ex. sess. and by section 96, chapter 169, Laws of 1977 ex. sess. and RCW 40.06.040 are each reenacted to read as follows:

To provide economical public access to state publications, the center may enter into depository contracts with any free public library, The Evergreen State College, regional university, or state university library, or, if needed, the library of any privately incorporated college or university in this state. The requirements for eligibility to contract as a depository library shall be established by the state library commission upon recommendations of the state librarian. The standards shall include and take into consideration the type of library, available housing and space for the publications, the number and qualifications of personnel, and

availability for public use. The center may also contract with public, out-of-state libraries for the exchange of state and other publications on a reciprocal basis. Any state publication to be distributed to the public and the legislature shall be mailed at the lowest available postal rate.

Sec. 9. Section 14, chapter 289, Laws of 1977 ex. sess. as amended by section 1, chapter 49, Laws of 1979 and by section 11, chapter 156, Laws of 1979 and by section 1, chapter 82, Laws of 1979 ex. sess. and RCW 43.131.140 are each reenacted to read as follows:

(1) The following programs shall be terminated on June 30, 1978:

- (a) Proprietary schools (chapter 18.82 RCW);
- (b) Grist mills (chapter 19.44 RCW); and
- (c) Regulation of vessels (chapter 88.04 RCW).

(2) The following state agencies and programs shall be terminated on June 30, 1979:

- (a) Driving instructors examining committee;
- (b) Water well construction operators examining board;
- (c) Escrow commission.

(3) The state agencies scheduled for termination in this section shall be subject to all of the processes provided in this chapter. The state agencies set forth in this section may also be included in the schedule of state agencies to be terminated which shall be developed by the select joint committee as provided in RCW 43.131.120. If any state agency set forth in this section is reestablished or modified, such agency shall remain subject to the provisions of RCW 43.131.120. If any state agency set forth in this section is not reestablished or modified according to the provisions of this section, then the inclusion of that state agency in the schedule provided in RCW 43.131.120 shall be null.

Sec. 10. Section 7, chapter 121, Laws of 1965 ex. sess. as last amended by section 3, chapter 61, Laws of 1979 and by section 1, chapter 63, Laws of 1979 and RCW 46.20.055 are each reenacted to read as follows:

(1) Any person who is at least fifteen and a half years of age may apply to the department for an instruction permit for the operation of any motor vehicle except a motorcycle. Any person who is at least sixteen years of age may apply for an instruction permit for the operation of a motorcycle. The department may in its discretion, after the applicant has successfully passed all parts of the examination other than the driving test, issue to the applicant an instruction permit which shall entitle the applicant while having such permit in immediate possession to drive a motor vehicle upon the public highways for a period of one year when accompanied by a licensed driver who has had at least five years of driving experience and is occupying a seat beside the driver, except if the permittee is operating a motorcycle. Only one additional instruction permit may be issued. The department after investigation may in its discretion issue a third instruction permit where it finds that the permittee is diligently seeking to improve driving proficiency.

(2) The department upon receiving proper application may in its discretion issue an instruction permit effective for a school semester or other restricted period to an applicant who is at least fifteen years of age and is enrolled in a traffic safety education program which includes practice driving and which is approved and accredited by the superintendent of public instruction. Such instruction permit shall entitle the permittee having the permit in immediate possession to drive a motor vehicle only when an approved instructor or other licensed driver with at least five years of driving experience, is occupying a seat beside the permittee.

(3) The department may in its discretion issue a temporary driver's permit to an applicant for a driver's license permitting the applicant to drive a motor vehicle for a period not to exceed sixty days while the department is completing its investigation and determination of all facts relative to such applicant's right to receive a driver's license. Such permit must be in the applicant's immediate possession while driving a motor vehicle, and it shall be invalid when the applicant's license has been issued or for good cause has been refused.

Sec. 11. Section 1, chapter 1, Laws of 1969 as last amended by section 3, chapter 176, Laws of 1979 ex. sess. and by section 59, chapter 136, Laws of 1979 ex. sess. and RCW 46.20.308 are each reenacted to read as follows:

(1) Any person who operates a motor vehicle upon the public highways of this state shall be deemed to have given consent, subject to the provisions of RCW 46.61.506, to a chemical test or tests of his breath or blood for the purpose of determining the alcoholic content of his blood if arrested for any offense where, at the time of the arrest, the arresting officer has reasonable grounds to believe the person had been driving or was in actual physical control of a motor vehicle while under the influence of intoxicating liquor. The test or tests shall be administered at the direction of a law enforcement officer having reasonable grounds to believe the person to have been driving or in actual physical control of a motor vehicle upon the public highways of this state while under the influence of intoxicating liquor. Such officer shall inform the person of his right to refuse the test, and of his right to have additional tests administered by any qualified person of his choosing as provided in RCW 46.61.506. The officer shall warn the driver that his privilege to drive will be revoked or denied if he refuses to submit to the test. Unless the person to be tested is unconscious, the chemical test administered shall be of his breath only: PROVIDED, That if an individual is under arrest for the crime of negligent homicide by motor vehicle as provided in RCW 46.61.520, or if an individual is under arrest for the crime of driving while under the influence of intoxicating liquor or drugs as provided in RCW 46.61.502, which arrest results from an accident in which another person has been injured and there is a reasonable likelihood that such other person may die as a result of injuries sustained in the accident, a breath or blood test may be administered without the consent of the individual so arrested. In such circumstances, the provisions of subsections (2) through (6) of this section shall not apply.

(2) Any person who is dead, unconscious, or who is otherwise in a condition rendering him incapable of refusal, shall be deemed not to have withdrawn the consent provided by subsection (1) of this section and the test or tests may be administered, subject to the provisions of RCW 46.61.506.

(3) If, following his arrest, the person arrested refuses upon the request of a law enforcement officer to submit to a chemical test of his breath, after being informed that his refusal will result in the revocation or denial of his privilege to drive, no test shall be given. The department of licensing, upon the receipt of a sworn report of the law enforcement officer that he had reasonable grounds to believe the arrested person had been driving or was in actual physical control of a motor vehicle upon the public highways of this state while under the influence of intoxicating liquor and that the person had refused to submit to the test upon the request of the law enforcement officer after being informed that such refusal would result in the revocation or denial of his privilege to drive, shall revoke his license or permit to drive or any nonresident operating privilege. If the person is a resident without a license or permit to operate a motor vehicle in this state, the department shall deny to the person the issuance of a license or permit for a period of six months after the date of the alleged violation, subject to review as hereinafter provided.

(4) Upon revoking the license or permit to drive or the nonresident operating privilege of any person, or upon determining that the issuance of a license or permit shall be denied to the person, as hereinbefore in this section directed, the department shall immediately notify the person involved in writing by personal service or by registered or certified mail of its decision and the grounds therefor, and of his right to a hearing, specifying the steps he must take to obtain a hearing. The person upon receiving such notice may, in writing and within ten days therefrom request a formal hearing. Upon receipt of such request, the department shall afford him an opportunity for a hearing as provided in RCW 46.20.329 and 46.20.332. The scope of such hearing for the purposes of this section shall cover the issues of whether a law enforcement officer had reasonable grounds to believe the person had been driving or was in actual physical control of a motor vehicle upon the public highways of this state while under the influence of intoxicating liquor, whether the person was placed under arrest and whether he refused to submit to the test upon request of the officer after having been informed that such refusal would result in the revocation or denial of his privilege to drive. The department shall order that the revocation or determination that there should be a denial of issuance either be rescinded or sustained. Any decision by the department revoking a person's driving privilege shall be stayed and shall not take effect while a formal hearing is pending as herein provided or during the pendency of a subsequent appeal to superior court: PROVIDED, That this stay shall be effective only so long as there is no conviction for a moving violation or no finding that the person has committed a traffic infraction which is a moving violation during pendency of the hearing and appeal.

(5) If the revocation or determination that there should be a denial of issuance is sustained after such a hearing, the person whose license, privilege, or permit is so affected shall have the right to file a petition in the superior court of the county wherein he resides, or, if a nonresident of this state, where the charge arose, to review the final order of revocation or denial by the department in the manner provided in RCW 46.20.334.

(6) When it has been finally determined under the procedures of this section that a nonresident's privilege to operate a motor vehicle in this state has been revoked, the department shall give information in writing of the action taken to the motor vehicle administrator of the state of the person's residence and of any state in which he has a license.

Sec. 12. Section 47.12.140, chapter 13, Laws of 1961 as amended by section 6, chapter 78, Laws of 1977 ex. sess. and by section 52, chapter 151, Laws of 1977 ex. sess. and RCW 47.12.140 are each amended and reenacted to read as follows:

(1) Except as otherwise provided in subsection (2) of this section, whenever the department shall have acquired any lands for highway purposes, except state granted lands, upon which are located any structures, timber or other thing of value attached to the land, which the department shall deem it best to sever from the land and sell as personal property, the same may be sold by the department at public auction after due notice thereof shall have been given in accordance with general regulations adopted by the secretary. The department may set minimum prices that will be accepted for any item offered for sale at public auction as herein provided and may prescribe terms or conditions of sale and, in the event that any item shall be offered for sale at such auction and for which no satisfactory bids shall be received or for which the amount bid shall be less than the minimum set by the department, it shall be lawful for the department to sell such item at private sale for the best price which it deems obtainable but at not less than the highest price bid at the public auction. The proceeds of all sales under this section shall be placed in the motor vehicle fund.

(2) The department (~~(of highways)~~) may issue permits to residents of this state to remove specified quantities of standing or downed trees and shrubs, rock, sand, gravel, or soils which have no market value in place and which the department desires to be removed from state owned lands which are under the jurisdiction of the (~~(highway commission)~~) department. An applicant for such a permit must certify that the materials so removed are to be used by himself and that they will not be disposed of to any other person. Removal of materials pursuant to permit shall be in accordance with such regulations as the department shall prescribe. The fee for a permit shall be two dollars and fifty cents which shall be deposited in the motor vehicle fund. The (~~(highway commission)~~) department may adopt regulations providing for special access to limited access facilities for the purpose of removal of materials pursuant to permits authorized in this section.

Sec. 13. Section 51.16.060, chapter 23, Laws of 1961 as last amended by section 11, chapter 323, Laws of 1977 ex. sess. and by section 26, chapter 350, Laws of 1977 ex. sess. and RCW 51.16.060 are each reenacted to read as follows:

Every employer not qualifying as a self-insurer, shall insure with the state and shall, on or before the last day of January, April, July and October of each year thereafter, furnish the department with a true and accurate payroll for the period in which workers were employed by it during the preceding calendar quarter, the total amount paid to such workers during such preceding calendar quarter, and a segregation of employment in the different classes established pursuant to this title, and shall pay its premium thereon to the appropriate fund. The sufficiency of such statement shall be subject to the approval of the director: PROVIDED, That the director may in his or her discretion and for the effective administration of this title require an employer in individual instances to furnish a supplementary report containing the name of each individual worker, his or her hours worked, his or her rate of pay and the class or classes in which such work was performed: PROVIDED FURTHER, That in the event an employer shall furnish the department with four consecutive quarterly reports wherein each such quarterly report indicates that no premium is due the department may close the account: PROVIDED FURTHER, That the department may promulgate rules and regulations in accordance with chapter 34.04 RCW to establish other reporting periods and payment due dates in lieu of reports and payments following each calendar quarter, and may also establish terms and conditions for payment of premiums and assessments based on estimated payrolls, with such payments being subject to approval as to sufficiency of the estimated payroll by the department, and also subject to appropriate periodic adjustments made by the department based on actual payroll: AND PROVIDED FURTHER, That a temporary help company which provides workers on a temporary basis to its customers shall be considered the employer for purposes of reporting and paying premiums and assessments under this title according to the appropriate rate classifications as determined by the department: PROVIDED, That the employer shall be liable for paying premiums and assessments, should the temporary help company fail to pay the premiums and assessments under this title.

Sec. 14. Section 1, chapter 166, Laws of 1921 as last amended by section 5, chapter 166, Laws of 1977 ex. sess. and by section 1, chapter 205, Laws of 1977 ex. sess. and RCW 60.28.010 are each amended and reenacted to read as follows:

(1) Contracts for public improvements or work, other than for professional services, by the state, or any county, city, town, district, board, or other public body, herein referred to as 'public body', shall provide, and there shall be reserved by the public body from the moneys earned by the contractor on estimates during the progress of the improvement or work, a sum equal to ten percent of the first one hundred thousand dollars and five percent for all amounts over one hundred thousand dollars of such estimates, said sum to be retained by the state, county, city, town, district, board, or other public body, as a trust fund for the protection and payment of any person or persons, mechanic, subcontractor or materialman who shall perform any labor upon such contract or the doing of said work, and all persons who shall supply such person or persons or subcontractors with provisions and supplies for the carrying on of such work, and the state with respect to taxes imposed pursuant to Title 82 RCW which may be due from such contractor. Every person performing labor or furnishing supplies toward the completion of said improvement or work shall have a lien upon said moneys so reserved: PROVIDED, That such notice of the lien of such claimant shall be given in the manner and within the time provided in RCW 39.08.030 (~~through 39.08.060~~) as now existing and in accordance with any amendments that may hereafter be made thereto: PROVIDED FURTHER, That the board, council, commission, trustees, officer or body acting for the state, county or municipality or other public body; (a) at any time after fifty percent of the original contract work has been completed, if it finds that satisfactory progress is being made, may make any of the partial payments which would otherwise be subsequently made in full; but in no event shall the amount to be retained be reduced to less than five percent of the amount of the moneys earned by the contractor; and (b) thirty days after completion and acceptance of all contract work other than landscaping, may release and pay in full the amounts retained during the performance of the contract (other than continuing retention of five percent of the moneys earned for landscaping) subject to the provisions of RCW 60.28.020.

(2) The moneys reserved under the provisions of subsection (1) of this section, at the option of the contractor, shall be:

(a) Retained in a fund by the public body until thirty days following the final acceptance of said improvement or work as completed; or

(b) Deposited by the public body in an interest bearing account in a bank, mutual savings bank, or savings and loan association, not subject to withdrawal until after the final acceptance of said improvement or work as completed, or until agreed to by both parties: PROVIDED, That interest on such account shall be paid to the contractor;

(c) Placed in escrow with a bank or trust company by the public body until thirty days following the final acceptance of said improvement or work as completed.

When the moneys reserved are to be placed in escrow, the public body shall issue a check representing the sum of the moneys reserved payable to the bank or trust company and the contractor jointly. Such check shall be converted into bonds and securities chosen by the contractor and approved by the public body and such bonds and securities shall be held in escrow. Interest on such bonds and securities shall be paid to the contractor as the said interest accrues.

(3) If the public body administering a contract, other than a contract governed by the provisions of RCW 60.28.070, as amended, after a substantial portion of the work has been completed, finds that an unreasonable delay will occur in the completion of the remaining portion of the contract for any reason not the result of a breach thereof, it may, if the contractor agrees, delete from the contract the remaining work and accept as final the improvement at the stage of completion then attained and make payment in proportion to the amount of the work accomplished and in such case any amounts retained and accumulated under

this section shall be held for a period of thirty days following such acceptance. In the event that the work shall have been terminated before final completion as provided in this section, the public body may thereafter enter into a new contract with the same contractor to perform the remaining work or improvement for an amount equal to or less than the cost of the remaining work as was provided for in the original contract without advertisement or bid. The provisions of this chapter 60.28 RCW shall be deemed exclusive and shall supersede all provisions and regulations in conflict herewith.

(4) Whenever the (~~the toll-bridge authority or the~~) department of (~~the~~ highways) transportation has contracted for the construction of two or more ferry vessels, thirty days after completion and final acceptance of each ferry vessel, (~~the authority or~~) the department may release and pay in full the amounts retained in connection with the construction of such vessel subject to the provisions of RCW 60.28.020: PROVIDED, That the (~~the toll-bridge authority or the~~) department of (~~the~~ highways) transportation may at its discretion condition the release of funds retained in connection with the completed ferry upon the contractor delivering a good and sufficient bond with two or more sureties, or with a surety company, in the amount of the retained funds to be released to the contractor, conditioned that no taxes shall be certified or claims filed for work on such ferry after a period of thirty days following final acceptance of such ferry; and if such taxes are certified or claims filed, recovery may be had on such bond by the department of revenue and the material-men and laborers filing claims.

Sec. 15. Section 10, chapter 307, Laws of 1971 ex. sess. as amended by section 6, chapter 94, Laws of 1979 and by section 219, chapter 158, Laws of 1979 and RCW 70.93.100 are each reenacted to read as follows:

The department shall design and produce a litter bag bearing the state-wide anti-litter symbol and a statement of the penalties prescribed herein for littering in this state. Such litter bags shall be distributed by the department of licensing at no charge to the owner of every licensed vehicle in this state at the time and place of license renewal. The department of ecology shall make such litter bags available to the owners of water craft in this state and shall also provide such litter bags at no charge at points of entry into this state and at visitor centers to the operators of incoming vehicles and watercraft. The owner of any vehicle or watercraft who fails to keep and use a litter bag in his vehicle or watercraft shall be guilty of a violation of this section and shall be subject to a fine as provided in this chapter.

Sec. 16. Section 82.50.170, chapter 15, Laws of 1961 as last amended by section 1, chapter 9, Laws of 1975 1st ex. sess. and by section 97, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.50.170 are each amended and reenacted to read as follows:

In case a claim is made by any person that he has erroneously paid the tax or a part thereof or any charge hereunder, he may apply in writing to the department of (~~motor vehicles~~) licensing for a refund of the amount of the claimed erroneous payment within thirteen months of the time of payment of the tax on such a form as is prescribed by the department. The department shall review such application for refund, and, if it determines that an erroneous payment has been made by the taxpayer, it shall certify the amount to be refunded to the state treasurer that such person is entitled to a refund in such amount, and the treasurer shall make such approved refund herein provided for from the general fund and shall mail or deliver the same to the person entitled thereto.

Any person making any false statement in the affidavit herein mentioned, under which he obtains any amount of refund to which he is not entitled under the provisions of this section, shall be guilty of a gross misdemeanor.

Sec. 17. Section 84.48.110, chapter 15, Laws of 1961 as last amended by section 4, chapter 86, Laws of 1979 ex. sess. and section 185, chapter 151, Laws of 1979 and RCW 84.48.110 are each reenacted to read as follows:

Within three days after the record of the proceedings of the state board of equalization is certified by the director of the department, the department shall transmit to each county assessor a copy of the record of the proceedings of the board, specifying the amount to be levied and collected on said assessment books for state purposes for such year, and in addition thereto it shall certify to each county assessor the amount due to each state fund and unpaid from such county for the seventh preceding year, and such delinquent state taxes shall be added to the amount levied for the current year. The department shall close the account of each county for the seventh preceding year and charge the amount of such delinquency to the tax levy of the current year. All taxes collected on and after the first day of July last preceding such certificate, on account of delinquent state taxes for the seventh preceding year shall belong to the county and by the county treasurer be credited to the current expense fund of the county in which collected.

Sec. 18. The following acts or parts of acts are each repealed:

(1) Section 15.32.370, chapter 11, Laws of 1961, section 1, chapter 73, Laws of 1965, section 1, chapter 40, Laws of 1967 ex. sess. and RCW 15.32.370;

(2) Section 1, chapter 186, Laws of 1963, section 12, chapter 87, Laws of 1980 and RCW 34.04.160;

(3) Section 36.76.010, chapter 4, Laws of 1963, section 72, chapter 232, Laws of 1969 ex. sess., section 21, chapter 42, Laws of 1970 ex. sess., section 52, chapter 56, Laws of 1970 ex. sess., section 1, chapter 9, Laws of 1971 and RCW 36.76.010;

(4) Section 94, chapter 130, Laws of 1943, section 138, chapter 220, Laws of 1963 and RCW 38.32.130;

(5) Section 43.22.160, chapter 8, Laws of 1965, section 80, chapter 154, Laws of 1973 1st ex. sess. and RCW 43.22.160;

(6) Section 43.22.170, chapter 8, Laws of 1965, section 81, chapter 154, Laws of 1973 1st ex. sess. and RCW 43.22.170;

(7) Section 2, chapter 76, Laws of 1972 ex. sess., section 65, chapter 75, Laws of 1977 and RCW 43.125.020;

(8) Section 47.12.060, chapter 13, Laws of 1961, section 1, chapter 96, Laws of 1975 1st ex. sess., section 47, chapter 151, Laws of 1977 ex. sess. and RCW 47.12.060;

(9) Section 47.12.070, chapter 13, Laws of 1961, section 2, chapter 91, Laws of 1969, section 2, chapter 96, Laws of 1975 1st ex. sess., section 48, chapter 151, Laws of 1977 ex. sess. and RCW 47.12.070;

(10) Section 51.40.010, chapter 23, Laws of 1961, section 61, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.010;

(11) Section 51.40.020, chapter 23, Laws of 1961, section 1, chapter 36, Laws of 1965, section 2, chapter 80, Laws of 1965 ex. sess., section 62, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.020;

(12) Section 51.40.030, chapter 23, Laws of 1961, section 63, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.030;

(13) Section 51.40.040, chapter 23, Laws of 1961, section 29, chapter 106, Laws of 1973, section 64, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.040;

(14) Section 51.40.050, chapter 23, Laws of 1961, section 65, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.050;

(15) Section 51.40.060, chapter 23, Laws of 1961, section 66, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.060;

(16) Section 51.40.070, chapter 23, Laws of 1961, section 67, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.070;

(17) Section 72.50.040, chapter 28, Laws of 1959, section 6, chapter 49, Laws of 1970 ex. sess. and RCW 72.50.040; and

(18) Section 74.09.170, chapter 26, Laws of 1959, section 340, chapter 141, Laws of 1979 and RCW 74.09.170.

NEW SECTION. Sec. 19. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

In line 1 of the title after "council;" and before "amending" strike "and" and insert "correcting various state statutes necessitated by the amendment and/or repeal thereof in two or more laws which were enacted without reference to the other; correcting certain internal references and nomenclature therein;"

In line 5 of the title, strike the period after "2.52.020" and insert "reenacting section 9A.48.100, chapter 260, Laws of 1975 1st ex. sess. as last amended by section 3, chapter 145, Laws of 1979 and by section 11, chapter 244, Laws of 1979 ex. sess. and RCW 9A.48.100; reenacting section 70, page 235, Laws of 1854 as last amended by section 2, chapter 53, Laws of 1977 ex. sess. and by section 2, chapter 248, Laws of 1977 ex. sess. and RCW 12.12.030; reenacting section 11, chapter 283, Laws of 1947 as last amended by section 1, chapter 23, Laws of 1975 and by section 47, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.43.080; reenacting section 9, chapter 144, Laws of 1919 as amended by section 57, chapter 30, Laws of 1975 1st ex. sess. and by section 5, chapter 69, Laws of 1975 1st ex. sess. and RCW 18.53.070; reenacting section 35.13-.172, chapter 7, Laws of 1965 as amended by section 15, chapter 164, Laws of 1973 1st ex. sess. and by section 14, chapter 195, Laws of 1973 1st ex. sess. and RCW 35.13.172; reenacting section 35.18.020, chapter 7, Laws of 1965 as amended by section 26, chapter 151, Laws of 1979 and by section 19, chapter 126, Laws of 1979 ex. sess. and RCW 35.18.020; reenacting section 4, chapter 233, Laws of 1963 as amended by section 11, chapter 232, Laws of 1977 ex. sess. and by section 96, chapter 169, Laws of 1977 ex. sess. and RCW 40.06.040; reenacting section 14, chapter 289, Laws of 1977 ex. sess. as amended by section 1, chapter 49, Laws of 1979 and by section 11, chapter 156, Laws of 1979 and by section 1, chapter 82, Laws of 1979 ex. sess. and RCW 43.131.140; reenacting section 7, chapter 121, Laws of 1965 ex. sess. as last amended by section 3, chapter 61, Laws of 1979 and by section 1, chapter 63, Laws of 1979 and RCW 46.20.055; reenacting section 1, chapter 1, Laws of 1969 as last amended by section 3, chapter 176, Laws of 1979 ex. sess. and by section 59, chapter 136, Laws of 1979 ex. sess. and RCW 46.20.308; amending and reenacting section 47.12.140, chapter 13, Laws of 1961 as amended by section 6, chapter 78, Laws of 1977 ex. sess. and by section 52, chapter 151, Laws of 1977 ex. sess. and RCW 47.12.140; reenacting section 51.16.060, chapter 23, Laws of 1961 as last amended by section 11, chapter 323, Laws of 1977 ex. sess. and by section 26, chapter 350, Laws of 1977 ex. sess. and RCW 51.16.060; amending and reenacting section 1, chapter 166, Laws of 1921 as last amended by section 5, chapter 166, Laws of 1977 ex. sess. and by section 1, chapter 205, Laws of 1977 ex. sess. and RCW 60.28.010; reenacting section 10, chapter 307, Laws of 1971 ex. sess. as amended by section 6, chapter 94, Laws of 1979 and by section 219, chapter 158, Laws of 1979 and RCW 70.93.100; amending and reenacting section 82.50.170, chapter 15, Laws of 1961 as last amended by section 1, chapter 9, Laws of 1975 1st ex. sess. and by section 97, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.50.170; reenacting section 84.48.110, chapter 15, Laws of 1961 as last amended by section 4, chapter 86, Laws of 1979 ex. sess. and section 185, chapter 151, Laws of 1979 and RCW 84.48-.110; repealing section 15.32.370, chapter 11, Laws of 1961, section 1, chapter 73, Laws of 1965, section 1, chapter 40, Laws of 1967 ex. sess. and RCW 15.32.370; repealing section 1, chapter 186, Laws of 1963, section 12, chapter 87, Laws of 1980 and RCW 34.04.160; repealing section 36.76.010, chapter 4, Laws of 1963, section 72, chapter 232, Laws of 1969 ex. sess., section 21, chapter 42, Laws of 1970 ex. sess., section 52, chapter 56, Laws of 1970 ex. sess., section 1, chapter 9, Laws of 1971 and RCW 36.76.010; repealing section 94, chapter 130, Laws of 1943, section 138, chapter 220, Laws of 1963 and RCW 38.32.130; repealing section 43.22.160, chapter 8, Laws of 1965, section 80, chapter 154, Laws of 1973 1st ex. sess. and RCW 43.22.160; repealing section 43.22.170, chapter 8, Laws of 1965, section 81, chapter 154, Laws of

1973 1st ex. sess. and RCW 43.22.170; repealing section 2, chapter 76, Laws of 1972 ex. sess., section 65, chapter 75, Laws of 1977 and RCW 43.125.020; repealing section 47.12.060, chapter 13, Laws of 1961, section 1, chapter 96, Laws of 1975 1st ex. sess., section 47, chapter 151, Laws of 1977 ex. sess. and RCW 47.12.060; repealing section 47.12.070, chapter 13, Laws of 1961, section 2, chapter 91, Laws of 1969, section 2, chapter 96, Laws of 1975 1st ex. sess., section 48, chapter 151, Laws of 1977 ex. sess. and RCW 47.12.070; repealing section 51.40.010, chapter 23, Laws of 1961, section 61, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.010; repealing section 51.40.020, chapter 23, Laws of 1961, section 1, chapter 36, Laws of 1965, section 2, chapter 80, Laws of 1965 ex. sess., section 62, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.020; repealing section 51.40.030, chapter 23, Laws of 1961, section 63, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.030; repealing section 51.40.040, chapter 23, Laws of 1961, section 29, chapter 106, Laws of 1973, section 64, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.040; repealing section 51.40.050, chapter 23, Laws of 1961, section 65, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.050; repealing section 51.40.060, chapter 23, Laws of 1961, section 66, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.060; repealing section 51.40.070, chapter 23, Laws of 1961, section 67, chapter 350, Laws of 1977 ex. sess. and RCW 51.40.070; repealing section 72.50.040, chapter 28, Laws of 1959, section 6, chapter 49, Laws of 1970 ex. sess. and RCW 72.50.040; and repealing section 74.09.170, chapter 26, Laws of 1959, section 340, chapter 141, Laws of 1979 and RCW 74.09.170; and declaring an emergency."

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3077 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Dawson, Mitchell, Padden.

Senate Bill No. 3077 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3028, by Senators Williams, Zimmerman, Goltz, von Reichbauer and Hemstad (by Senate Committee on Ecology of the 46th Legislature request):

Requiring the director of general administration to give preference to historic properties for use by state agencies.

The bill was read the second time.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

On motion of Mr. Addison, the committee amendments were adopted.

On motion of Ms. Sommers, the following amendment by Representatives Sommers and Lane was adopted:

On page 1, line 24 after "(3)" insert "Where Federal surplus property has been given for park, recreation and open space purposes under the Federal Legacy of Parks Programs, neither the state nor the state historic preservation officer shall propose a use of such property which will conflict with the intent of the program or a master plan developed by the controlling unit of local government.

(4)"

There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3028 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Isaacson.

Engrossed Senate Bill No. 3028 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker resumed the Chair.

ENGROSSED SENATE BILL NO. 3100, by Senators Moore, Gould, Talmadge, Shinpoch, Quigg and Woody:

Requiring both spouses to participate in the sale or encumbrance of a mobile homes.

The bill was read the second time.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

On motion of Mr. Ellis, the committee amendments were adopted.

MOTION

On motion of Mr. Nelson (G), further consideration of Engrossed Senate Bill No. 3100 was deferred, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE JOINT MEMORIAL NO. 105, by Senators Hurley, Conner, Sellar, Lee, Scott, Deccio, Lysen, Hansen, Rasmussen, Wilson, Metcalf, McCaslin, Pullen, Craswell, Benitz, Hayner, Fuller, Quigg, Peterson, Haley, Talley, Clarke, Patterson, Gallagher, Vognild and Moore:

Requesting Congress to amend the Constitution to require a balanced federal budget.

The House resumed consideration of the memorial on second reading. (For previous action, see Journal, 99th Day, April 20, 1981.)

Mr. Struthers moved adoption of the Committee on Ways and Means amendment to page 3, line 22.

Ms. Becker spoke in favor of the committee amendment, and Mr. Tilly spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the Committee on Ways and Means amendment to page 3, line 22 of Engrossed Senate Joint Memorial No. 105, and the amendment was not adopted by the following vote: Yeas, 47; nays, 49; not voting, 2.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Hankins, Heck, Hine, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Wilson, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Van Dyken, Vander Stoep, Williams, and Mr. Speaker.

Not voting: Representatives Greengo, Tupper.

Ms. Becker moved adoption of the following amendments by Representatives Becker, King (J), Winsley, Lundquist, Hankins, Lane, Chamberlain, Berleen, Prince, Nickell, Schmidt, Sprague, Hine, Wilson, Lewis, Dickie, Sherman, Wang, Rust, Garson, Gruger, Salatino, Lux, Sommers and Granlund:

On page 2, line 6 after "necessary" strike all material down to and including "amendments" on line 9

On page 2, beginning on line 20 strike all material down to and including "and further" on page 3, line

On page 3, line 13 after "Constitution;" strike all material down to and including "Constitution;" on line 15.

Representatives Becker, King (J) and Lane spoke in favor of the amendments, and Mr. Hastings spoke against them.

SPECIAL ORDER OF BUSINESS

The hour of 4:52 p.m. having arrived, the Speaker stated the question before the House to be Substitute Senate Bill No. 3844 on second reading.

SUBSTITUTE SENATE BILL NO. 3844, by Committee on Constitution and Elections (originally sponsored by Senators Craswell, Goltz and Metcalf):

Prohibiting legislators from accepting campaign contributions during the legislative session.

The bill was read the second time.

The Speaker declared the House to be at ease.

POINT OF ORDER

Mr. O'Brien: "It appears to me, according to our resolution, that all you can do now is consider the bill. There is no provision here for caucuses or the House to be at ease. If you do, it seems to me you are in violation of the intent of the resolution which was approved by both the House and the Senate, which states that after 5 p.m. the House will consider only bills such as omnibus appropriation bills, and other bills of this nature. I would think there is nothing in the resolution which permits the House to go at ease at this time for the purpose of caucusing on a bill which is before us. You can act on a bill, and that's questionable, too, because there is no provision here that permits you to even act on a bill after 5 o'clock, but precedent has been established where in the past we have worked on bills that were under consideration at the time of the 5 o'clock cutoff, but in this instance, I just think you are in violation of House Concurrent Resolution No. 3 by putting the House at ease and holding a caucus on the bill. It appears to me the House should stay in session and finish this bill and that would be the end."

SPEAKER'S RULING

The Speaker: "Representative O'Brien, you are right, it has been a long-standing tradition that we do continue working on the bill before us at the time the cutoff comes. In my view the House has been at ease for the past five minutes for passing out amendments, and we will continue to be at ease so the members can take a stretch. The House is at ease."

The Speaker called the House to order.

The House resumed consideration of Substitute Senate Bill No. 3844.

Committee on Ethics, Law and Justice recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

Mr. Ellis moved adoption of the committee amendment, striking everything after the enacting clause and inserting new material.

Mr. Tupper moved adoption of the following amendment to the committee amendment: On page 1, line 11 after "legislator" strike ", political committee,"

Mr. Tupper spoke in favor of the amendment to the amendment.

POINT OF INQUIRY

Mr. Tupper yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Tupper, if we strike 'political committee,' does that mean that a political committee acting on behalf of a legislator could continue to solicit campaign contributions for that legislator?"

Mr. Tupper: "No, Representative Nelson, it's my understanding that when a political committee has been formed on behalf of a legislator, that qualifies under the definition of a legislator, which would not be stricken by this. The intent of this amendment is only aimed at protecting the Democratic and Republican State Central Committees."

Representatives Salatino and Sommers spoke against the amendment to the amendment.

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

ROLL CALL

The Clerk called the roll on the amendment by Representative Tupper to the committee amendment to Substitute Senate Bill No. 3844, and the amendment was not adopted by the following vote: Yeas, 0; nays, 96; not voting, 2.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Not voting: Representatives Gallagher, Wilson.

Mr. Van Dyken moved adoption of the following amendment to the committee amendment:

On page 1, beginning on line 8 strike all of section 1 and renumber the remaining sections consecutively.

Representatives Van Dyken and Patrick spoke in favor of the amendment to the amendment, and Representatives Salatino and King (R) spoke against it.

POINT OF INQUIRY

Mr. Salatino yielded to question by Mr. Bond.

Mr. Bond: "Representative Salatino, you made a speech just a moment ago against the amendment that would strike section 1 of this bill. If that section were not struck, it would prevent any campaign contributions while the session was in progress. You held such a campaign fund raiser very early in the session, and I wonder why now you wish to do away with it, now that you've had yours?"

Mr. Salatino: "Representative Bond, I think that's one of the problems that—"

POINT OF ORDER

Mr. O'Brien: "It appears to me that Representative Bond is impugning the motives of Representative Salatino and it is a question of ethics. He is completely out of order."

The Speaker: "I could rule it so. Representative Salatino, do you wish to reply to the question?"

Mr. Salatino: "I think that's the particular problem, Representative Bond, that we run into is that you look at what everyone is doing. No one is attempting in this particular piece of legislation, to ride in here on a white horse and state that everything that is taking place is wrong, is illegal, that it deals with extortion or blackmail, or that everyone who has had a fund raiser during this legislative session is involved in illegal activities. Yes, I did have a fund raiser in January, and I think the common process down here has been for a number of people to have fund raisers during the session, but I do think when you take a look at an omnibus ethics bill, and an attempt to make changes in how all of us are going to operate in this legislative body, I think we're not pointing fingers at any particular person and saying what you did was wrong. I have filed the proper forms with the Public Disclosure Commission, everyone knew that I was having a fund raiser, but I believe strongly if we are going to eliminate the problems we see right now, that we are attempting to address, that we must eliminate and deal with fund raisers during legislative sessions."

Representatives Bond, Van Dyken and Barrett spoke in favor of the amendment to the amendment, and Representatives Becker, Pruitt, Granlund and Nelson (D) spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Van Dyken to the committee amendment to Substitute Senate Bill No. 3844, and the amendment to the amendment was not adopted by the following vote: Yeas, 26; nays, 68; not voting, 4.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Bond, Chamberlain, Clayton, Ellis, Fancher, Flanagan, Greengo, Houchen, Isaacson, James, McDonald, Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Schmidt, Tilly, Van Dyken, Vander Stoep, Williams.

Voting nay: Representatives Barnes, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chandler, Dawson, Dickie, Ehlers, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Garson,

Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Monohon, Nelson D., Nelson G. A., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Walk, Wang, Warnke, Winsley, and Mr. Speaker.

Not voting: Representatives Eberle, Mitchell, Sanders, Wilson.

Ms. Berleen moved adoption of the following amendment to the committee amendment:

On page 3, after line 3 insert:

"(3) This section shall not apply if the name of the legislator for whom the contributions are solicited appears on a ballot for a primary, general, or special election that will be held during the legislative session or within thirty days following its adjournment."

Ms. Berleen spoke in favor of the amendment to the amendment.

POINT OF INQUIRY

Ms. Berleen yielded to question by Ms. Brekke.

Ms. Brekke: "Representative Berleen, are most elections not in September and November?"

Ms. Berleen: "I think they are."

Ms. Brekke: "How many sessions have gone into September or November?"

Ms. Berleen: "What happened in the past is not always what is going to happen in the future."

Mr. Barnes spoke in favor of the amendment to the amendment.

POINT OF INQUIRY

Ms. Berleen yielded to question by Mr. King (R).

Mr. King (R): "Would this language apply to recall elections?"

Ms. Berleen: "Representative King, I'm not sure. This says 'special elections' and whether that would apply, I do not know."

Representatives King (R), Van Dyken, Winsley and Wang spoke against the amendment to the amendment.

POINT OF INQUIRY

Mr. Van Dyken yielded to question by Ms. Sommers.

Ms. Sommers: "Representative Van Dyken, I heard your comments about applying only to campaign for a legislative office, but if you will look on page 2, section 4(1)(a), it says, '...or to be conducted by any incumbent legislator.' So I believe that unless we adopt the Berleen amendment, those of our members who might be running for local government positions and who would want to have a campaign fund raiser, would be prohibited from doing that. It's my understanding that the thrust of this is to stop contributions to legislators because of the possible implications to a vote in the legislative session. It was not my understanding that you wanted to prohibit raising funds for a local government campaign, but unless Representative Berleen's amendment is adopted, I think we have done just that. Do you agree?"

Mr. Van Dyken: "Representative Sommers, I disagree. I direct your attention to subsection (a) of part 1 of section 4. It says this section applies to, 'Any campaign for a legislative office conducted or to be conducted by any incumbent legislator.'"

POINT OF INQUIRY

Mr. Van Dyken yielded to question by Ms. Rust.

Ms. Rust: "When you speak of 'legislative office' with a small 'l' what are we considering? Some people do call city and town councils legislative bodies. What is your interpretation?"

Mr. Van Dyken: "Representative Rust, I asked this very question of the legal counsel who drafted this, and it applies to state legislative office by the context in which it appears."

Ms. Leonard demanded the previous question, and it was not sustained.

Ms. Berleen spoke again in favor of the amendment to the amendment.

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representative Berleen to the committee amendment to Substitute Senate Bill No. 3844, and the amendment to the amendment was not adopted by the following vote: Yeas, 29; nays, 66; not voting, 3.

Voting yea: Representatives Amen, Barnes, Barrett, Berleen, Bickham, Cantu, Clayton, Ellis, Erickson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, Nickell, Nisbet, Padden, Patrick, Rosbach, Schmidt, Sommers, Stratton, Tilly, Tupper, Valle, Vander Stoep, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Bond, Brekke, Brown, Burns, Chamberlain, Dawson, Dickie, Eberle, Ehlers, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lux, Maxie, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., North, O'Brien, Owen, Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Van Dyken, Walk, Wang, Warnke, Williams, Winsley.

Not voting: Representatives Barr, Chandler, Wilson.

The Clerk read the following amendment by Representative Sommers:
On page 2, line 20 strike "which is convened within fourteen days of a regular session"

With the consent of the House, Ms. Sommers withdrew the amendment.

Mr. Tupper moved adoption of the following amendment by Representatives Tupper and Patrick to the committee amendment:

On page 4, line 7 after "excess of" strike "twenty-five" and insert "one hundred"

Representatives Tupper, Patrick, Van Dyken and Greengo spoke in favor of the amendment to the committee amendment, and Representatives Salatino, Padden, Nelson (D) and Winsley spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Tupper and Patrick to the committee amendment to Substitute Senate Bill No. 3844, and the amendment was not adopted by the following vote: Yeas, 34; nays, 61; not voting, 3.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Brekke, Cantu, Clayton, Ellis, Flanagan, Galloway, Greengo, Houchen, Isaacson, Lane, Leonard, McDonald, McGinnis, Monohon, Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Stratton, Taylor, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Bickham, Bond, Brown, Burns, Chamberlain, Dawson, Dickie, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, James, Johnson, King J., King R., Kreidler, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, Mitchell, Nelson D., Nelson G. A., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Teutsch, Thompson, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Chandler, Struthers, Wilson.

The Clerk read the following amendment by Representative Van Dyken to the committee amendment:

On page 4, line 8 after "organization" insert "from outside the candidate's legislative district"

With the consent of the House, Mr. Van Dyken withdrew the amendment to the amendment.

The Clerk read the following amendment by Representatives Patrick and Tupper to the committee amendment:

On page 4, beginning on line 12 strike all of section 7 and renumber the remaining sections consecutively.

With the consent of the House, Mr. Patrick withdrew the amendment to the amendment.

Mr. Nelson (G) moved adoption of the following amendment to the committee amendment:

On page 4, after line 22 insert a new section as follows:

"NEW SECTION. Sec. 8. There is added to chapter 42.17 RCW a new section to read as follows:

No candidate for public office may directly or indirectly solicit or receive campaign contributions from any group, or organization which raised the funds to be contributed, in whole or in part, through a system of payroll deductions."

Renumber the remaining sections consecutively.

Representatives Nelson (G) and Lundquist spoke in favor of the amendment to the amendment, and Representatives King (R), Patrick and Owen spoke against it.

Mr. Nelson (G) spoke again in favor of the amendment to the committee amendment, and Mr. King (R) spoke again in opposition to it.

Ms. Stratton spoke against the amendment to the amendment.

POINT OF INQUIRY

Mr. Nelson (D) asked Mr. Nelson (G) to yield to question and he refused to yield.

Mr. Nelson (D) spoke against the amendment to the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nelson (G) to the committee amendment to Substitute Senate Bill No. 3844, and the amendment to the amendment was adopted by the following vote: Yeas, 50; nays, 45; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Granlund, Greengo, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Grimm, Gruger, Hankins, Heck, Hinc, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Barrett, Chandler, Wilson.

Mr. King (R) moved adoption of the following amendment to the committee amendment:

On page 4 of the committee amendment, after line 22 add a new section as follows:

***NEW SECTION:** Sec. 8. There is added to chapter 42.17 RCW a new section to read as follows:

No candidate for public office may directly or indirectly solicit or receive campaign contributions from any corporation, sole proprietorship, partnership, limited partnership, joint venture, or any other business entity, or any political action committee which is primarily funded by a business entity listed above.*

Re number the remaining section consecutively.

Mr. King (R) spoke in favor of the amendment to the committee amendment, and Mr. Patrick spoke against it.

POINT OF INQUIRY

Mr. King (R) yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative King, is a farmer a businessman?"

Mr. King (R): "If he were to use corporate funds or proprietorship funds, partnership funds or limited partnership funds or joint venture funds, that is actually money that had been placed in those accounts, he would be prohibited from it. A farmer has an occupation, on the other hand, using his own money, from his own bank account, would certainly be legal under this amendment."

Mr. Flanagan: "You are saying that the farm has to be incorporated to be considered a business?"

Mr. King (R): "It would have to come out of the actual corporate bank account. It would not be individual money or the kind of money paid on individual income tax."

Mr. Flanagan: "What about all the businesses that are not incorporated?"

Mr. King (R): "I think the other things are pretty well covered—sole proprietorship, partnership, limited partnership, joint ventures, or any other business entity or political action committee, which is primarily funded by a business entity listed above. If I've missed something it's not because I didn't think about it."

POINT OF INQUIRY

Mr. King (R) yielded to question by Mr. Sprague.

Mr. Sprague: "Representative King, would this amendment conflict with federal laws now that say that businesses can deduct state campaign funds?"

Mr. King (R): "No, it would not. This is a state law and federal law would supersede it in regard to federal elections. According to our caucus attorney, it would not impact federal law."

Mr. Lundquist spoke against the amendment to the amendment.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative King (R) to the committee amendment to Substitute Senate Bill No. 3844, and the amendment to the amendment was adopted by the following vote: Yeas, 53; nays, 40; not voting, 5.

Voting yea: Representatives Addison, Barnes, Bickham, Brekke, Brown, Burns, Chamberlain, Dawson, Dickie, Eberle, Ehlers, Eng, Erickson, Fiske, Gallagher, Garson, Granlund, Grimm, Gruger, Hastings, Heck, Hine, James, Johnson, King J., King R., Kreidler, Lewis, Lux, Mitchell, Nelson D., Nelson G. A., Nisbet, North, Owen, Pruitt, Rinehart, Rust, Sanders, Scott, Sherman, Sommers, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams.

Voting nay: Representatives Amen, Barr, Becker, Bender, Berleen, Bond, Cantu, Clayton, Ellis, Erak, Fancher, Flanagan, Galloway, Garrett, Greengo, Hankins, Houchen, Isaacson, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Monohon, Nickell, O'Brien, Padden, Patrick, Prince, Rosbach, Salatino, Schmidt, Smith, Sprague, Stratton, Tilly, Wang, Winsley, and Mr. Speaker.

Not voting: Representatives Barrett, Chandler, Lane, Leonard, Wilson.

The Clerk read the following amendment by Representative Bond to the committee amendment:

On page 4, after line 33 add a new section as follows:

***NEW SECTION.** Sec. 8. There is added to chapter 42.17 RCW a new section to read as follows:

No candidate for public office may directly or indirectly solicit or receive any campaign contribution from any labor union, association or organization, or political action committee which is primarily funded by a labor union, association or organization."

With the consent of the House, Mr. Bond withdrew the amendment to the amendment.

Mr. Nelson (D) moved adoption of the following amendment to the committee amendment:

On page 4, line 22 after "office" insert ": PROVIDED, That nothing in this section shall prohibit the rendering of 'part-time' personal services as authorized in RCW 42.17.020(10)."

Representatives Nelson (D) and Van Dyken spoke in favor of the amendment to the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nelson (D) to the committee amendment to Substitute Senate Bill No. 3844, and the amendment to the amendment was adopted by the following vote: Yeas 73; nays, 22; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Heck, Hine, Houchen, Johnson, King J., King R., Kreidler, Lane, Leonard, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Schmidt, Scott, Sherman, Sommers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Bender, Bond, Clayton, Eberle, Erickson, Fancher, Flanagan, Greengo, Gruger, Hankins, Hastings, Isaacson, James, Lewis, Lundquist, Nelson G. A., Nickell, Prince, Sanders, Smith, Sprague, Struthers.

Not voting: Representatives Barrett, Stratton, Wilson.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

The Clerk read the following amendment by Representative Nelson (D):

On page 4, following section 8 insert a new section as follows:

***NEW SECTION.** Sec. 9. There is added to chapter 42.17 RCW a new section to read as follows:

Any person or entity outside the state representing a national political party or a political action committee which contributes to any political candidate or person or entity representing or supporting a candidate or in support or opposition of a ballot measure in this state must report to the commission all contributions to such person or entity in excess of one thousand dollars as if that contributor were a political committee reporting expenditures under this chapter."

With the consent of the House, Mr. Nelson (D) withdrew the amendment to the committee amendment.

Mr. King (R) moved adoption of the following amendment to the committee amendment:

On page 4, after line 33 add a new section as follows:

***NEW SECTION.** Sec. 9. There is added to chapter 42.17 RCW a new section to read as follows:

Any legislator who participates in any form of continuing compensation arrangement with any employer, other than compensation paid by the state for public office, shall, within thirty days of the date of

the receipt thereof, submit a report to the commission specifying the amount, reason for which paid, and identify the participating parties."

Mr. King (R) spoke in favor of the amendment to the amendment.

POINT OF INQUIRY

Mr. King (R) yielded to question by Mr. Smith.

Mr. Smith: "You mean to tell me that I have to disclose everything I do on my farm because of this amendment?"

Mr. King (R): "No, unless you are employing yourself and paying yourself compensation during the session."

Mr. Smith: "I'm receiving money from my own operation on my own farm and you're saying that I have to disclose this every—how often do I have to do this?"

Mr. King (R): "It says within thirty days of the receipt thereof."

Mr. Smith spoke against the amendment to the amendment.

POINT OF INQUIRY

Mr. King (R) yielded to question by Mr. Hastings.

Mr. Hastings: "Representative King, in that phrase, 'other than compensation paid by the state for public office,' and you exempt that, how would this effect an appointed office or something to that effect?"

Mr. King (R): "I'm not sure what you mean by an appointed office of the state. Public office, I believe, is elective."

Mr. Hastings: "It says he doesn't have to report compensation paid by the state for public office. I just wondered how that would be for a person appointed to a public office. You don't define public office so I wonder, if you were appointed, what effect that would have?"

Mr. King (R): "I assume you would not have to report it."

Mr. Hastings: "Why would that be exempt when in the private sector you have to do that?"

Mr. King (R): "Public office is an office to which you are elected or appointed; this language is so that you wouldn't have to report your legislative salary on a monthly basis. People know what that is. Public office salaries are matters of public record."

Mr. Hastings: "I'm just confused because it sounds to me as if you are exempting those that are in public office from reporting their compensation and I just wanted a clarification."

Mr. King (R): "If you are talking about public employees who are receiving money during a legislative session, they would have to report that. If that's what you are getting at, but an office holder in a public office, which is one that is elected or appointed, wouldn't have to report."

POINT OF INQUIRY

Mr. King (R) yielded to question by Mr. Greengo.

Mr. Greengo: "Representative King, I work for an employer who pays me an actual salary, and I report that on my public disclosure form. What effect would this have on me? I get an annual salary that's paid on an increment and I report that. Am I, every time I get a paycheck, going to have to report it?"

Mr. King (R): "That's right, yes."

Mr. Greengo: "What does that do for public knowledge other than the fact that we know that I'm still reporting it? I can't figure out what it's trying to get at."

Mr. King (R): "What we're saying is that you are being paid during the legislative session by two employers. You are being paid by the state of Washington and you are being paid by your private employer and you are simply reporting that. It does not prohibit that. The way the public disclosure forms are listed now you are not, you are just simply recording annual income and you are not recording on whether or not you had a reduction in income as a result of your service in the legislature."

POINT OF INQUIRY

Mr. King (R) yielded to question by Mr. Garson.

Mr. Garson: "Representative King, I would like you to define compensation for me."

Mr. King (R): I'm sure there's a legal definition for compensation. I assume it means the money or things of value that you are given on a regular basis from an employer."

Representatives Garson, Barnes, Lundquist and Owen spoke against the amendment to the amendment, and Representatives King (R) and Nelson (D) spoke in favor of it.

Mr. Clayton demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative King (R) to the committee amendment to Substitute Senate Bill No. 3844, and the amendment to the amendment was not adopted by the following vote: Yes, 44; nays, 50; not voting, 4.

Voting yea: Representatives Addison, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Chamberlain, Dickie, Ehlers, Eng, Erickson, Gallagher, Galloway, Garson, Granlund, Grimm, Gruger, Heck, Hine, James, King J., King R., Kreidler, Lewis, Lux, Maxie, McGinnis, Monohon, Nelson D., Nelson G. A., North, Pruitt, Rinehart, Rust, Sherman, Sommers, Thompson, Tupper, Valle, Van Dyken, Walk, Wang.

Voting nay: Representatives Amen, Barnes, Barr, Bond, Cantu, Clayton, Dawson, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Garrett, Greengo, Hankins, Hastings, Houchen, Isaacson, Johnson, Lane, Leonard, Lundquist, Martinis, McCormick, McDonald, Mitchell, Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Salatino, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Vander Stoep, Warnke, Williams, Winsley, and Mr. Speaker.

Not voting: Representatives Barrett, Chandler, Sanders, Wilson.

Mr. Ellis moved adoption of the following amendment to the committee amendment:

On page 4, after line 33 of the amendment, insert the following:

***NEW SECTION.** Sec. 9. The definitions set forth in this section apply throughout this chapter unless otherwise specified.

(1) 'Board' means the government ethics board created by section 10 of this act.

(2) 'State employee' means (a) any person appointed by a state agency official, as defined in RCW 42.18.040, and who serves under the supervision and authority of an agency as defined in RCW 42.18.030; or (b) any member of a commission, board, committee, or any other multi-member governing body of a state agency.

'State employee' does not include a reserve of the Washington National Guard when he is not on active duty and is not otherwise a state employee.

(3) 'Public official' means an elected or appointed official in the executive or legislative branches of the state of Washington or any political subdivision thereof.

(4) 'Code of ethics' means:

(a) In the case of a legislator, the code of ethics adopted by rule of the legislature;

(b) In the case of any other public official, the code of ethics for public officials in chapter 42.21 RCW or the code of ethics for public officers and employees in chapter 42.22 RCW, as appropriate;

(c) In the case of a state employee, the Executive Conflict of Interest Act, chapter 42.18 RCW.

NEW SECTION. Sec. 10. The government ethics board is created to oversee the executive and legislative branches of government.

NEW SECTION. Sec. 11. The board shall consist of eleven members. Seven members shall be those members of the judicial qualifications commission as provided for in section 3, chapter ___ (SB No. 3071), Laws of 1981. Two members shall be members of the house of representatives appointed by the speaker of the house, and two members shall be members of the senate appointed by the lieutenant governor. The terms of members appointed pursuant to this section shall be for two years.

NEW SECTION. Sec. 12. Board membership shall terminate if a member ceases to hold the position that qualified him or her for appointment. Vacancies caused by disqualification or resignation shall be filled by the appointing authority for the remainder of the term. No person appointed under section 11 of this act may serve more than four consecutive two-year terms. A person may be reappointed after a lapse of one year. A member, rather than his or her successor, shall continue to participate in any hearing in progress at the end of his or her term, or when the member ceases to hold the position that qualified him or her for appointment. The appointing authority shall appoint an alternate to serve during a member's temporary disability, disqualification, or inability to serve. No member may otherwise be removed from the board before the end of his or her term except upon good cause found by the appointing authority.

NEW SECTION. Sec. 13. Board members and alternate members shall serve without compensation but shall be reimbursed for travel expenses under RCW 43.03.050 and 43.03.060, as now or hereafter amended.

NEW SECTION. Sec. 14. The board may employ any personnel and make any other expenditures necessary for the effective performance of its duties and the exercise of its powers. Board employees are exempt from the civil service law, chapter 41.06 RCW.

NEW SECTION. Sec. 15. The board shall elect a chairman and vice chairman. In the absence of the chairman or in the event of a vacancy in that position, the vice chairman shall serve as chairman.

NEW SECTION. Sec. 16. The board may appoint an executive director and such additional personnel as it requires to perform its duties. The executive director shall serve at the pleasure of the board.

NEW SECTION. Sec. 17. Any action by the board requires the affirmative vote of six of its members, and eight members constitute a quorum.

NEW SECTION. Sec. 18. The chairman or any six members of the board may call a meeting if adequate advance notice of the meeting has been given.

NEW SECTION. Sec. 19. The board has the following duties and responsibilities:

- (1) To prepare and publish reports as it may deem appropriate;
- (2) On its own initiative or upon request, to issue and publish advisory opinions on the requirements of this chapter for those who wish to use the opinion to guide their own conduct;
- (3) To prepare an annual report to the legislature, the governor, and the public summarizing the activities of the board and recommending any changes in this chapter;
- (4) To make statements and reports filed with the board available for public inspection;
- (5) To receive complaints and investigate possible violations of the code of ethics whenever warranted, and when appropriate to conduct public hearings;
- (6) To prescribe and publish after notice and opportunity for public comment, rules to carry out the provisions of this chapter;
- (7) To accept and file any information voluntarily supplied that exceeds the requirements of this chapter;
- (8) To preserve the statements filed with it for six years from the date of receipt.

NEW SECTION. Sec. 20. (1) The board shall accept from any individual, either personally or on behalf of an organization or governmental body, a verified complaint in writing which states the name of any person alleged to have committed a violation of the code of ethics and which sets forth the particulars thereof. The board shall forward to the accused within ten days, a copy of the complaint and a general statement of the applicable statutes with respect to such verified complaint. If the board determines that the verified complaint does not allege facts sufficient to constitute a violation of the code of ethics, it shall dismiss the complaint and notify the complainant and the accused. If the board determines that the verified complaint alleges facts sufficient to constitute a violation of the code of ethics, it may make an investigation with respect to any alleged violation. If the board determines that the verified complaint was brought for harassment purposes, the board shall so state.

(2) Any state public official may request the board to make an investigation of his or her own conduct or of allegations made by other persons as to his or her conduct. Such a request shall be made in writing and shall set forth in detail the reasons therefor.

(3) Following the receipt of a verified complaint or upon the receipt of other information, whether or not under oath, that provides a reasonable basis for the belief that a violation of the code of ethics has been committed or that an investigation of a possible violation is warranted, the board may investigate the circumstances concerning the possible violation. Such investigation shall be initiated by a resolution of the board and shall state the nature and purpose of the investigation and the actions or activities to be investigated. No investigation of any person may be commenced until it has been authorized by the board and until the person who is the subject of the investigation has been notified of the investigation pursuant to subsection (4) of this section. If the board, during the course of an investigation finds probable cause to believe that a violation of the code of ethics has occurred, it may:

(a) If no verified complaint has been filed, make on its own motion a verified complaint, which shall be in writing, shall state the name of the person who is alleged to have committed a violation of the code of ethics, and shall set forth the particulars thereof. The board shall forward to the accused within ten days a copy of the complaint, a general statement of the applicable statutes with respect to such verified complaint, and a specific statement enumerating the source or sources of information upon which the complaint is based.

(b) If a verified complaint has been filed and the board finds probable cause to believe that a violation of the code of ethics, other than one contained in the complaint, has occurred, it may amend the complaint, upon its own motion, to include such violations. If the complaint is so amended by the board, a copy of the amendment shall be sent to the person complained against within forty-eight hours.

(4) As soon as it becomes apparent to the executive director that there exists probable cause for the belief that a particular person has committed a violation of the code of ethics, the executive director shall apply to the board for a resolution authorizing the investigation and, if secured, shall forward a copy of the resolution to the alleged violator together with a notice informing the alleged violator that such person is the subject of the investigation authorized by such resolution and a general statement of the applicable statutes with respect to such investigation.

(5) No action may be taken on any complaint which is filed later than three years after a violation of the code of ethics is alleged to have occurred.

NEW SECTION. Sec. 21. Pursuant to any investigation or hearing conducted under this chapter, the board has the power:

- (1) To require any person to submit in writing such reports and answers to questions relevant to the proceedings conducted under this chapter as the board may prescribe, such submission to be made within such period and under oath or otherwise as the board may determine;

(2) To administer oaths and to require by subpoena issued by it the attendance and testimony of witnesses and the production of any documentary evidence relating to the investigation or hearing being conducted;

(3) To order testimony to be taken by deposition before any person who is designated by the board and has the power to administer oaths, and, in such instances, to compel testimony and the production of evidence;

(4) To pay witnesses the same fees and mileage as are paid in like circumstances by the courts of this state.

NEW SECTION. Sec. 22. (1) At the conclusion of its investigation, the board shall, in preliminary written findings of fact and conclusions based thereon, make a determination of whether or not probable cause exists to believe that a violation of the code of ethics has occurred. If the board determines that no probable cause exists, it shall immediately send written notice of such determination to the accused and to the party who made the complaint. If the board determines that there is probable cause for believing that a violation of the code of ethics has been committed, its preliminary findings of fact and conclusions may contain:

(a) A recommendation for criminal prosecution which shall be referred to the prosecuting attorney in whose jurisdiction the alleged violation occurred, and, if the prosecuting attorney fails to commence a prosecution within thirty days, to the attorney general, who may then commence a prosecution; or

(b) An order setting a date for hearing before the board to determine whether a violation of code of ethics has occurred. Such order shall be served upon the accused. A hearing ordered under this subsection (b) shall be commenced within thirty days of the date it is ordered unless the accused petitions for and the board consents to a later date. Prior to any hearing ordered under this subsection (b), the accused is entitled to full discovery rights, including adverse examination of witnesses who will testify at the hearing at a reasonable time before the date of the hearing.

(2) The board shall inform the accused or his or her counsel of exculpatory evidence in its possession.

(3) If the board makes a recommendation for criminal prosecution under subsection (1) of this section, the prosecuting attorney to whom the recommendation is made shall, within thirty days of receipt of such recommendation, make a decision whether to prosecute the party charged. The board shall give written notice of any referral under this subsection to the accused. The prosecuting attorney shall give written notice of the decision to the accused, the complainant, and the board.

NEW SECTION. Sec. 23. (1) During any investigation and during any hearing which is conducted to determine whether a violation of the code of ethics has occurred, the person under investigation or the accused may be represented by counsel of his or her own choosing. The accused or his or her representative, if any, shall have an opportunity to challenge the sufficiency of any complaint which has been filed against him or her, to examine all documents and records obtained or prepared by the board in connection with the matter heard, to bring witnesses, to establish all pertinent facts and circumstances, to question or refute testimony or evidence including the opportunity to confront and cross-examine adverse witnesses, and shall otherwise be able to exercise fully any pretrial discovery procedure usually available in civil actions. During any hearing conducted by the board to determine whether a violation of the code of ethics has occurred, all evidence including certified copies of records which the board considers shall be fully offered and made a part of the record in the proceedings. The accused or any other person under investigation shall be afforded adequate opportunity to rebut or offer countervailing evidence. Upon request of the accused, the board shall issue subpoenas to compel the attendance of necessary witnesses.

(2) Any person whose name is mentioned or who is otherwise identified during a hearing being conducted by the board and who, in the opinion of the board, may be adversely affected thereby, may, upon his or her request or upon the request of any member, appear personally before the board and testify on his or her own behalf, and the board may permit any other person to appear and to testify at a hearing.

(3) The standards of evidence and the burden of proof applicable to criminal proceedings shall apply to hearings under this section.

(4) After the conclusion of its hearing, the board shall as soon as practicable begin deliberations on the evidence presented at such hearing and shall then proceed to determine whether the accused has violated the code of ethics.

NEW SECTION. Sec. 24. At the conclusion of a hearing, the board shall issue findings of fact and conclusions, orders, and recommendations. If the board determines that no violation of the code of ethics has occurred, it shall immediately send written notice of such determination to the accused and to the party who made the complaint. If the board determines that a violation of the code of ethics has occurred, its findings of fact and conclusions may contain one or more of the following orders or recommendations:

(1) In the case of a public official or state employee, a recommendation that the public official be censured, suspended, or removed from office or employment. Such recommendation shall be made to the appropriate appointing authority who may censure, suspend, or take action to remove the official from office or employment.

(2) In the case of a legislator, a recommendation that the person be censured, suspended, or removed from office. Such recommendation shall be made to the appropriate house of the legislature.

(3) An order requiring the accused to conform his or her conduct to the code of ethics.

(4) Such other recommendation or order as may be necessary and appropriate and is consistent with the intent and purposes of this chapter and the code of ethics.

NEW SECTION. Sec. 25. The following acts or parts of acts are each repealed:

(1) Section 1, chapter 150, Laws of 1967 ex. sess., section 1, chapter 218, Laws of 1977 ex. sess. and RCW 44.60.010;

(2) Section 2, chapter 150, Laws of 1967 ex. sess., section 2, chapter 218, Laws of 1977 ex. sess., section 43, chapter 87, Laws of 1980 and RCW 44.60.020;

(3) Section 3, chapter 150, Laws of 1967 ex. sess. and RCW 44.60.030;

(4) Section 4, chapter 150, Laws of 1967 ex. sess., section 3, chapter 218, Laws of 1977 ex. sess. and RCW 44.60.040;

(5) Section 5, chapter 150, Laws of 1967 ex. sess., section 135, chapter 34, Laws of 1975-'76 2nd ex. sess., section 4, chapter 218, Laws of 1977 ex. sess., section 159, chapter 151, Laws of 1979 and RCW 44.60.050;

(6) Section 6, chapter 150, Laws of 1967 ex. sess., section 5, chapter 218, Laws of 1977 ex. sess., section 1, chapter 165, Laws of 1980 and RCW 44.60.070;

(7) Section 8, chapter 150, Laws of 1967 ex. sess., section 6, chapter 218, Laws of 1977 ex. sess. and RCW 44.60.080;

(8) Section 9, chapter 150, Laws of 1967 ex. sess. and RCW 44.60.090;

(9) Section 7, chapter 218, Laws of 1977 ex. sess. and RCW 44.60.100;

(10) Section 8, chapter 218, Laws of 1977 ex. sess., section 2, chapter 165, Laws of 1980 and RCW 44.60.110;

(11) Section 9, chapter 218, Laws of 1977 ex. sess. and RCW 44.60.120; and

(12) Section 10, chapter 218, Laws of 1977 ex. sess. and RCW 44.60.130."

Mr. Ellis spoke in favor of the amendment to the committee amendment.

POINT OF ORDER

Mr. Pruitt: "Mr. Speaker, I'm raising a point of order as I believe this amendment is out of scope and object. This is a bill relating to campaign financing. I do not believe that this deals with the same thing. It deals with a different kind of system with the Board of Ethics."

SPEAKER'S RULING

The Speaker: "Representative Pruitt, for a point of order to be raised it must be made in a timely fashion before debate has ensued. Your point of order is not well taken."

Mr. Ellis continued his remarks in favor of the amendment to the amendment, and Representatives Pruitt and Van Dyken spoke against it.

POINT OF INQUIRY

Mr. Ellis yielded to question by Ms. Rust.

Ms. Rust: "Representative Ellis, this is not the first time you have introduced what looks like a whole bill as an amendment to a bill. Some of these other bills are ones that we had and they failed to pass in the Senate, but if you have followed this from months ago as chairman of the committee that dealt with the subject, why haven't you had a hearing on it earlier?"

Mr. Ellis: "Representative Rust, thank you for asking me that question. We appointed Representative Tupper as Chairman of a Subcommittee on Ethics, and he had a full committee there and I thought they were going to have a meeting on it. I waited. This bill has been around for two months, and I have been waiting for a meeting."

Representatives Barnes and King (R) spoke against the amendment to the amendment, and Mr. Ellis spoke again in favor of it.

Ms. Rosbach demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Ellis to the committee amendment to Substitute Senate Bill No. 3844, and the amendment to the amendment was not adopted by the following vote: Yeas, 16; nays, 72; not voting, 10.

Voting yea: Representatives Bickham, Bond, Clayton, Dawson, Dickie, Ellis, Fiske, Galloway, Granlund, Isaacson, James, Lewis, Nickell, Padden, Schmidt, Sprague.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Brekke, Brown, Burns, Cantu, Chamberlain, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Flanagan, Gallagher, Garrett, Garson, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Johnson, King J., King R., Kreidler, Lane, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., North, O'Brien, Owen, Patrick, Pruitt, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Not voting: Representatives Barrett, Chandler, Hine, Leonard, Nisbet, Prince, Rinehart, Stratton, Tilly, Wilson.

Mr. Nelson (D) moved adoption of the following amendment to the committee amendment:

On page 4, after line 33 insert new sections as follows:

NEW SECTION. Sec. 9. The fair campaign practices code for candidates and ballot issues is as follows:

(1) I shall conduct my campaign, and to the extent reasonably possible shall insist that my supporters conduct themselves, in a manner consistent with the best American tradition, discussing the issues and presenting my record and policies with sincerity and candor.

(2) I shall uphold the right of every qualified voter to free and equal participation in the election process.

(3) I shall not participate in, and I shall condemn, personal vilification, defamation, and other attacks on any opposing candidate or party which I do not believe to be truthful, provable, and relevant to my campaign.

(4) I shall not use or authorize, and I shall condemn material relating to my campaign, which falsifies, misrepresents, or distorts the facts, including but not limited to malicious or unfounded accusations creating or exploiting doubts as to the morality, patriotism, or motivations of any party or candidate.

(5) I shall not appeal to, and I shall condemn appeals to, prejudices based on race, creed, sex, or national origin.

(6) I shall not practice, and I shall condemn practices, which tend to corrupt or undermine the system of free election or which hamper or prevent the free expression of the will of the voters.

(7) I shall promptly and publicly repudiate the support of any individual or group which resorts, on behalf of my candidacy or in opposition to that of my opponent(s) to methods in violation of the letter or spirit of this code.

(8) I shall refrain from any misuse of the Public Disclosure Law, chapter 42.17 RCW, to gain political advantage for myself or any other candidate.

NEW SECTION. Sec. 10. (1) A copy of the code provided in section 9 of this 1981 act shall be printed in appropriate campaign reporting instructions made available to candidates and political committees.

(2) The registration statement for candidates shall contain a section wherein the candidate shall indicate that he or she has read the code and agrees to comply with all provisions on that code.

(3) Any complaint concerning the code shall be filed with the legislative ethics board of the appropriate house of the legislature.

(4) Upon receipt and acceptance of a complaint, the appropriate legislative ethics board shall hire a person outside the legislative staff to advise the board during its review of the complaint. The appropriate legislative ethics board shall submit a report of its findings to the full body on the first day of the next regular session of the legislature.

(5) Failure to subscribe to the code or to complete that section of the registration statement pertaining to the code shall constitute a violation of chapter 42.17 RCW.

(6) Any vacancy in the legislature that occurs due to an action brought under this 1981 act shall be filled by the party of last duly elected candidate in accordance with Article II, section 15 of the state Constitution."

Mr. Nelson (D) spoke in favor of the amendment to the committee amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nelson (D) to the committee amendment to Substitute Senate Bill No. 3844, and the amendment to the amendment was adopted by the following vote: Yeas, 79; nays, 13; not voting, 6.

Voting yea: Representatives Addison, Amen, Barnes, Becker, Bender, Berleen, Bickham, Brekke, Burns, Cantu, Chamberlain, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Sprague, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Bond, Clayton, Fancher, Flanagan, Leonard, McGinnis, Nickell, Rinehart, Schmidt, Smith, Stratton, Struthers.

Not voting: Representatives Barrett, Brown, Chandler, Hine, Prince, Wilson.

Mr. Van Dyken moved adoption of the following amendment to the committee amendment:

On page 4, after line 33 insert the following:

NEW SECTION. Sec. 9. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 10. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Mr. Van Dyken spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Van Dyken to the committee amendment to Substitute Senate Bill No. 3844, and the amendment to the amendment was adopted by the following vote: Yeas, 85; nays, 9; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sommers, Sprague, Stratton, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Bond, Clayton, Fancher, Hankins, Hastings, Lundquist, McGinnis, Smith, Struthers.

Not voting: Representatives Barrett, Chandler, Isaacson, Wilson.

SPEAKER'S EXPLANATION

The Speaker: "There is a new amendment on your desks by Representative Nisbet. It is, in fact, an amendment to Substitute Senate Bill No 3844. We have before us at this point a committee amendment to the bill. Both of these amendments strike everything after the enacting clause. Procedurally, we should take up the committee amendment as it has been amended here on the floor tonight and vote on that issue first and the second issue to be considered following that would be the Nisbet amendment, which also seeks to strike everything after the enacting clause and insert. The question now before the House is the adoption of the committee amendment as amended."

POINT OF PARLIAMENTARY PROCEDURE

Mr. Williams: "Mr. Speaker, am I to understand then that if we all vote yes on the committee amendment, we also would have the opportunity to vote on the floor amendment by Representative Nisbet?"

The Speaker: "Yes, that is correct."

POINT OF ORDER

Mr. King (R): "I don't believe we would be able to vote twice on the motion to strike."

SPEAKER'S RULING

The Speaker: "Representative King, your point of order is, would the Nisbet amendment be allowed to be offered if the committee amendment is adopted. Your point of order is well taken. The procedural situation we now find ourselves in is that if your intention is to get to the Nisbet amendment, the committee amendment would have to fail, thereby placing the original bill before this body. If, however, you favor the committee amendment as has been amended by this body, and you do not wish to get to the Nisbet amendment, then you vote for the committee amendment, and if that is passed the Nisbet amendment cannot be offered. Part of the rationale behind that ruling is that the body has adopted a number of amendments and you cannot come back and strike those amendments without a member who has voted on the prevailing side on each of those amendments moving to reconsider those amendments."

POINT OF PARLIAMENTARY PROCEDURE

Mr. Nelson (G): "Mr. Speaker, if we were to defeat the perfected committee amendment on this floor and the Nisbet amendment were then offered, striking the bill and inserting new material, would it be possible for members of this body to then add amendments to the Nisbet amendment?"

The Speaker: "Yes, it would. The Nisbet amendment would be open for amendment. In fact, we would be right back in the same position starting as we were four hours ago with the committee amendment."

POINT OF PARLIAMENTARY PROCEDURE

Mr. Van Dyken: "If Representative Nisbet's amendment read, 'House amendment to the committee amendment,' instead of 'House amendment to Substitute Senate Bill No. 3844,' would that be a valid amendment to the amendment?"

The Speaker: "The amendment, if it were drafted as an add-on amendment to add more paragraphs to the committee amendment, could be offered, but it cannot be offered in such a manner as to strike the thing this body has already acted on tonight."

The Speaker stated the question before the House to be the committee amendment as amended.

Representatives Salatino, Patrick, Pruitt, Becker, Van Dyken, Grimm, Heck, Sommers, Tupper and Nelson (D) spoke in favor of the amendment as amended, and Representatives Amen, Struthers, Nisbet and Barnes spoke against it.

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

POINT OF PERSONAL PRIVILEGE

Mr. Van Dyken: "Mr. Speaker, I think that it is important to note a mention in the talk about the cartoons about railroading, that it takes a leadership of confidence; it takes a leadership of openness and it takes a leadership of candor to allow a bill such as this to come to the floor of the House of Representatives for as thorough a debate as we have had tonight, which has not occurred in this body for years."

ROLL CALL

The Clerk called the roll on adoption of the committee amendment as amended to Substitute Senate Bill No. 3844, and the amendment was adopted by the following vote: Yeas, 81; nays, 15; not voting, 2.

Voting yea: Representatives Addison, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson D., Nelson G. A., Nickell, North, O'Brien, Padden, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Clayton, Ellis, Monohon, Nisbet, Owen, Patrick, Prince, Rosbach, Schmidt, Smith, Tilly, Vander Stoep, Williams.

Not voting: Representatives Barrett, Wilson.

Mr. Ellis moved adoption of the committee amendment to the title of the bill.

On motion of Mr. Van Dyken, the following amendment to the title amendment was adopted:

On page 5, line 11 of the title after "RCW;" strike "and" and on line 13 after "RCW" insert "; and declaring an emergency"

The committee amendment to the title as amended was adopted.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Nisbet spoke against final passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3844 as amended by the House, and the bill passed the House by the following vote: Yeas, 87; nays, 10; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson D., Nelson G. A., Nickell, North, O'Brien, Padden, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Lundquist, Monohon, Nisbet, Owen, Patrick, Prince, Rosbach, Smith, Vander Stoep, Williams.

Not voting: Representative Barrett.

Substitute Senate Bill No. 3844 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE BILL NO. 136,
SUBSTITUTE HOUSE BILL NO. 184,
HOUSE BILL NO. 244,
SUBSTITUTE HOUSE BILL NO. 250,
SUBSTITUTE HOUSE BILL NO. 297,
SUBSTITUTE HOUSE BILL NO. 323,
HOUSE BILL NO. 354,
SUBSTITUTE HOUSE BILL NO. 431,
HOUSE BILL NO. 433,
SUBSTITUTE HOUSE BILL NO. 466,
HOUSE BILL NO. 502,
HOUSE BILL NO. 530,
SUBSTITUTE HOUSE BILL NO. 532,
HOUSE BILL NO. 692,
HOUSE BILL NO. 701,
HOUSE BILL NO. 707,
HOUSE BILL NO. 734.

MOTION

On motion of Mr. Nelson (G), ENGROSSED SUBSTITUTE SENATE BILL NO. 3636 was rereferred Committee on Ways and Means.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:00 a.m., Thursday, April 23, 1981.

VITO T. CHIECHI, Chief Clerk

WILLIAM M. POLK, Speaker

ONE HUNDRED SECOND DAY
MORNING SESSION

House Chamber, Olympia, Wash., Thursday, April 23, 1981

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Bender, who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Donna Newinghouse and Beth Weaver. Prayer was offered by The Reverend Lester Olson of Gloria Dei Lutheran Church of Olympia.

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

MESSAGE FROM THE GOVERNOR

April 22, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I have the honor to advise you that on April 22, 1981, Governor Spellman approved the following House Bills, entitled:

HOUSE BILL NO. 172: Relating to the registration and signing of public utility district obligations;

HOUSE BILL NO. 186: Relating to the state board of education;

HOUSE BILL NO. 190: Relating to budgets of cities and towns;

HOUSE BILL NO. 191: Relating to the transfer of moneys between funds of a unit of local government;

SUBSTITUTE HOUSE BILL NO. 222: Relating to the uniform commercial code;

SUBSTITUTE HOUSE BILL NO. 290: Relating to the board of trustees for the state school for the deaf;

SUBSTITUTE HOUSE BILL NO. 308: Relating to embalmers and funeral directors;

HOUSE BILL NO. 334: Relating to anatomical gifts;

SUBSTITUTE HOUSE BILL NO. 352: Relating to special purpose districts (sewer and water);

HOUSE BILL NO. 438: Relating to public works;

HOUSE BILL NO. 551: Relating to port districts.

Sincerely,
Marilyn Showalter, Counsel.

MESSAGE FROM THE SENATE

April 22, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE CONCURRENT RESOLUTION NO. 107,
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTION AND FIRST READING

ENGROSSED SUBSTITUTE SENATE CONCURRENT RESOLUTION NO. 107, by Committee on Transportation (originally sponsored by Senators Hansen, Sellar and Goltz):

Directing the Legislative Transportation Committee to study partial deregulation of the trucking industry.

To Committee on Transportation

REPORTS OF STANDING COMMITTEES

April 22, 1981

HOUSE BILL NO. 24, Prime Sponsor: Representative Bond, repealing the vehicle emission control program. Reported by Committee on Rules.

MAJORITY recommendation: Rerefer from Committee on Natural Resources and Environmental Affairs to Committee on Ways and Means.

April 22, 1981

HOUSE BILL NO. 212, Prime Sponsor: Representative Greengo, exempting nonprofit art organizations from some excise taxation. Reported by Committee on - Revenue.

MAJORITY recommendation: Do pass with the following amendment:

Beginning on page 1, after line 27, strike all material down to and including "public" on line 3, page 2, and insert "tuition charges collected for the privilege of attending artistic or cultural education programs"

Signed by Representatives Rinehart, Ranking Minority Member; Bickham, Bond, Galloway, Granlund, Rust, Sanders.

Voting nay: Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Hastings.

Not signing report: Representative Brown.

Passed to Committee on Rules for second reading.

April 22, 1981

HOUSE BILL NO. 218, Prime Sponsor: Committee on Natural Resources and Environmental Affairs, enacting the domestic timber processing act. Reported by Committee on Revenue.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Rinehart, Ranking Minority Member; Bond, Brown, Galloway, Granlund, Rust, Sanders.

Voting nay: Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Hastings.

Passed to Committee on Rules for second reading.

April 22, 1981

ENGROSSED HOUSE BILL NO. 719, Prime Sponsor: Committee on Education, providing for a citizens study commission on school finance. Reported by Committee on Education.

MAJORITY recommendation: Do pass with the following amendment:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. The state of Washington has enacted major school finance reform legislation during recent legislative sessions. These laws represent an appropriate and necessary response to the state's constitutional requirement to make ample provision for the education of all children and to do so on a general and uniform basis.

New issues have arisen, however, that must be addressed in order to ensure that the present school funding system operates effectively and results in a quality system of public education that promotes high standards of academic excellence for all children. Problems that have been or must soon be examined by the legislature include: How to ensure that limited resources are provided at levels and in ways that are both fair to children and fair to taxpayers; how to maintain local control and choice within a system of state funding; and how to encourage excellence within Washington's public educational system.

Any needed changes in the school finance laws should not be made, however, without the benefit of a careful, in-depth study of the current laws, their effects on local districts, and alternative solutions to current and emerging problems. It is also important that there be broad public discussion of school finance issues, and that the knowledge and experiences of many individuals be drawn upon systematically.

NEW SECTION. Sec. 2. There is hereby created a Citizens Study Commission on School Finance. The purpose of the commission shall be two-fold: To study school finance and quality education issues and make recommendations to the governor, the legislature, state agencies, and the citizens of this state; and to provide a forum for public discussion of those issues.

Generally, the commission members shall consider how to maintain an excellent, locally directed system of public education within the adopted system of state funding and with limited resources. More specifically, the commission shall address the following issues:

(1) Ample and equitable state funding of the educational needs of all children, with minimum regulation over program and reasonable control over costs.

(2) The state's responsibility to fully fund adequate staff salaries, and the impact of various alternative funding methods on staff quality and salary negotiations.

(3) Alternative approaches to the levy lid that might be appropriate, including increasing or removing the lid.

(4) Encouragement of more effective, more responsive and responsible decision making at the local level, including a review of community-based models enacted in other states, such as school-site planning, that might be suitable in Washington.

(5) Financial and nonfinancial incentives that might be appropriate in order to stimulate more effective use of limited resources, and encourage utilization of the ideas, talents, and best efforts of teachers, administrators, and citizens.

(6) The roles of the state and local districts in providing and funding incentives to excellence.

NEW SECTION. Sec. 3. The commission shall consist of nineteen members, each of whom shall apply for membership and demonstrate his or her concern and interest in the education of all children. Furthermore, all members will serve as individuals rather than as representatives of organizations or institutions. Total membership will reflect a racial and geographic balance and will include some citizens who are professionals in the fields of education, law, finance, and administration.

Fifteen members shall be appointed by the governor, following an open application process. Two members shall be appointed by the speaker of the house, one from each political party; and two members shall be appointed by the majority leader of the senate, one from each political party. The chairman of the commission shall be elected by the commission members.

The commission shall be constituted and ready to hire staff and begin work by October 1, 1981. Draft recommendations shall be proposed by October 1, 1982, and after extensive state-wide public discussion of those recommendations, final recommendations for appropriate action shall be completed and presented to the governor by December 1, 1982. Members of the commission shall present those recommendations to the legislature, to state agencies, and to the public as soon as possible after the 1983 legislature convenes, and the commission shall cease to function by the end of the 1983 legislative session.

NEW SECTION. Sec. 4. The commission may establish advisory committees and task forces and may employ such staff or consultants as it may deem necessary to fulfill its duties."

Signed by Representatives Taylor, Chairman; Johnson, Vice Chairman; Bender, Cantu, Ellis, Galloway, Hine, Lewis, Maxie, Vander Stoep.

Voting nay: Representatives Valle, Ranking Minority Member; Dickie, Ehlers, James.

Not signing: Representative Eng.

Not attending: Representatives Lane, McDonald, Warnke.

Passed to Committee on Rules for second reading.

April 22, 1981

HOUSE CONCURRENT RESOLUTION NO. 26, Prime Sponsor: Representative Wilson, authorizing studies by the legislative transportation committee and the standing committees on transportation. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Martinis, Ranking Minority Member; Bender, Burns, Cantu, Chamberlain, Erak, Gallagher, Garrett, Garson, Hankins, McCormick, Owen, Patrick, Prince, Schmidt, Smith, Sprague, Walk.

Not signing report: Representative Lundquist.

Not attending: Representatives Eberle, Sherman.

Passed to Committee on Rules for second reading.

April 22, 1981

ENGROSSED SENATE BILL NO. 3931, Prime Sponsor: Senator Gaspard, revising laws relating to deferred compensation plans. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, King (J), McGinnis.

Not attending: Representatives Maxie, Rosbach.

Passed to Committee on Rules for second reading.

April 22, 1981

SENATE BILL NO. 4363, Prime Sponsor: Senator Shinpoch, modifying provisions relating to state funds. Reported by Committee on Appropriations - General Government.

MAJORITY recommendation: Do pass. Signed by Representatives Williams, Chairman; Fiske, Vice Chairman; Thompson, Ranking Minority Member; Amen, Barnes, Ehlers, Ellis, Gruger, King (J), McGinnis.

Not attending: Representatives Maxie, Rosbach.

Passed to Committee on Rules for second reading.

SENATE AMENDMENTS TO HOUSE BILL

April 15, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 114 with the following amendments:

On page 2, line 5 after "(or)" insert "and" and after "trestles," strike "and tracks,"

On page 2, line 6 after "highway," insert "road, street, alley, or at any public or private crossing or place commonly and lawfully used for travel by the public"

On page 2, beginning on line 16 strike the balance of the bill.
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Wilson, the House refused to concur in the Senate amendments to Engrossed House Bill No. 114, and asked the Senate to recede therefrom.

The Speaker declared the House to be recessed until 1:00 p.m.

AFTERNOON SESSION

The House was called to order at 1:00 p.m. by the Speaker. The Clerk called the roll and all members were present except Representative Bender, who was excused.

MESSAGE FROM THE SENATE

April 22, 1981

Mr. Speaker:

The Senate has passed:

HOUSE BILL NO. 105,
SUBSTITUTE HOUSE BILL NO. 285,
ENGROSSED HOUSE BILL NO. 371,
ENGROSSED HOUSE BILL NO. 372,
HOUSE BILL NO. 468,
SUBSTITUTE HOUSE BILL NO. 490,
SUBSTITUTE HOUSE BILL NO. 491,
SUBSTITUTE HOUSE BILL NO. 525,
SUBSTITUTE HOUSE BILL NO. 570,
ENGROSSED HOUSE BILL NO. 705,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SENATE AMENDMENT TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 61 with the following amendment:

On page 12, line 21 strike "August 1, 1981" and insert "January 1, 1982"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Greengo, the House concurred in the Senate amendment to Substitute House Bill No. 61.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Substitute House Bill No. 61 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 61 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; nays, 0; not voting, 6.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Isaacson, Lane, Nelson G. A., Prince, Tilly.

Substitute House Bill No. 61 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 76 with the following amendments:

On page 2, line 11 strike all of section 1 and renumber the remaining sections consecutively.

On page 5, after line 11 add the following subsection:

"(4) Upon receiving the notice of special proceeding, the court may appoint counsel to assist the defendant's attorney where the court believes such assistance is required to provide the defendant an effective defense. Counsel appointed pursuant to this section shall have at least five years' experience in criminal law in the state of Washington and shall be approved by the criminal law section of the Washington state bar association, who shall maintain a list of attorneys qualified to represent criminal defendants subject to the sentence of death. The cost of counsel appointed pursuant to this section shall be borne by the state."

On page 7, line 17 after the period strike all material down to and including the period on line 22.

On page 8, line 19 after "jury" strike "returns a negative" and insert "does not return an affirmative"

On page 15, line 21 after "death" strike all material down to and including "family" on line 25.

On page 15, line 26 after "(1)" strike all material down to and including "penitentiary" on line 29 and insert "The punishment of death shall be supervised by the superintendent of the penitentiary and shall be inflicted either by hanging by the neck until death is pronounced by a licensed physician or, at the election of the defendant, by continuous, intravenous administration of a lethal dose of sodium thiopental until death is pronounced by a licensed physician"

On page 15, line 30 strike all of subsection (2) and renumber the remaining subsection consecutively. and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTIONS

Ms. Schmidt moved that the House do concur in all the Senate amendments to Engrossed Substitute House Bill No. 76 except the amendment to page 5, line 11.

The motion was carried.

Mr. Wang moved that the House do concur in the Senate amendment to page 5, line 11.

Representatives Wang, King (R), Ellis, Warnke and Padden spoke in favor of the motion, and Representatives Schmidt, Tilly and Patrick spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the House do concur in the Senate amendment to page 5, line 10 of Engrossed Substitute House Bill No. 76, and the motion was lost by the following vote: Yeas, 47; nays, 50; not voting, 1.

Voting yea: Representatives Amen, Barnes, Becker, Berleen, Brekke, Burns, Ehlers, Ellis, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Mitchell, Monohon, Nelson D., North, O'Brien, Padden, Pruitt, Rinehart, Rust,

Salatino, Scott, Sherman, Sommers, Taylor, Teutsch, Thompson, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Barr, Barrett, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Fancher, Fiske, Flanagan, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Owen, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Tilly, Tupper, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Bender.

SENATE AMENDMENT TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 169 with the following amendment:

Beginning on page 1, line 23 strike all of section 1 and renumber the remaining sections consecutively, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Mitchell, the House concurred in the Senate amendment to Engrossed Second Substitute House Bill No. 169.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 169 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 169 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Salatino.

Engrossed Second Substitute House Bill No. 169 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 228 with the following amendments:

On page 1, line 10 insert a new section to read as follows:

*Section 1. Section 7, chapter 169, Laws of 1963 as amended by section 1, chapter 78, Laws of 1979 and RCW 46.29.070 are each amended to read as follows:

(1) The department, not less than twenty days after receipt of a report of an accident as described in the preceding section, shall determine the amount of security which shall be sufficient in its judgment to satisfy any judgment or judgments for damages resulting from such accident as may be recovered against each driver or owner. Such determination shall not be made with respect to drivers or owners who are exempt under succeeding sections of this chapter from the requirements as to security and suspension.

(2) The department shall determine the amount of security deposit required of any person upon the basis of the reports or other information submitted. In the event a person involved in an accident as described in this chapter fails to make a report or submit information indicating the extent of his injuries or the damage to his property within ((fifty)) one hundred eighty days after the accident and the department does not have sufficient information on which to base an evaluation of such injuries or damage, then the department after reasonable notice to such person, if it is possible to give such notice, otherwise without such notice, shall not require any deposit of security for the benefit or protection of such person.

(3) The department after receipt of report of any accident referred to herein and upon determining the amount of security to be required of any person involved in such accident or to be required of the owner of any vehicle involved in such accident shall give written notice to every such person of the amount of security required to be deposited by him and that an order of suspension will be made as hereinafter provided not less than twenty days and not more than sixty days after the sending of such notice unless within said time security be deposited as required by said notice."

Renumber the remaining sections consecutively.

On page 4, line 6 after "vehicle" strike all the language down through "accident" on line 7 and insert "if the person driving at the time of the accident was also the registered owner of the motor vehicle"

On page 4, line 9 after "to the" strike "person's" and insert "owner's"

On page 4, line 10 after "the" strike "person's" and insert "owner's"

On page 4, line 11 after the period strike all the language down through the period on line 14.

On page 1, line 1 of the title after the semicolon insert "amending section 7, chapter 169, Laws of 1963 as amended by section 1, chapter 78, Laws of 1979 and RCW 46.29.070;" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Dawson, the House concurred in the Senate amendments to Engrossed House Bill No. 228.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed House Bill No. 228 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 228 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Engrossed House Bill No. 228 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 178 with the following amendments:

On page 1, line 2 after "arts" insert "and the Pantages Theatre"

On page 2, line 10 after "government" strike "or" and insert "((or)),"

On page 2, line 10 after "sources" insert "or any other sources available including funds available pursuant to chapter 67.28 RCW"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Addison, the House concurred in the Senate amendment to Substitute House Bill No. 178.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Substitute House Bill No. 178 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 178 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 69; nays, 27; not voting, 2.

Voting yea: Representatives Amen, Barnes, Barrett, Becker, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Isaacson, Johnson, King R., Kridler, Leonard, Lewis, Lundquist, Lux, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nickell, O'Brien, Patrick, Prince, Rinehart, Rosbach, Rust, Salatino, Sherman, Smith, Sommers, Struthers, Teutsch, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Barr, Berleen, Bond, Clayton, Dickie, Erak, Flanagan, Houchen, James, King J., Lane, Martinis, McDonald, Nelson G. A., Nisbet, North, Owen, Padden, Pruitt, Sanders, Schmidt, Scott, Sprague, Stratton, Taylor, Williams.

Not voting: Representatives Bender, Tilly.

Substitute House Bill No. 178 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 235 with the following amendments:

On page 15, line 3 after "all" strike "inmates" and insert "able and eligible inmates who are assigned work and"

On page 21, line 15 strike "attorney general" and insert "secretary"

On page 25, after line 8 strike all material down through line 20 and insert the following:

NEW SECTION. Sec. 28. There is added to chapter 41.06 RCW a new section to read as follows:

In addition to the exemptions provided under RCW 41.06.070, the provisions of this chapter shall not apply in the department of corrections to the secretary, the deputy secretary, the deputy secretary's confidential secretary, all division directors, each division director's confidential secretary, all deputy and assistant directors, the secretary's administrative assistant, all facility superintendents and associate superintendents for facilities with a resident capacity of fifty or more."

On page 28, beginning on line 7 strike "This temporary assistance shall not extend past July 1, 1982."

On page 53, beginning on line 11 strike "~~(of social and health services)~~" of the state of Washington" and insert "~~(of social and health services of the state of Washington))~~"

On page 67, line 2 after "businesses;" strike all material down through the period on line 4 and insert: "~~((~~h~~)) (11) The extent to which employment opportunities in institutional industries match the available pool of inmate work skills and aptitudes with the work opportunities in the noncorrectional community; and~~"

(12) Any further information requested by the governor or the legislature."

On page 68, line 11 insert the following new section:

NEW SECTION. Sec. 109. It is the intent of the legislature that limitations be placed on the state correctional institutions at Monroe.

The following facilities at Monroe shall be subject to the inmate population limitations specified in this section.

(1) The Special Offender Center shall house no more than 144 inmates.

(2) The proposed medium security facility shall house no more than 500 inmates.

(3) The Monroe reformatory population shall be as determined pursuant to federal court order:

PROVIDED, That the governor may declare an emergency and increase by ten percent for a twelve-month period of time the population limitation of any of the facilities specified in this section."

Renumber the remaining sections consecutively.

On page 75, after line 22 strike all material down through line 26 and renumber the remaining sections consecutively.

On page 75, line 31 after "fund" strike "\$5,181,000" and insert "\$5,090,000"

On page 75, line 32 after "act." and before "The" insert "This appropriation shall be subject to the following conditions and limitations:

(1) For the 1981-83 biennium the department of corrections shall be authorized an additional 93 FTE staff years.

(2) These additional FTE staff years shall be in addition to the staffing level authorized in ESSB 3636. There shall be transferred to the department of corrections an amount of general fund appropriation, state and FTE staff years, the exact amount to be determined by the secretary of social and health services and the secretary of corrections subject to the approval of the director of the office of financial management." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Struthers moved that the House do concur in all the Senate amendments to Engrossed Second Substitute House Bill No. 235, with the exception of the amendment to page 25, line 8.

Representatives Struthers and Nelson (D) spoke in favor of the motion and it was carried.

MOTION

Mr. Struthers moved that the House do not concur in the Senate amendment to page 25, adding a new section 28, and ask the Senate to recede therefrom.

Representatives Struthers and Nelson (D) spoke in favor of the motion, and it was carried.

SENATE AMENDMENTS TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 254 with the following amendments:

On page 2, line 29 after "(7)" insert "(a)"

On page 2, after line 32 add a new subsection as follows:

"(b) In all other cases of underinsured property damage coverage, the policy may provide for a deductible of not more than one hundred dollars."

On page 3, line 16 after "RCW" strike "46.29.630" and insert "46.29.090" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Dawson, the House concurred in the Senate amendments to Engrossed House Bill No. 254.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed House Bill No. 254 as amended by the Senate.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 254 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Engrossed House Bill No. 254 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 266 with the following amendment:

On page 3, after line 14 insert the following:

"NEW SECTION, Sec. 5. There is added to chapter 43.20A RCW a new section to read as follows:

When federal funds provided under the Older Americans Act, P.L. 89-73, or its successor, become unavailable to the state, state funds shall not be used to fund the state council on aging created under section 1 of this act."

Renumber the remaining sections consecutively.
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Ms. Lane, the House concurred in the Senate amendment to Substitute House Bill No. 266.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Substitute House Bill No. 266 as amended by the Senate.

Ms. Lane spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 266 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute House Bill No. 266 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE BILL NO. 105,
SUBSTITUTE HOUSE BILL NO. 285,
HOUSE BILL NO. 371,
HOUSE BILL NO. 372,
HOUSE BILL NO. 468,
SUBSTITUTE HOUSE BILL NO. 490,
SUBSTITUTE HOUSE BILL NO. 491,
SUBSTITUTE HOUSE BILL NO. 525,
SUBSTITUTE HOUSE BILL NO. 570,
HOUSE BILL NO. 705.

SENATE AMENDMENTS TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 276 with the following amendments:

On page 1, line 13 of the title after "adding" strike "section" and insert "sections"

On page 2, line 17 after "classification" insert the following new section:

***NEW SECTION, Sec. 2.** There is added to chapter 46.70 RCW a new section to read as follows:

(1) The provisions of this chapter relating to the licensing and regulation of vehicle dealers, salesmen, and manufacturers shall be exclusive and no county, city, or other political subdivision of this state shall enact any laws, rules, or regulations licensing or regulating vehicle dealers, salesmen, or manufacturers.

(2) This section shall not be construed to prevent a political subdivision of this state from levying a business and occupation tax upon vehicle dealers or manufacturers maintaining an office within that political subdivision if a business and occupation tax is levied by such a political subdivision upon other types of businesses within its boundaries."

On page 3, line 13 after "follows:" strike all the material down through "dealer," on line 16 and insert:

"(1) The department shall issue a vehicle dealer license plate((s;)) which shall be attached to the rear of the vehicle only and which ((are)) is capable of distinguishing the classification of the dealer,"

On page 3, line 28 after "by" insert "their spouses, or by"

On page 3, line 31 after "by" strike "him" and insert "such individual" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Wilson, the House concurred in the Senate amendments to Engrossed House Bill No. 276.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed House Bill No. 276 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 276 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 81; nays, 15; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rinehart, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Ehlers, Eng, Gruger, Heck, Hine, Kreidler, Lux, Maxie, Nelson D., Pruitt, Rust, Sherman, Sommers, Valle.

Not voting: Representatives Bender, Erickson.

Engrossed House Bill No. 276 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 20, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 304 with the following amendments:

On page 2, after line 27 insert a new subsection as follows:

"(4) The board of directors is accountable for the conduct of members of the security force. The board may delegate responsibility to a named individual by resolution to establish the security force. The liability of board members and the named individual is as provided by law, including but not limited to, RCW 9A.08.020."

On page 2, line 28 strike all of section 4. and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Ms. Hankins moved that the House do not concur in the Senate amendments to House Bill No. 304.

Representatives Hankins and Isaacson spoke in favor of the motion, and Ms. Brekke spoke against it.

MOTION

Mr. Ehlers moved that the House do concur in the Senate amendments to House Bill No. 304.

Representatives Isaacson and Stratton spoke against the motion to concur and Ms. Brekke spoke in favor of it.

POINT OF INQUIRY

Mr. Isaacson yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Isaacson, you mentioned that this might place the new members of the corporate board that we have put in place under Senate Bill No. 3797 in jeopardy. My understanding is that those people will be members of the executive board whereas this speaks to the 'board' which is another body. Isn't that correct?"

Mr. Isaacson: "I believe that the amendment that is placed by the Senate merely says 'board.' It does not define board in the statutes. Therefore, the subject is open to question and for that reason it should be voted against, because that does stop the entire issue."

The motion failed.

SENATE AMENDMENT TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 314 with the following amendments:

On page 4, line 23 insert additional sections as follows:

NEW SECTION. Sec. 4. Unless otherwise provided between the parties, if personal property deposited with a bailee is unclaimed for a period of thirty days, the bailee shall notify the owner, if known, either personally or by mail that the property is subject to disposition under section 5 of this act.

NEW SECTION. Sec. 5. If property remains unclaimed sixty days after notice is given, or, if the owner's identity or address is unknown, sixty days from when notice was attempted, the bailee shall:

(1) If the reasonable aggregate value of the unclaimed property is less than one hundred dollars, donate the property, or proceeds thereof, to a charitable organization exempt from federal income tax under the federal internal revenue code; or

(2) If the reasonable aggregate value of the unclaimed property is one hundred dollars or more, forward the property to the chief of police or sheriff for disposition as unclaimed property under chapter 63.32 or 63.40 RCW.

NEW SECTION. Sec. 6. A bailee is not liable to the owner for unclaimed property disposed of in good faith in accordance with the requirements of this chapter.

NEW SECTION. Sec. 7. Sections 4 through 6 of this act are added to chapter 63.24 RCW.

NEW SECTION. Sec. 8. The following acts or parts of acts are each repealed:

- (1) Section 3252, Code of 1881 and RCW 63.24.010;
- (2) Section 3253, Code of 1881 and RCW 63.24.020;
- (3) Section 3254, Code of 1881 and RCW 63.24.030;
- (4) Section 3255, Code of 1881 and RCW 63.24.040;
- (5) Section 3256, Code of 1881 and RCW 63.24.050;
- (6) Section 3257, Code of 1881 and RCW 63.24.060;
- (7) Section 3258, Code of 1881 and RCW 63.24.070;
- (8) Section 3259, Code of 1881 and RCW 63.24.080;
- (9) Section 3260, Code of 1881 and RCW 63.24.090;
- (10) Section 3261, Code of 1881 and RCW 63.24.100;
- (11) Section 3262, Code of 1881 and RCW 63.24.110;
- (12) Section 3263, Code of 1881 and RCW 63.24.120;
- (13) Section 3264, Code of 1881 and RCW 63.24.130; and
- (14) Section 3265, Code of 1881 and RCW 63.24.140."

In line 6 of the title after "63.32.010;" strike "and"

In line 8 of the title after "63.40.010" and before the period insert "; adding new sections to chapter 63.24 RCW; repealing section 3252, Code of 1881 and RCW 63.24.010; repealing section 3253, Code of 1881 and RCW 63.24.020; repealing section 3254, Code of 1881 and RCW 63.24.030; repealing section 3255, Code of 1881 and RCW 63.24.040; repealing section 3256, Code of 1881 and RCW 63.24.050; repealing section 3257, Code of 1881 and RCW 63.24.060; repealing section 3258, Code of 1881 and RCW 63.24.070; repealing section 3259, Code of 1881 and RCW 63.24.080; repealing section 3260, Code of 1881 and RCW 63.24.090; repealing section 3261, Code of 1881 and RCW 63.24.100; repealing section 3262, Code of 1881 and RCW 63.24.110; repealing section 3263, Code of 1881 and RCW 63.24.120; repealing section 3264, Code of 1881 and RCW 63.24.130; and repealing section 3265, Code of 1881 and RCW 63.24.140"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Ellis, the House concurred in the Senate amendments to Substitute House Bill No. 314.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Substitute House Bill No. 314 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 314 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute House Bill No. 314 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 320 with the following amendments:

On page 3, line 19 after "city" strike "town, or county" and insert "or town"

On page 6, line 5 strike all of subsection "(7)" and renumber the remaining subsection accordingly.

On page 9, line 24 after "one" strike "two" and insert "one"

On page 10, line 6 after "issuing" strike "an" and insert "a recommendation for subsequent"

On page 11, line 19, after "of" strike "the filing of the completed application for"

On page 11, line 27 after "record" strike all material down through "county" on line 29

On page 11, line 30 after "laws" strike "((for a period of five years from the date of filing))" and insert "for a period of five years from the date of filing"

On page 12, line 5 after "any" insert "final"

On page 12, line 17 after "who" insert "deems himself aggrieved thereby and who"

On page 12, line 18 after "subdivision" strike all of the material down through "owners" on line 20

On page 13, after line 22 insert a new section as follows:

"NEW SECTION. Sec. 15. The senate and house local government committees shall jointly study the laws relating to plats and subdivisions and shall report to the Washington state legislature their findings and recommendations for changes in legislation by January 1, 1982."

Renumber the remaining section consecutively.

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Isaacson, the House concurred in the Senate amendments to Substitute House Bill No. 320.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Substitute House Bill No. 320 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 320 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 75; nays, 22; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Burns, Ehlers, Eng, Galloway, Granlund, Gruger, Kreidler, Lux, Maxie, Nelson D., North, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Tupper, Valle, Wang.

Not voting: Representative Bender.

Substitute House Bill No. 320 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO 324 with the following amendments:

On page 1, line 24 of the title after "36.88.470;" insert "amending section 3, chapter 151, Laws of 1923 as last amended by section 58, chapter 56, Laws of 1970 ex. sess. and RCW 39.44.030;"

On page 2, line 32 of the title after the semicolon strike "and" and on line 33 after "91.08.450" insert "; and adding a new section to chapter 39.58 RCW"

On page 13, after line 22 insert the following:

*Sec. 14. Section 3, chapter 151, Laws of 1923 as last amended by section 58, chapter 56, Laws of 1970 ex. sess. and RCW 39.44.030 are each amended to read as follows:

Before any general obligation bonds issued by any county, city, town, school district, port district, or metropolitan park district shall be offered for sale the governing body issuing such bonds shall designate the maximum effective rate of interest said bonds shall bear, which shall not be in excess of that allowed by law. Except as provided in section 94, chapter 232, Laws of 1969 ex. sess., (~~and section 107 of this amendatory act~~) when a vote of the electors shall have been taken on the question of the issuance of such bonds and the proposition submitted to the electors shall have specified the maximum effective rate of interest to be borne by said bonds, no increase of such maximum effective rate of interest shall be made by the governing body. All such bonds, including refunding bonds, shall be sold at public sale, and a notice calling for bids for the purchase of said bonds shall be published once a week for (~~four~~) two consecutive weeks in the official newspaper of the issuer, and such other notice shall be given as the governing body may direct; or, if there be no official newspaper of the issuer, the publication shall be made in a newspaper of general circulation in the county in which the issuer is located. Such notice shall specify a place, and designate a day and hour, subsequent to the date of the last publication and at least (~~twenty-three~~) ten days subsequent to the date of the first publication thereof when sealed bids will be received and publicly opened for the purchase of said bonds. (~~A copy of such notice shall, at least three weeks prior to the date fixed for the sale, be mailed to the state finance committee, Olympia, Washington.~~) The notice shall specify the maturity schedule and the maximum effective rate of interest such bonds shall bear, and shall require bidders to submit a bid specifying (1) the lowest rate or rates of interest and premium, if any, above par, at which such bidder will purchase said bonds; or (2) the lowest rate or rates of interest at which the bidder will purchase said bonds at par. The bonds shall be sold to the bidder offering to purchase the same at the lowest net interest cost to the issuer over the life thereof, subject to the right of the governing body to reject any and all bids. None of such bonds shall be sold at less than par and accrued interest, nor shall any discount or commission be allowed or paid to the purchaser or purchasers of such bonds. All bids shall be sealed and, except the bid of the state of Washington, if one is received, shall be accompanied by a good faith deposit of five percent, either in cash or by cashier's or certified check made payable to the treasurer of the issuer, of the amount of the principal par value of such bonds which shall be promptly returned if the bid is not accepted; and if the successful bidder shall fail or neglect to complete the purchase of said bonds by the time specified in the notice of sale for the delivery of said bonds, the amount of his deposit shall be forfeited to the issuer, and in that event the governing body may accept the bid of the one making the next best bid if such bidder agrees to purchase said bonds under the terms provided in his bid, or if all bids be rejected such governing body, if it decides to reoffer such bonds for sale, shall readvertise said bonds for sale in the same manner as herein provided for the original advertisement. If there be two or more equal bids and such bids are the best bids received, the governing body shall determine by lot which bid will be accepted."

Remember the sections consecutively.

On page 37, after line 31 insert the following:

*NEW SECTION. Sec. 36. There is added to chapter 39.58 RCW a new section to read as follows:

Any municipal corporation is authorized to establish a line of credit with any qualified public depository to be drawn upon for cashing its warrants, to delegate to a fiscal officer authority to determine the amount of credit extended, and to pay interest and other finance or service charges. The interest rate may be a fixed rate set periodically or a fluctuating rate determined by agreement of the parties. If any warrant of a municipal corporation is presented and not paid for lack of funds, the interest rate set on unpaid warrants shall apply. Nothing in this section affects the priority for payment of warrants established by law."

Remember the sections consecutively.

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Isaacson, the House concurred in the Senate amendments to Substitute House Bill No. 324.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Substitute House Bill No. 324 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 324 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Warnke.

Not voting: Representative Bender.

Substitute House Bill No. 324 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 335 with the following amendment:

On page 6, after line 14 insert the following new section:

***NEW SECTION.** Sec. 8. Any school district within Snohomish county may enter into interlocal cooperation agreements with any community college located within Snohomish county pursuant to the provisions of chapter 39.34 RCW.*

Renumber the remaining sections consecutively.
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Ms. Teutsch, the House concurred in the Senate amendment to Engrossed Substitute House Bill No. 335.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed Substitute House Bill No. 335 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 335 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 1.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Ehlers.

Not voting: Representative Bender.

Engrossed Substitute House Bill No. 335 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 20, 1981

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 338 with the following amendments:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 2, chapter 28, Laws of 1977 ex. sess. and RCW 43.52.490 are each amended to read as follows:

An operating agency shall have the power to ~~((make any amendment to))~~ amend a contract previously let for the construction of ~~((the project))~~ a nuclear generating project and associated facilities, by change order or other writing, if ~~((it finds))~~ the managing director certifies to the executive board or executive committee and the executive board or executive committee finds in an open public meeting that:

(1) Such amendment is necessary to comply with applicable regulations or standards of any state or federal governmental agency, or with any change in plans or specifications recommended by the architect-engineer in charge of the project or under his (its) direction or by the managing director for the purpose of improving the safety or feasibility of the project or expediting completion of the project on the most advantageous terms in the public interest~~((PROVIDED, That))~~;

(2) Such amendment does not provide for a type of construction ~~((of a project))~~ basically different from that provided for in such contract;

(3) The plans and specifications for work to be performed under the contract amendment are at least fifty percent complete; and

(4) Such amendment specifies that the contractor will be compensated for actual work performed valued at its contracted cost.

Nothing in this 1981 act may be construed to bear on the validity of any contract amendment executed under the law as it existed prior to the effective date of this 1981 act or to affect any judicial proceeding arising from actions taken under such law.

This section shall expire on December 31, 1987, or on the date that construction is completed on those nuclear generating projects which are under construction by any joint operating agency on the effective date of this act, whichever is sooner.

NEW SECTION, Sec. 2. There is added to chapter 43.52 RCW a new section to read as follows:

It is the long-established policy of the state of Washington that competitive bidding for construction and procurement contracts for public improvements is the best practice and is in the public interest in assuring the citizens of the state the lowest cost in obtaining these improvements. However, the legislature declares that for certain work during the final stages of construction and startup of a nuclear generating project and associated facilities it will permit award of contracts through competitive negotiation when competitive bidding is not practicable or not advantageous.

The legislature intends that negotiated contracts be limited to the final stages of construction and startup of a nuclear generating project and associated facilities.

NEW SECTION, Sec. 3. There is added to chapter 43.52 RCW a new section to read as follows:

In addition to the powers of an operating agency under other provisions of law, an operating agency may enter into a contract for work to be performed during the final stages of construction and startup through negotiation without competitive bids only if all the following conditions are first satisfied:

(1) The executive board or executive committee of the operating agency has adopted a procedure to determine when a project has reached the final stages of construction and startup. A project shall not be considered to have reached the final stages of completion and startup unless the managing director certifies that the project is approximately eighty percent or more complete calculated by the method used to determine this percentage for the purpose of disclosing relevant information under 15 U.S.C. Sec. 77 et seq. as existing on the effective date of this act.

(2) The managing director certifies in writing to the executive board or executive committee and the executive board or executive committee finds that executing a negotiated contract will accomplish completion and startup more economically, expeditiously, or safely than executing a competitively bid contract.

(3) The selection of a contractor was made in accordance with procedures adopted by the executive board or executive committee requiring competitive proposals, the request for which states the relative importance of the various evaluation factors, including professional competence of offerors, the technical merits of offers, and the price.

(4) The joint operating agency retains authority and responsibility for inspection, testing, and compliance with applicable regulations or standards of any state or federal governmental agency.

(5) The operating agency has defined in writing the roles, responsibilities, and obligations of the new contractor and any contractor who commenced any work to be reworked, performed by, or completed by the new contractor.

NEW SECTION, Sec. 4. There is added to chapter 43.52 RCW a new section to read as follows:

An operating agency may provide in any negotiated contract for payment of cost and compensation in the form of reimbursement of actual contractor's costs recognized as allowable under the contract, plus a profit or fee as set forth in the contract, only if there is compliance with the following requirements:

(1) The managing director certifies to the executive board or executive committee that it is not feasible to determine in advance what a fixed or unit contract price should be for the work, materials, or equipment

to be covered by the proposed contract, either because of difficulty in defining and detailing the scope of the work to be performed, the materials, or equipment required;

(2) The executive board or executive committee finds in an open public meeting held under chapter 42.30 RCW that the contract is likely to be less costly than contracts of other types or that it is impracticable to obtain the work, materials, or equipment required except under the contract;

(3) The contract provides that:

(a) The contractor shall submit cost or pricing data and shall certify that, to the best of its knowledge and belief, the cost and pricing data submitted were accurate, complete, and current as of a mutually agreed upon date which is prior to the pricing of the negotiated contract;

(b) The operating agency and the state auditor shall audit the books and records of the contractor, its subcontractors under the contract, or any person who has submitted cost or pricing data in connection with the obtaining of the contract or the performance of the contract as necessary to determine compliance with relevant provisions of law;

(c) The contract price or compensation, including any profit or fee, shall be adjusted to exclude any significant sum by which the price was increased because contractor-furnished cost or pricing data was inaccurate, incomplete, or not current as of the date agreed upon between the parties; and

(d) Notice is given to the contractor that the provisions of chapters 42.20 and 42.23 RCW apply to employees and officers of the operating agency; and

(4) Standards or guidelines are set forth in the contract for the determination of what the compensation payable to the contractor shall be, which shall not be based upon cost-plus-a-percentage-of-cost.

NEW SECTION, Sec. 5. There is added to chapter 43.52 RCW a new section to read as follows:

The administrative auditor shall file with the executive board or executive committee of the operating agency a quarterly report relating to compliance by the operating agency with sections 1 through 4 of this act. The administrative auditor shall file copies of the report with the legislative budget committee, which shall file a copy of each report with the respective chairpersons of the energy and utilities committees of the senate and house of representatives under RCW 43.52.378.

NEW SECTION, Sec. 6. There is added to chapter 43.52 RCW a new section to read as follows:

All of the provisions of Titles 9 and 9A RCW apply to actions of a joint operating agency.

NEW SECTION, Sec. 7. Section 1, chapter 28, Laws of 1977 ex. sess. and RCW 43.52.480 are each repealed.

NEW SECTION, Sec. 8. Sections 2 through 5 of this act shall expire on December 31, 1987, or on the date that construction is completed on those nuclear generating projects which are under construction by any joint operating agency on the effective date of this act, whichever is sooner.

NEW SECTION, Sec. 9. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION, Sec. 10. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title, after "Relating to operating agencies;" strike the remainder of the title and insert "amending section 2, chapter 28, Laws of 1977 ex. sess. and RCW 43.52.490; adding new sections to chapter 43.52 RCW; repealing section 1, chapter 28, Laws of 1977 ex. sess. and RCW 43.52.480; prescribing penalties; providing expiration dates; and declaring an emergency." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Barnes moved that the House do concur in the Senate amendments to Second Substitute House Bill No. 338.

Representatives Barnes and Nelson (D) spoke in favor of the motion, and it was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Second Substitute House Bill No. 338 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 338 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 83; nays, 10; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sprague,

Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Burns, Eng, Gruger, Lux, Maxie, Nelson D., Pruitt, Rinehart.

Not voting: Representatives Bender, Brown, Salatino, Sommers, Thompson.

Second Substitute House Bill No. 338 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 20, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 388 with the following amendments:

On page 1, line 5 of the title after "sections;" insert "making an appropriation;"

On page 3, after line 10 insert a new section as follows:

***NEW SECTION. Sec. 9.** It is the intent of the legislature that the construction and remodeling of jails proceed without further delay, and the jail commission's review and funding procedures are to reflect this intent. Neither the jail commission nor local governments should order or authorize capital expenditures to improve jails now in use which are scheduled for replacement. Capital expenditures which relate directly to life safety of inmates or jail personnel may be ordered."

Renumber remaining sections consecutively.

On page 3, following line 10 add a new section as follows:

***NEW SECTION. Sec. 10.** (1) There is hereby reappropriated from the general fund-local jail improvement and construction account the sum of ninety-four million three hundred and two thousand two hundred and seventy dollars to the Washington state jail commission for the purposes of this act.

(2) There is hereby appropriated from the general fund-local jail improvement and construction account the sum of one hundred thirty million five hundred thousand dollars, or so much as may be necessary, to the Washington state jail commission for the purposes of this act."

Renumber the remaining sections consecutively.

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Ms. Houchen, the House concurred in the Senate amendments to Substitute House Bill No. 388.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Substitute House Bill No. 388 as amended by the Senate.

Ms. Houchen spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 388 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute House Bill No. 388 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 427 with the following amendment:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 1, chapter 303, Laws of 1977 ex. sess. and RCW 28A.02.110 are each amended to read as follows:

Notwithstanding any other provision of law, school districts, educational service districts, or any other state or local governmental agency concerned with education, when declaring texts and other books, equipment, (~~instructional~~) materials or relocatable facilities as surplus, shall, prior to other disposal thereof, serve notice in writing to the office of the state superintendent of public instruction and to any public school district or private school in Washington state annually requesting such a notice, that the same is available for sale, rent, or lease to public school districts or private schools, at depreciated cost or fair market value, whichever is greater: PROVIDED, That students wishing to purchase texts pursuant to RCW 28A.58.103(2) shall have priority as to such texts. Such districts or agencies shall not otherwise sell, rent or lease such surplus property to any person, firm, organization, or nongovernmental agency for at least forty-five days following the date notification is mailed to the state superintendent of public instruction.

Sec. 2. Section 2, chapter 115, Laws of 1980 and RCW 28A.58.033 are each amended to read as follows:

(1) Every school district board of directors is authorized to permit the rental, lease, or occasional use of all or any portion of any surplus real property owned or lawfully held by the district to any person, corporation, or government entity for profit or nonprofit, commercial or noncommercial purposes: PROVIDED, That the leasing or renting or use of such property is for a lawful purpose, is in the best interest of the district, and does not interfere with conduct of the district's educational program and related activities: PROVIDED FURTHER, That the lease or rental agreement entered into shall include provisions which permit the recapture of the leased or rented surplus property of the district should such property be needed for school purposes in the future.

(2) Authorization to rent, lease or permit the occasional use of surplus school property under this section, RCW 28A.58.034 and 28A.58.040, each as now or hereafter amended, is conditioned on the establishment by each school district board of directors of a policy governing the use of surplus school property.

(3) The board of directors of any school district desiring to rent or lease any surplus real property owned by the school district shall send written notice to the office of the state superintendent of public instruction. School districts shall not rent or lease the property for at least forty-five days following the date notification is mailed to the state superintendent of public instruction.

(4) Private schools shall have the same rights as any other person or entity to submit bids for the rental or lease of surplus real property and to have such bids considered along with all other bids: PROVIDED, That the school board may establish reasonable conditions for the use of such real property to assure the safe and proper operation of the property in a manner consistent with board policies.

Sec. 3. Section 28A.58.040, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 115, Laws of 1980 and RCW 28A.58.040 are each amended to read as follows:

The board of directors of each school district shall have exclusive control of all school property, real or personal, belonging to the district; said board shall have power, subject to RCW 28A.58.045, as now or hereafter amended, in the name of the district, to convey by deed all the interest of their district in or to any real property of the district which is no longer required for school purposes. Except as otherwise specially provided by law, and RCW 28A.58.045, as now or hereafter amended, the board of directors of each school district may purchase, lease, receive and hold real and personal property in the name of the district, and rent, lease or sell the same, and all conveyances of real estate made to the district shall vest title in the district.

Sec. 4. Section 28A.58.045, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 16, Laws of 1979 ex. sess. and RCW 28A.58.045 are each amended to read as follows:

(1) The board of directors of any school district of this state may:

(a) Sell for cash, at public or private sale, and convey by deed all interest of the district in or to any of the real property of the district which is no longer required for school purposes; and

(b) Purchase real property for the purpose of locating thereon and affixing thereto any house or houses and appurtenant buildings removed from school sites owned by the district and sell for cash, at public or private sale, and convey by deed all interest of the district in or to such acquired and improved real property.

(2) When the board of directors of any school district proposes a sale of school district real property pursuant to this section and the value of the property exceeds seventy thousand dollars, the board shall publish a notice of its intention to sell the property. The notice shall be published at least once each week during two consecutive weeks in a legal newspaper with a general circulation in the area in which the school district is located. The notice shall describe the property to be sold and designate the place where and the day and hour when a hearing will be held. The board shall hold a public hearing upon the proposal to dispose of the school district property at the place and the day and hour fixed in the notice and admit evidence offered for and against the propriety and advisability of the proposed sale.

(3) The board of directors of any school district desiring to sell surplus real property shall send written notice of that intent to the office of the state superintendent of public instruction. School districts shall not

sell the property for at least forty-five days following the date notification is mailed to the state superintendent of public instruction.

(4) Private schools shall have the same rights as any other person or entity to submit bids for the purchase of surplus real property and to have such bids considered along with all other bids.

(5) Any sale of school district real property authorized pursuant to this section shall be preceded by a market value appraisal by three licensed real estate brokers selected by the board of directors and no sale shall take place if the sale price would be less than ninety percent of ((such appraised market value)) the average of the three appraisals made by the brokers: PROVIDED, That if the property has been on the market for ((three)) one year((s)) or more the property may be reappraised and sold for not less than seventy-five percent of the ((appraised)) average reappraised value with the unanimous consent of the board.

((4)) (6) If in the judgment of the board of directors of any district the sale of real property of the district not needed for school purposes would be facilitated and greater value realized through use of the services of licensed real estate brokers, a contract for such services may be negotiated and concluded: PROVIDED, That the use of a licensed real estate broker will not eliminate the obligation of the board of directors to provide the notice described in this section: PROVIDED FURTHER, That the fee or commissions charged for any broker services shall not exceed seven percent of the resulting sale value for a single parcel: PROVIDED FURTHER, That any licensed real estate broker selected by the board to appraise the market value of a parcel of property to be sold may not be a party to any contract with the school district to sell such parcel of property for a period of three years after the appraisal.

((5)) (7) If in the judgment of the board of directors of any district the sale of real property of the district not needed for school purposes would be facilitated and greater value realized through sale on contract terms, a real estate sales contract may be executed between the district and buyer: PROVIDED, That the terms and conditions of any such sales contract must comply with rules and regulations of the state board of education, herein authorized, governing school district real property contract sales.

NEW SECTION. Sec. 5. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.*

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Taylor, the House concurred in the Senate amendment to Engrossed House Bill No. 427.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed House Bill No. 427 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 427 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 87; nays, 9; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hastings, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Brekke, Erak, Garrett, Hankins, Heck, Monohon, Nelson D., Tupper.

Not voting: Representatives Bender, Hine.

Engrossed House Bill No. 427 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 425 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.24 RCW a new section to read as follows:

Every school district board of directors may authorize children attending a private school approved in accordance with RCW 28A.02.201 to ride a school bus or other student transportation vehicle to and from school so long as the following conditions are met:

- (1) The board of directors shall not be required to alter those bus routes or stops established for transporting public school students;
- (2) Private school students shall be allowed to ride on a seat-available basis only; and
- (3) The board of directors shall charge an amount sufficient to reimburse the district for the actual per seat cost of providing such transportation.

NEW SECTION, Sec. 2. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Taylor moved that the House do concur in the Senate amendment to Substitute House Bill No. 425.

Representatives Taylor and Valle spoke in favor of the motion and it was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Substitute House Bill No. 425 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 425 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 76; nays, 21; not voting, 1.

Voting yea: Representatives Amen, Barnes, Barrett, Becker, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Granlund, Greengo, Grimm, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Barr, Brekke, Dickie, Eng, Erak, Garrett, Garson, Gruger, Hankins, Hastings, Kreidler, Lane, Lux, Monohon, Nelson D., Prince, Rinehart, Thompson, Tupper, Williams.

Not voting: Representative Bender.

Substitute House Bill No. 425 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 20, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 440 with the following amendments:

On page 1, line 4 of the title after "9A.20.020;" insert "amending section 4, chapter 14, Laws of 1975 as last amended by section 1, chapter 244, Laws of 1979 and RCW 9A.44.040"

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The purpose of this chapter is to make the criminal justice system accountable to the public by developing a system for the sentencing of felony offenders which structures, but does not eliminate, discretionary decisions affecting sentences, and to add a new chapter to Title 9 RCW designed to:

(1) Ensure that the punishment for a criminal offense is proportionate to the seriousness of the offense and the offender's criminal history;

(2) Promote respect for the law by providing punishment which is just;

(3) Be commensurate with the punishment imposed on others committing similar offenses;

(4) Protect the public;

(5) Offer the offender an opportunity to improve him or herself; and

(6) Make frugal use of the state's resources.

NEW SECTION. Sec. 2. This chapter may be known and cited as the sentencing reform act of 1981.

NEW SECTION. Sec. 3. Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) 'Commission' means the sentencing guidelines commission.

(2) 'Community supervision' means a period of time during which a convicted offender is subject to crime-related prohibitions and other sentence conditions imposed pursuant to this chapter by a court. For first-time offenders, the supervision may include crime-related prohibitions and other conditions imposed pursuant to section 12(4) of this act.

(3) 'Confinement' means total or partial confinement as defined in this section.

(4) 'Conviction' means an adjudication of guilt pursuant to Titles 10 or 13 RCW.

(5) 'Crime-related prohibition' means an order of a court prohibiting conduct which directly relates to the circumstances of the crime for which the offender has been convicted, and shall not be construed to mean orders directing an offender affirmatively to participate in rehabilitative programs or to otherwise perform affirmative conduct.

(6)(a) 'Criminal history' means the list of a defendant's prior convictions, whether in this state, in federal court, or elsewhere. The history shall include, where known, for each conviction (i) whether the defendant has been placed on probation and the length and terms thereof; and (ii) whether the defendant has been incarcerated and the length of incarceration.

(b) 'Criminal history' includes a defendant's convictions or pleas of guilty in juvenile court if: (i) The guilty plea or conviction was for an offense which is a felony and is criminal history as defined in RCW 13.40.020(6)(a); and (ii) the defendant was fifteen years of age or older at the time the offense was committed; and (iii) the defendant was twenty-three years of age or less at the time the offense for which he or she is being sentenced was committed.

(7) 'Department' means the department of social and health services.

(8) 'Determinate sentence' means a sentence which states with exactitude the number of actual years, months, or days of total confinement, of partial confinement, of community supervision, the number of actual hours or days of community service work, or dollars or terms of a fine or restitution. The fact that an offender through 'earned early release' can reduce the actual period of confinement shall not affect the classification of the sentence as a determinate sentence.

(9) 'Fines' means the requirement that the offender pay a specific sum of money over a specific period of time to the court.

(10) 'First-time offender' means any person convicted of a felony not classified as a violent offense under this chapter, who previously has never been convicted of a felony in this state, federal court, or another state, and who has never participated in a program of deferred prosecution for a felony offense.

(11) 'Offender' means a person who has committed a felony established by state law and is eighteen years of age or older or is less than eighteen years of age but whose case has been transferred by the appropriate juvenile court to a criminal court pursuant to RCW 13.40.110. Throughout this chapter, the terms 'offender' and 'defendant' are used interchangeably.

(12) 'Partial confinement' means confinement for no more than one year in a facility or institution operated or utilized under contract by the state or any other unit of government, for a substantial portion of each day with the balance of the day spent in the community.

(13) 'Restitution' means the requirement that the offender pay a specific sum of money over a specific period of time to the court as payment of damages. The sum may include both public and private costs. The imposition of a restitution order does not preclude civil redress.

(14) 'Sentence range' means the sentencing court's discretionary range in imposing a nonappealable sentence.

(15) 'Total confinement' means confinement inside the physical boundaries of a facility or institution operated or utilized under contract by the state or any other unit of government for twenty-four hours a day, or pursuant to RCW 72.64.050 and 72.64.060.

(16) 'Violent offense' means:

(a) Any of the following felonies, as now existing or hereafter amended: Any felony defined under any law as a class A felony or an attempt to commit a class A felony, criminal solicitation of or criminal conspiracy to commit a class A felony, manslaughter in the first degree, manslaughter in the second degree, indecent liberties if committed by forcible compulsion, rape in the second degree, kidnapping in the second degree, arson in the second degree, assault in the second degree, extortion in the first degree, and robbery in the second degree;

(b) Any conviction for a felony offense in effect at any time prior to July 1, 1976, which is comparable to a felony classified as a violent offense in subsection (16)(a) of this section; and

(c) Any federal or out-of-state conviction for an offense comparable to a felony classified as a violent offense under subsection (16)(a) or (b) of this section.

NEW SECTION. Sec. 4. (1) A sentencing guidelines commission is established as an agency of state government.

(2) The commission shall, following a public hearing or hearings:

(a) Devise a series of recommended standard sentence ranges for all felony offenses and a system for determining which range of punishment applies to each offender based on the extent and nature of the offender's criminal history, if any;

(b) Devise recommended prosecuting standards in respect to charging of offenses and plea agreements; and

(c) Devise recommended standards to govern whether sentences are to be served consecutively or concurrently.

(3) Each of the commission's recommended standard sentence ranges shall include one or more of the following: Total confinement, partial confinement, community supervision, community service, and a fine.

(4) In devising the standard sentence ranges of total and partial confinement under this section, the commission is subject to the following limitations:

(a) If the maximum term in the range is one year or less, the minimum term in the range shall be no less than one-third of the maximum term in the range;

(b) If the maximum term in the range is greater than one year, the minimum term in the range shall be no less than seventy-five percent of the maximum term in the range; and

(c) The maximum term of confinement in a range may not exceed the statutory maximum for the crime as provided in RCW 9A.20.020.

(5) In carrying out its duties under subsection (2) of this section, the commission shall give consideration to the existing guidelines adopted by the association of superior court judges and the Washington association of prosecuting attorneys and the experience gained through use of those guidelines. The commission shall emphasize confinement for the violent offender and alternatives to total confinement for the nonviolent offender.

(6) This commission shall conduct a study to determine the capacity of correctional facilities and programs which are or will be available. While the commission need not consider such capacity in arriving at its recommendations, the commission shall project whether the implementation of its recommendations would result in exceeding such capacity. If the commission finds that this result would probably occur, then the commission shall prepare an additional list of standard sentences which shall be consistent with such capacity.

(7) By September 1, 1982, the commission shall recommend its standard sentence ranges and standards to the legislature by providing the recommendations to the chief clerk of the house of representatives and secretary of the senate. If the commission has prepared an additional list of standard sentence ranges, as provided under subsection (6) of this section, then the commission shall include such list along with its recommendations.

(8) Every two years, the commission may recommend to the legislature revisions or modifications to the standard sentence ranges and other standards. If implementation of the revisions or modifications would result in exceeding the capacity of correctional facilities, then the commission shall accompany its recommendation with an additional list of standard sentence ranges which are consistent with correction capacity.

(9) The commission shall study the existing criminal code and from time to time make recommendations to the legislature for modification.

(10) The commission shall exercise its duties under this section in conformity with chapter 34.04 RCW, as now existing or hereafter amended.

NEW SECTION. Sec. 5. The commission shall appoint a research staff of sufficient size and with sufficient resources to accomplish its duties. The commission may request from the office of financial management, the board of prison terms and paroles, administrator for the courts, and the department of social and health services such data, information, and data processing assistance as it may need to accomplish its duties, and such services shall be provided without cost to the commission. The commission shall adopt its own bylaws.

The salary for a full-time executive officer, if any, shall be fixed by the governor pursuant to RCW 43.03.040.

NEW SECTION. Sec. 6. (1) The commission consists of fifteen voting members, one of whom the governor shall designate as chairperson. With the exception of ex officio voting members, the voting members of the commission shall be appointed by the governor, subject to confirmation by the senate.

(2) The voting membership consists of the following:

(a) The head of the state agency having general responsibility for adult correction programs, as an ex officio member;

(b) The director of financial management, as an ex officio member;

(c) Until July 1, 1988, the chairman of the board of prison terms and paroles, as an ex officio member, and thereafter the chairman of the clemency and pardons board, as an ex officio member;

(d) Two prosecuting attorneys;

(e) Two attorneys with particular expertise in defense work;

(f) Four persons who are superior court judges;

(g) One person who is the chief law enforcement officer of a county or city;

(h) Three members of the public who are not and have never been prosecutors, attorneys, judges, or law enforcement officers.

In making the appointments, the governor shall seek the recommendations of Washington prosecutors in respect to the prosecuting attorney members, of the Washington state bar association in respect to the attorney members, of the association of superior court judges in respect to the members who are judges, and of the Washington association of sheriffs and police chiefs in respect to the member who is a law enforcement officer.

(3) All voting members of the commission, except ex officio voting members, shall serve terms of three years and until their successors are appointed and confirmed. However, the governor shall stagger the terms by appointing four of the initial members for terms of one year, four for terms of two years, and four for terms of three years.

(4) The speaker of the house of representatives and the president of the senate may each appoint two nonvoting members to the commission, one from each of the two largest caucuses in each house. The members so appointed shall serve two-year terms, or until they cease to be members of the house from which they were appointed, whichever occurs first.

(5) The members of the commission shall be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060 as now existing or hereafter amended. Legislative members shall be reimbursed by their respective houses as provided under RCW 44.04.120, as now existing or hereafter amended.

NEW SECTION. Sec. 7. (1) At its regular session convening in 1983, the legislature shall enact laws approving or modifying either the standards recommended by the commission, or the additional list of standard sentence ranges consistent with prison capacity in the event an additional list has been submitted pursuant to section 4(6) of this act. The standards so adopted shall take effect on July 1, 1984.

(2) Revisions or modifications of standard sentence ranges or other standards, together with any additional list of standard sentence ranges, shall be submitted to the legislature every two years and shall become effective as provided under subsection (1) of this section on July first of the year in which they are submitted.

NEW SECTION. Sec. 8. The prosecutor and the attorney for the defendant, or the defendant when acting pro se, may engage in discussions with a view toward reaching an agreement that, upon the entering of a plea to a charged offense or to a lesser or related offense, the prosecutor will do any of the following:

- (1) Move for dismissal of other charges or counts;
- (2) Recommend a particular sentence within the sentence range applicable to the offense or offenses to which the offender pled guilty;
- (3) Recommend a particular sentence outside of the sentence range;
- (4) Agree to file a particular charge or count;
- (5) Agree not to file other charges or counts; or
- (6) Make any other promise to the defendant, except that in no instance may the prosecutor agree not to allege prior convictions.

The court shall not participate in any discussions under this section.

NEW SECTION. Sec. 9. (1) If a plea agreement has been reached by the prosecutor and the defendant pursuant to section 8 of this act, they shall at the time of the defendant's plea state to the court, on the record, the nature of the agreement and the reasons for the agreement. The court, at the time of the plea, shall determine if the agreement is consistent with the interests of justice and with the prosecuting standards. If the court determines it is not consistent with the interests of justice and with the prosecuting standards, the court shall order that neither the defendant nor the prosecutor is bound by the agreement and that the defendant may withdraw the defendant's plea of guilty if one has been made and enter a plea of not guilty.

(2) The sentencing judge is not bound by any recommendations contained in an allowed plea agreement and the defendant shall be so informed at the time of plea.

NEW SECTION. Sec. 10. The prosecuting attorney and the defendant shall each provide the court with their understanding of what the defendant's criminal history is prior to a plea of guilty pursuant to a plea agreement. All disputed issues as to criminal history shall be decided at the sentencing hearing.

NEW SECTION. Sec. 11. Before imposing a sentence upon a defendant, the court shall conduct a sentencing hearing. The sentencing hearing shall be held within forty court days following conviction. Upon the motion of either party for good cause shown, or on its own motion, the court may extend the time period for conducting the sentencing hearing. The court shall consider the presentence reports and criminal history, and allow arguments from the prosecutor, the defense counsel, the offender, the victim or a representative of the victim, and an investigative law enforcement officer as to the sentence to be imposed. If the court is satisfied by a preponderance of the evidence that the defendant has a criminal history, the court shall specify the convictions it has found to exist. All of this information shall be part of the record. All presentence reports presented to the sentencing court and all written findings of facts and conclusions of law entered by the court shall accompany the offender if the offender is committed to the custody of the department.

NEW SECTION. Sec. 12. When a person is convicted of a felony, the court shall impose punishment as provided in this section.

(1) Except as authorized in subsections (2) and (4) of this section, the court shall impose a sentence within the sentence range for the offense.

(2) The court may impose a sentence outside the standard sentence range for that offense if it finds that imposition of a sentence within the standard range would impose an excessive punishment on the defendant or would pose an unacceptable threat to community safety.

(3) Whenever a sentence outside the standard range is imposed, the court shall set forth the reasons for its decision in written findings of fact and conclusions of law. A sentence outside the standard range shall be a determinate sentence.

(4) An offender convicted of the crime of murder in the first degree shall be sentenced to a term of total confinement not less than twenty years. An offender convicted of the crime of assault in the first degree where the offender used force or means likely to result in death or intended to kill the victim shall be sentenced to a term of total confinement not less than five years. An offender convicted of the crime of rape in the first degree shall be sentenced to a term of total confinement not less than three years, and shall not be eligible for furlough, work release or other authorized leave of absence from the correctional facility during such minimum three year term except for the purpose of commitment to an inpatient treatment facility. The foregoing minimum terms of total confinement are mandatory and shall not be varied or modified as provided in subsection (2) of this section.

(5) In sentencing a first-time offender, the court may waive the imposition of a sentence within the sentence range and impose a sentence which may include up to ninety days of confinement in a facility

operated or utilized under contract by the county and a requirement that the offender refrain from committing new offenses. The sentence may also include up to two years of community supervision, which, in addition to crime-related prohibitions, may include requirements that the offender:

- (a) Devote time to a specific employment or occupation;
 - (b) Undergo available outpatient treatment or inpatient treatment not to exceed the standard range of confinement for that offense;
 - (c) Pursue a prescribed, secular course of study or vocational training;
 - (d) Remain within prescribed geographical boundaries and notify the court or the probation officer of any change in the offender's address or employment;
 - (e) Report as directed to the court and a probation officer; or
 - (f) Pay a fine, make restitution, and/or accomplish some community service work.
- (6) If a sentence range has not been established for the defendant's crime, the court shall impose a determinate sentence which may include not more than one year of confinement, community service work, restitution, a term of community supervision not to exceed one year, and/or a fine. The court may impose a sentence which provides more than one year of confinement if the court finds that the sentence otherwise authorized by this subsection would pose an unacceptable threat to community safety.

(7) If the court imposes a sentence requiring confinement of sixty days or less, the court may, in its discretion, specify that the sentence be served on consecutive or intermittent days. A sentence requiring more than sixty days of confinement shall be served on consecutive days.

(8) If a sentence imposed includes a fine or restitution, the sentence shall specify a reasonable manner and time in which the fine or restitution shall be paid. No such period of time may exceed ten years subsequent to the entering of the judgment of conviction.

(9) A court may not impose a sentence which exceeds the statutory maximum for the crime as provided in RCW 9A.20.020.

NEW SECTION. Sec. 13. The power to defer or suspend the imposition or execution of sentence is hereby abolished in respect to sentences prescribed for felonies committed after June 30, 1984.

NEW SECTION. Sec. 14. (1) If restitution is ordered, the court shall determine the amount of restitution due at the sentencing hearing and may set the terms and conditions under which the defendant shall make restitution. Restitution ordered by a court pursuant to a criminal conviction shall be limited to easily ascertainable damages for injury to or loss of property, actual expenses incurred for medical treatment for physical injury to persons, and lost wages resulting from physical injury. Restitution shall not include reimbursement for damages for mental anguish, pain and suffering, or other intangible losses. The amount of restitution shall not exceed double the amount of the offender's gain or the victim's loss from the commission of the crime. For the purposes of this section, the offender shall remain under the court's jurisdiction for a maximum term of ten years subsequent to the imposition of sentence.

(2) Restitution may be ordered whenever the offender is convicted of an offense which results in injury to any person or damage to or loss of property. In addition, restitution may be ordered to pay for an injury, loss, or damage if the offender pleads guilty to a lesser offense or fewer offenses and agrees with the prosecutor's recommendation that the offender be required to pay restitution to a victim of an offense or offenses which are not prosecuted pursuant to a plea agreement.

(3) In addition to any sentence that may be imposed, a defendant who has been found guilty of an offense involving fraud or other deceptive practice or an organization which has been found guilty of any such offense may be ordered by the sentencing court to give notice of the conviction to the class of persons or to the sector of the public affected by the conviction or financially interested in the subject matter of the offense by mail, by advertising in designated areas or through designated media, or by other appropriate means.

(4) This section does not limit civil remedies or defenses available to the victim or defendant.

NEW SECTION. Sec. 15. No person serving a sentence imposed pursuant to this chapter shall leave the confines of the correctional facility or be released prior to the expiration of the sentence except as follows:

(1) The terms of the sentence may be reduced by earned early release time in accordance with procedures developed and promulgated by the department. The earned early release time shall be for good behavior and good performance, as determined by the department. In no case shall the aggregate earned early release time exceed one-third of the sentence;

(2) An offender may leave a correctional facility pursuant to an authorized furlough or leave of absence. In addition, offenders may leave a correctional facility when in the custody of a corrections officer or officers;

(3) The governor, upon recommendation from the clemency and pardons board, may grant an extraordinary release for reasons of serious health problems, senility, advanced age, extraordinary meritorious acts, or other extraordinary circumstances;

(4) If the sentence of confinement is in excess of eighteen months but not in excess of three years, the final three months of the sentence shall be served in partial confinement designed to aid the offender in finding work and reestablishing him or herself in the community. If the sentence of confinement is in excess of three years, the final six months of the sentence shall be served in such partial confinement;

(5) The governor may pardon any offender; and

(6) The department of social and health services may release an offender from total confinement any time within ten days before a release date calculated under this section.

(7) An offender may leave a correctional facility prior to completion of his sentence if the sentence has been reduced as provided in section 16 of this act.

NEW SECTION. Sec. 16. If the governor finds that an emergency exists in that the population of a state residential correctional facility exceeds its reasonable, maximum capacity, then the governor may do any one or more of the following:

(1) Call the sentencing guidelines commission into an emergency meeting for the purpose of evaluating its standard ranges and other standards. The commission may adopt any revision or amendment to its standard ranges or other standards that it believes appropriate to deal with the emergency situation. The revision or amendment shall be adopted in conformity with chapter 34.04 RCW, as now existing or hereafter amended, and shall take effect on the date prescribed by the commission. Unless the commission provides to the contrary, section 7 of this act does not apply to such revision or amendments;

(2) If the emergency occurs prior to July 1, 1988, call the board of prison terms and paroles into an emergency meeting for the purpose of evaluating its guidelines and procedures for release of prisoners. The board may take any action authorized by law to modify the terms of prisoners under its jurisdiction;

(3) Call the clemency and pardons board into an emergency meeting for the purpose of recommending whether the governor's commutation or pardon power should be exercised to meet the present emergency.

NEW SECTION. Sec. 17. A term of confinement ordered in a sentence pursuant to this chapter shall be tolled by any period of time during which the offender has absented him or herself from supervision without the prior approval of the entity in whose custody the offender has been placed.

NEW SECTION. Sec. 18. An offender sentenced to a term of partial confinement shall be confined in the facility for at least eight hours per day. The offender shall be required as a condition of partial confinement to report to the facility at designated times. An offender may be required to comply with crime-related prohibitions during the period of partial confinement.

NEW SECTION. Sec. 19. A sentence which includes a term or terms of confinement totaling more than one year shall be served in a facility or institution operated, or utilized under contract, by the state. A sentence of not more than one year of confinement shall be served in a facility operated, or utilized under contract, by the county.

NEW SECTION. Sec. 20. (1) If an offender violates any condition or requirement of a sentence, the offender may receive further punishment in accordance with this section.

(2) If a defendant fails to comply with any of the requirements or conditions of a sentence the following provisions apply:

(a) The court, upon the motion of the state, or upon its own motion, shall require the defendant to show cause why the defendant should not be confined for the noncompliance. The court may issue a summons or a warrant of arrest for the defendant's appearance;

(b) The state has the burden of showing noncompliance by a preponderance of the evidence. The defendant has the burden of showing by a preponderance of the evidence that the noncompliance was not a wilful refusal. If the court finds that the violation was wilful, it shall order the defendant confined for a period not to exceed sixty days for each violation; and

(c) If the court finds that the violation was not wilful, the court may reduce or extend the payment period or eliminate the fine or reduce or relieve the defendant of the obligation of community service work or of making restitution.

(3) Nothing in this section prohibits the filing of escape charges if appropriate.

NEW SECTION. Sec. 21. (1) A sentence within the standard range for the offense shall not be appealed. For purposes of this section, a sentence imposed on a first offender under section 12(4) of this act shall also be deemed to be within the standard range for the offense and shall not be appealed.

(2) If a sentence is outside of the sentence range for the offense, the defendant or prosecutor may seek review of the sentence before the court of appeals in accordance with rules adopted by the supreme court.

(3) Pending review of the sentence, the sentencing court or the court of appeals may order the defendant confined or placed on conditional release, including bond.

(4) To reverse a sentence which is outside the sentence range, the reviewing court must find: (a) Either that the reasons supplied by the sentencing judge are not supported by the record which was before the judge or that those reasons do not justify a sentence outside the standard range for that offense; or (b) that the sentence imposed was clearly excessive or clearly too lenient.

(5) A review under this section shall be made solely upon the record that was before the sentencing court. Written briefs shall not be required and the review shall be heard within thirty days following the date of sentencing and a decision shall be rendered within fifteen days following the oral argument.

(6) The court of appeals shall issue a written opinion in support of its decision whenever the judgment of the sentencing court is reversed and may issue written opinions in any other case where the court believes that a written opinion would provide guidance to sentencing judges and others in implementing this chapter and in developing a common law of sentencing within the state.

NEW SECTION. Sec. 22. When an offender has completed the requirements of the offender's sentence, the sentencing court shall discharge the offender and provide the offender with a certificate of discharge. The discharge shall have the effect of restoring all civil rights lost by operation of law upon conviction, and the certificate of discharge shall so state. Nothing in this section prohibits the use of an offender's prior record for purposes of determining sentences for later offenses as provided in this chapter. Nothing in this section affects or prevents use of the offender's prior conviction in a later criminal prosecution either as an element of an offense or for impeachment purposes. A certificate of discharge is not based on a finding of rehabilitation.

Upon release from custody, the offender may apply to the department for counseling and help in adjusting to the community. This voluntary help may be provided for up to one year following the release from custody.

NEW SECTION. Sec. 23. (1) Every offender who has been discharged under section 22 of this act may apply to the sentencing court for a vacation of the offender's record of conviction. If the court finds the offender meets the tests prescribed in subsection (2) of this section, the court may clear the record of conviction by: (a) Permitting the offender to withdraw the offender's plea of guilty and to enter a plea of not guilty; or (b) if the offender has been convicted after a plea of not guilty, by the court setting aside the verdict of guilty; and (c) by the court dismissing the information or indictment against the offender.

(2) An offender may not have the record of conviction cleared if: (a) There are any criminal charges against the offender pending in any court of this state or another state, or in any federal court; (b) the offense was a violent offense as defined in section 3 of this act; (c) the offender has been convicted of a new crime in this state, another state, or federal court since the date of the offender's discharge under section 22 of this act; (d) the offense is a class B felony and less than ten years have passed since the date the applicant was discharged under section 22 of this act; and (e) the offense was a class C felony and less than five years have passed since the date the applicant was discharged under section 22 of this act.

(3) Once the court vacates a record of conviction under subsection (1) of this section, the fact that the offender has been convicted of the offense shall not be included in the offender's criminal history for purposes of determining a sentence in any subsequent conviction, and the offender shall be released from all penalties and disabilities resulting from the offense. For all purposes, including responding to questions on employment applications, an offender whose conviction has been vacated may state that the offender has never been convicted of that crime. Nothing in this section affects or prevents the use of an offender's prior conviction in a later criminal prosecution.

NEW SECTION. Sec. 24. There is added to chapter 9.95 RCW a new section to read as follows:

(1) On July 1, 1988, the board of prison terms and paroles shall cease to exist. Prior to that time, the board's membership shall be reduced as follows: (a) On July 1, 1985, the board shall be reduced to five members. This reduction shall take place by the expiration, on that date, of the two terms having the least time left to serve. (b) On July 1, 1986, the board shall be reduced to three members. This reduction shall take place by the expiration, on that date, of the two terms having the least time left to serve.

(2) Prior to its expiration and after July 1, 1984, the board shall continue its functions with respect to persons incarcerated for crimes committed prior to July 1, 1984. The board shall consider the standard ranges and standards adopted pursuant to section 4 of this act, and shall attempt to make decisions reasonably consistent with those ranges and standards.

(3) On July 1, 1988, all documents, records, files, equipment, and other tangible property of the board of prison terms and paroles shall be delivered to the custody of the department of social and health services.

NEW SECTION. Sec. 25. (1) The clemency and pardons board is established as a board within the office of the governor. The board consists of five members appointed by the governor, subject to confirmation by the senate.

(2) Members of the board shall serve terms of four years and until their successors are appointed and confirmed. However, the governor shall stagger the terms by appointing one of the initial members for a term of one year, one for a term of two years, one for a term of three years, and two for terms of four years.

(3) The board shall elect a chairman from among its members and shall adopt bylaws governing the operation of the board.

(4) Members of the board shall receive no compensation but shall be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060 as now existing or hereafter amended.

(5) The attorney general shall provide a staff as needed for the operation of the board.

NEW SECTION. Sec. 26. The clemency and pardons board shall receive petitions from individuals, organizations, and the department for review and commutation of sentences and pardoning of offenders in extraordinary cases, and shall make recommendations thereon to the governor.

NEW SECTION. Sec. 27. Nothing in this chapter shall be construed to alter, change, or otherwise modify the provisions of chapter 71.06 RCW.

NEW SECTION. Sec. 28. Sections 8 through 13, sections 15 through 23, and sections 25 and 26 of this act shall take effect on July 1, 1984. The sentences required under this chapter shall be prescribed in each sentence which occurs for a felony committed after June 30, 1984.

NEW SECTION. Sec. 29. The sentencing guidelines commission is classified as a class three citizen group under chapter 42.04 RCW for purposes of compensation of its members.

NEW SECTION. Sec. 30. Section 29 of this act shall not become effective unless Substitute House Bill No. 177 is enacted into law during the 1981 regular session of the legislature.

NEW SECTION. Sec. 31. There is added to chapter 9.92 RCW a new section to read as follows:

The following sections of law do not apply to any felony offense committed on or after July 1, 1984: RCW 9.92.050, 9.92.060, 9.92.062, 9.92.064, 9.92.066, 9.92.070, 9.92.080, 9.92.090, and 9.92.150.

NEW SECTION. Sec. 32. There is added to chapter 9.95 RCW a new section to read as follows:

The following sections of law do not apply to any felony offense committed on or after July 1, 1984: RCW 9.95.003, 9.95.005, 9.95.007, 9.95.010, 9.95.015, 9.95.020, 9.95.030, 9.95.031, 9.95.032, 9.95.040, 9.95.052, 9.95.070, 9.95.080, 9.95.090, 9.95.100, 9.95.110, 9.95.115, 9.95.120, 9.95.121, 9.95.122, 9.95.123, 9.95.124, 9.95.125, 9.95.126, 9.95.130, 9.95.140, 9.95.150, 9.95.160, 9.95.170, 9.95.190, 9.95.200, 9.95.210, 9.95.220, 9.95.230, 9.95.240, 9.95.250, 9.95.260, 9.95.265, 9.95.350, and 9.95.360.

NEW SECTION. Sec. 33. There is added to chapter 9.95A RCW a new section to read as follows:

The following sections of law do not apply to any felony offense committed on or after July 1, 1984: RCW 9.95A.010, 9.95A.020, 9.95A.030, 9.95A.040, 9.95A.050, 9.95A.060, 9.95A.070, 9.95A.080, 9.95A.090, 9.95A.900, and 9.96.050.

NEW SECTION, Sec. 34. There is added to chapter 72.04A RCW a new section to read as follows:

The following sections of law do not apply to any felony offense committed on or after July 1, 1984: RCW 72.04A.050, 72.04A.070, 72.04A.080, and 72.04A.090.

NEW SECTION, Sec. 35. There is added to chapter 72.65 RCW a new section to read as follows:

The secretary may permit a prisoner to participate in any work release plan or program but only if the participation is authorized pursuant to the prisoner's sentence or pursuant to section 15 of this 1981 act. This section shall become effective July 1, 1984.

Sec. 36. Section 4, chapter 14, Laws of 1975 as last amended by section 1, chapter 244, Laws of 1979 and RCW 9A.44.040 are each amended to read as follows:

(1) A person is guilty of rape in the first degree when such person engages in sexual intercourse with another person not married to the perpetrator by forcible compulsion where the perpetrator or an accessory:

- (a) Uses or threatens to use a deadly weapon; or
- (b) Kidnaps the victim; or
- (c) Inflicts serious physical injury; or
- (d) Feloniously enters into the building or vehicle where the victim is situated.

(2) Rape in the first degree is a class A felony. ~~((No person convicted of rape in the first degree shall be granted a deferred or suspended sentence except for the purpose of commitment to an inpatient treatment facility. PROVIDED, That every person convicted of rape in the first degree shall be confined for a minimum of three years. PROVIDED FURTHER, That the board of prison terms and paroles shall have authority to set a period of confinement greater than three years but shall never reduce the minimum three-year period of confinement nor shall the board release the convicted person during the first three years of confinement as a result of any type of automatic good time calculation nor shall the department of social and health services permit the convicted person to participate in any work release program or furlough program during the first three years of confinement.))~~

Sec. 37. Section 9A.20.020, chapter 260, Laws of 1975 1st ex. sess. as amended by section 2, chapter 38, Laws of 1975-'76 2nd ex. sess. and RCW 9A.20.020 are each amended to read as follows:

(1) Felony. ~~((Every))~~ No person convicted of a classified felony shall be punished ~~((as follows))~~ by confinement or fine exceeding the following:

(a) For a class A felony, by ~~((imprisonment))~~ confinement in a state correctional institution for a ~~((maximum))~~ term ~~((fixed by the court of not less than twenty years))~~ of life imprisonment, or by a fine in an amount fixed by the court of ~~((not more than ten))~~ fifty thousand dollars, or by both such ~~((imprisonment))~~ confinement and fine;

(b) For a class B felony, by ~~((imprisonment))~~ confinement in a state correctional institution for a ~~((maximum))~~ term of ~~((not more than))~~ ten years, or by a fine in an amount fixed by the court of ~~((not more than ten))~~ twenty thousand dollars, or by both such ~~((imprisonment))~~ confinement and fine;

(c) For a class C felony, by ~~((imprisonment))~~ confinement in a state correctional institution for ~~((a maximum term of not more than))~~ five years, or by a fine in an amount fixed by the court of ~~((not more than five))~~ ten thousand dollars, or by both such ~~((imprisonment))~~ confinement and fine.

(2) Gross Misdemeanor. Every person convicted of a gross misdemeanor defined in Title 9A RCW shall be punished by imprisonment in the county jail for a maximum term fixed by the court of not more than one year, or by a fine in an amount fixed by the court of not more than ~~((one))~~ five thousand dollars, or by both such imprisonment and fine.

(3) Misdemeanor. Every person convicted of a misdemeanor defined in Title 9A RCW shall be punished by imprisonment in the county jail for a maximum term fixed by the court of not more than ninety days, or by a fine in an amount fixed by the court of not more than ~~((five-hundred))~~ one thousand dollars, or by both such imprisonment and fine.

NEW SECTION, Sec. 38. The following acts or parts of acts are hereby repealed, effective July 1, 1984:

- (1) Section 1, chapter 175, Laws of 1969 ex. sess. and RCW 9.41.025;
- (2) Section 2, chapter 17, Laws of 1967, section 275, chapter 141, Laws of 1979, section 1, chapter 160, Laws of 1979 ex. sess. and RCW 72.65.020;
- (3) Section 3, chapter 17, Laws of 1967, section 275, chapter 141, Laws of 1979 and RCW 72.65.030;

and

(4) Section 4, chapter 17, Laws of 1967, section 277, chapter 141, Laws of 1979 and RCW 72.65.040.

NEW SECTION, Sec. 39. The following acts or parts of acts are each repealed, effective July 1, 1988:

- (1) Section 1, chapter 47, Laws of 1947, section 1, chapter 114, Laws of 1935 and RCW 9.95.001;
- (2) Section 9, chapter 340, Laws of 1955, section 1, chapter 32, Laws of 1952, section 9, chapter 98, Laws of 1969, section 8, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 9.95.003;
- (3) Section 10, chapter 340, Laws of 1955, section 2, chapter 32, Laws of 1959 and RCW 9.95.005;

and

(4) Section 3, chapter 32, Laws of 1959, section 1, chapter 63, Laws of 1975-'76 2nd ex. sess. and RCW 9.95.007.

NEW SECTION, Sec. 40. Sections 1 through 23 and 25 through 29 of this act shall constitute a new chapter in Title 9 RCW.

NEW SECTION. Sec. 41. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 42. There is appropriated from the state general fund to the sentencing guidelines commission for the biennium ending June 30, 1983, the sum of six hundred eighty-five thousand dollars, or so much thereof as may be necessary, to carry out the purposes of this act."

On page 1, line 10 of the title, after ".025;" strike all material down through "35.20.255;" on line 17 and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Struthers moved that the House do concur in the Senate amendments to Engrossed Second Substitute House Bill No. 440.

Representatives Struthers, Becker and Sanders spoke in favor of the motion, and it was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 440 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 440 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Barrett, Lundquist, Padden.

Not voting: Representative Bender.

Engrossed Second Substitute House Bill No. 440, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 20, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 561 with the following amendment: On page 10, line 27 strike all of section 7 and renumber the remaining sections consecutively.
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Chandler, the House refused to concur in the Senate amendment to Engrossed Substitute House Bill No. 561, and asked the Senate to recede therefrom.

SENATE AMENDMENTS TO HOUSE BILL

April 6, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 624 with the following amendments:

Strike everything after the enacting clause and insert the following:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. A supplemental budget as set forth in sections 2 through 6 of this 1981 act is hereby adopted and, subject to the provisions set forth in sections 2 through 6 of this 1981 act, the several amounts specified in sections 2 through 6 of this 1981 act, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages, and other expenses of the designated agencies and offices of the state and for other specified purposes

for the fiscal biennium beginning July 1, 1979, and ending June 30, 1981, except as otherwise provided, out of the several funds of the state hereinafter named, and making other appropriations.

NEW SECTION. Sec. 2. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADULT CORRECTIONS PROGRAM

General Fund Appropriation \$ 7,095,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$500,000 of this appropriation shall be contingent upon prior approval of the director of the office of financial management and shall be used exclusively to accommodate population increases above projected institutional bed space capacity and community caseload capacity or to continue contracted community programs through the 1979-1981 biennium.

NEW SECTION. Sec. 3. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH PROGRAM

General Fund Appropriation \$ 1,200,000

The appropriation contained in this section shall be subject to the following conditions:

(1) \$750,000 is provided solely for Western State Hospital, of which \$200,000 is for the conversion of fuel costs.

(2) \$450,000 is provided solely for Eastern State Hospital.

NEW SECTION. Sec. 4. Expenditures for adult dental services shall be authorized for clients whose plans of treatment have been approved by the department of social and health services, and whose treatment has begun prior to March 1, 1981, and whose pre-authorized dental work in the judgment of the dentist, as re-examined and re-approved by the department of social and health services, must be completed to avoid severe medical problems resulting from the fact that the dental treatment begun prior to March 1, 1981, was left in an incomplete state.

NEW SECTION. Sec. 5. The adoption of this supplemental budget shall not be construed as a ratification by the legislature of any illegal expenditures made by any person and shall not excuse any person from liability that may exist as a result of such illegal expenditures.

NEW SECTION. Sec. 6. FOR THE SENATE

General Fund Appropriation \$ 350,000

Sec. 7. Section 13, chapter 245, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

There is appropriated from the general fund to the department of social and health services for the 1979-1981 biennium the sum of one million dollars (~~or so much as may be necessary~~) to carry out the purposes of this act. (~~Seven hundred thousand dollars of the amount appropriated shall be used for grants to shelters under section 9 of this act. The remaining three hundred thousand dollars shall be used to fund sections 3, 5, and 6 of this act.~~) Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

Sec. 8. Section 6, chapter 248, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

There is appropriated to the department of social and health services from the general fund, the sum of two hundred fifty thousand dollars (~~or so much thereof as may be necessary~~) to carry out the purposes of this act. Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

Sec. 9. Section 59, chapter 270, Laws of 1979 ex. sess. as last amended by section 20, chapter 5, Laws of 1981 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—INCOME MAINTENANCE GRANTS PROGRAM

General Fund Appropriation—State \$ 362,698,000

General Fund Appropriation—Federal \$ 266,072,000

Total Appropriation \$ 628,770,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,496,000 from state funds shall be expended to increase the personal needs allowance of clients in nursing homes and congregate care facilities to \$32.50 per month.

(2) \$5,036,000 (of which \$448,000 shall be from federal funds) shall be expended solely for vendor rate increases of 7.0% per year.

(3) \$760,000 from state general funds (~~shall~~) may be expended to provide forty-eight hours of shelter care for victims of domestic violence.

(4) \$360,000 from state general funds may be expended to provide a variable one-time allowance for persons without resources who are discharged from a skilled nursing facility.

(5) \$900,000 of state funds and \$600,000 of federal funds shall be expended to place Kitsap county residents into Area 1 grant standards eligibility and pay such grants accordingly.

(6) Not more than \$1,869,000 shall be expended exclusively to increase compensation for employees of congregate care facilities, excluding administrative staff.

(7) From the appropriation contained in this section, the department shall implement a 1.0% grant standard increase for all public assistance recipients effective July 1, 1980, in addition to the grant increase

provided in subsection (1) of this section; except that, up to an additional 2.0% grant standard increase for all public assistance recipients may be implemented from the savings generated by the supplemental security income cost-of-living increase provided for fiscal year 1981.

(8) \$1,834,000 (of which \$917,000 shall be from state funds) is provided for the federal emergency assistance program at the food only level.

Sec. 10. Section 4, chapter 137, Laws of 1980 (uncodified) is amended to read as follows:

There is appropriated to the department of social and health services from the general fund for the biennium ending June 30, 1981, the sum of two hundred seventy thousand dollars (~~(-or so much thereof as may be necessary);~~) to carry out the purposes of this act (~~(-except that, if federal funds become available to carry out the purposes of this act, then state general fund moneys shall be conserved with federal funds)). Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.~~

Sec. 11. Section 8, chapter 219, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

To carry out the provisions of this act there is appropriated from the general fund to the department of social and health services for the biennium ending June 30, 1981, the sum of three hundred fifty thousand dollars (~~(-or so much thereof as may be necessary)~~) to carry out the purposes of this act. Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

Sec. 12. Section 173, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period July 1, 1979, to June 30, 1981.

SUNDRY CLAIMS

General Fund Appropriations, except as otherwise provided, for relief of various individuals, firms, and corporations for sundry claims and for the reason that the state of Washington recognizes a moral obligation to these claimants. These appropriations are to be disbursed on vouchers approved by the chief fiscal officer of the executive branch, except as otherwise provided, as follows:

(1) HAROLD GIVENS, CARL KASZYCKI, Judgment against the state in Residents for a Planned Peninsula et al. vs. DSHS	\$ 15,770.00
(2) ARCHITECTURAL WOODS, INC., Judgment against the state in Architectural Woods vs. the State: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher, such voucher to be presigned by Architectural Woods, Inc. or by its directors prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned release the state of Washington and all political subdivisions thereof, and their agents, from any further claims, except that the state may become liable for interest payment accruing from October 27, 1977, if, and only if, it is so ordered by the Supreme Court of Washington."	\$ 36,615.23
(3) DAVID PARKER AND DENTON P. ANDREWS, Payment of writ of mandate for costs assessed against the state in State vs. David C. Parker	\$ 616.23
(4) EVERGREEN PLAZA INVESTORS AND EVERGREEN DEVELOPMENT CORP., Judgment against the state in Evergreen Plaza Investors vs. Washington State Higher Education Assistance Authority, et al., for breach of contract	\$ 7,937.70
(5) LLOYD STEWART AND JOE McADAMS, Payment of costs assessed against the state in State vs. Lloyd Paul Stewart	\$ 24.74
(6) THOMAS M. WRIGHT, Payment of costs assessed against the state in State ex rel. Seeze vs. Thomas Marion Wright	\$ 92.00
(7) MOE BIRNBAUM, Payment of guardian ad litem services performed for the state: PROVIDED, That the state shall have subrogation rights to payment of such services against the defendant in State ex rel. Evon vs. David S. F. Fijalka	\$ 200.00
(8) GRACIE BROCK AND JOHN A. BARLOW, Payment of costs assessed against the state in dismissal of murder charge	\$ 774.70
(9) CHRISTIANSEN BROTHERS, INC., Judgment on settlement agreement, together with accrual of interest at 8% per annum from June 6, 1977: PROVIDED, That payment come from the State Higher Education Construction Account	\$ 204,120.00
(10) STEVE TROUTMAN, Payment of cost bill and remittitur No. 44748 from Washington Supreme Court in State vs. Troutman	\$ 522.94
(11) UNION PACIFIC RAILROAD, Payment of settled amount for demurrage charges	\$ 33,940.00
(12) PHYLLIS ALM, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$ 211.27

(13) EUGENIA STOWE, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	90.39
(14) NARAMORE, BAIN, BRADY AND JOHANSON, ARCHITECTS, Final payment due on contract: PROVIDED, That payment shall come from the State Higher Education Construction Account: PROVIDED FURTHER, That the chief fiscal officer of the executive branch is directed and authorized to draw up a separate voucher, such voucher to be presigned by Naramore, et al., or its directors, prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned release the state of Washington and all political subdivisions thereof, and their agents, from any further claims with regard to the contract for services upon the physical sciences building at WSU."	\$	44,771.68
(15) DAVID WEBB, Payment for unjust imprisonment: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher to be presigned by David Webb prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned releases the state of Washington and all political subdivisions thereof, and their agents, from any further claims with regard to payment of relief for unjust imprisonment."	\$	20,000.00
(16) DAVID ABRAHAM BLOCH, Judgment for costs of dismissal of felony charge in State vs. Bloch	\$	110.00
(17) RUTH PALMER, Payment pursuant to order of mandamus for costs assessed against the state in Palmer et al. vs. State Personnel Board	\$	107.00
(18) BURRELL FINDLAY, Payment of claim for damage to certain heavy machinery incurred while performing voluntary emergency services for the highway department: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher to be presigned by Mr. Burrell Findlay prior to the release of the warrant, which voucher shall state: "By the receipt of this amount, the undersigned releases the state of Washington and all political subdivisions thereof, and their agents, from any further claim with regard to property damage incurred while performing volunteer services for the highway department."	\$	13,000.00
(19) DEPARTMENT OF SOCIAL AND HEALTH SERVICES, Payment for claims outstanding submitted to the department after the 60-day statutory limit: PROVIDED, That such claims shall be paid at fifty percent of their approved value: PROVIDED FURTHER, That (((\$90,000)) \$42,000 shall be from federal sources	\$	1,100,000.00
(20) EDMOND WARD, Payment for loss of personal tools while such were under security protection of department of transportation	\$	167.84
(21) RUSSELL E. JOHNSON, Payment for loss of personal tools while such were under security protection of department of transportation	\$	421.77
((22)) MRS. HARRY FOSTER, Payment of balance of deceased husband's retirement contributions: PROVIDED, That such payment shall represent full and complete satisfaction of this obligation by the state: PROVIDED FURTHER, That payment shall come from the Judges' Retirement Systems Fund	\$	1,488.99
((23)) MRS. DEL CARY SMITH, Payment in full of deceased husband's retirement contributions, such payment to come from the Judges' Retirement Systems Fund	\$	15,836.36
((24)) (22) WILLIAM VAN KLAVEREN, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	550.72
((25)) (23) FLORENCE R. STANDING, Payment for relief, plus interest, for death of the husband of Florence Standing in the amount which would have been payable under the Victims of Crimes Act if section 8, chapter 302, Laws of 1977 ex. sess. had been made retroactive to apply to Florence Standing's claim: PROVIDED, That this retroactive payment of relief measured by the Victims of Crimes Act does not preclude the claimant from seeking additional judicial relief.	\$	10,290.00
((26)) (24) VIRGIL PRICE, Payment for watch stolen during holdup of state liquor store: PROVIDED, That payment shall come from the Liquor Revolving Fund—State	\$	150.00
((27)) (25) GRACE AND GEORGE BURTON, For relief of the death of their daughter, payment of the amount provided for under the Victims of Crimes Act: PROVIDED, That this retroactive payment of relief does not preclude the claimant from seeking additional judicial relief	\$	1,182.00
((28)) (26) UNITED NURSING HOMES, ET AL., Plaintiffs in Thurston County Superior Court cases 55007 and 55613, to be disbursed by the court		

upon recommendation of the settlement reviewer pursuant to agreed judgment entered on December 28, 1978: PROVIDED, That the department shall seek reimbursement of not less than (~~(\$4,100,000)~~) \$4,067,610 from federal matching funds

(27) Seattle Community College District for reimbursement of payment for judgment against the district in Rodrigo L. Barron, et al. v. State \$ 8,200,000.00

NEW SECTION. Sec. 13. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 14. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title, after "state agencies;" strike the remainder of the title and insert "adopting a supplemental budget; making supplemental appropriations and authorizing expenditures; amending section 13, chapter 245, Laws of 1979 ex. sess. (uncodified); amending section 6, chapter 248, Laws of 1979 ex. sess. (uncodified); amending section 59, chapter 270, Laws of 1979 ex. sess. as last amended by section 20, chapter 5, Laws of 1981 (uncodified); amending section 4, chapter 137, Laws of 1980 (uncodified); amending section 8, chapter 219, Laws of 1979 ex. sess. (uncodified); amending section 173, chapter 270, Laws of 1979 ex. sess. (uncodified); creating new sections; and declaring an emergency." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Chandler moved that the House do not concur in the Senate amendments to Engrossed Second Substitute House Bill No. 624 and asked the Senate to recede therefrom.

Representatives Chandler and Kreidler spoke in favor of the motion, and it was carried.

SENATE AMENDMENTS TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 520 with the following amendments:

In line 9 of the title after "sections;" and before "and declaring" insert "adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.50 RCW;"

On page 9, following section 3, add a new section to read as follows and renumber the remaining sections consecutively:

"NEW SECTION. Sec. 4. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.50 RCW a new section to read as follows:

The state board for community college education shall appoint a treasurer who shall be the financial officer of the board, who shall make such vendor payments and salary payments for the entire community college system as authorized by the state board, and who shall hold office during the pleasure of the board. All moneys received by the state board and not required to be deposited elsewhere, shall be deposited in a depository selected by the board, which moneys shall be subject to the budgetary and audit provisions of law applicable to state agencies. The depository selected by the state board shall conform to the collateral requirements required for the deposit of other state funds. Disbursement shall be made by check signed by the treasurer. The treasurer shall render a true and faithful account of all moneys received and paid out by him or her and shall give bond for the faithful performance of the duties of his or her office in such amount as the board requires: PROVIDED, That the board shall pay the fee for any such bonds."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Ms. Teutsch, the House concurred in the Senate amendments to Substitute House Bill No. 520.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 520 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 520 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng,

Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Substitute House Bill No. 520 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 493 with the following amendments:

On page 2, line 30 after the period restore all of the deleted material in section 2.

On page 13, line 7 after "prior to the" strike "tenth" and insert "((tenth)) eleventh"

On page 13, line 10 after "prior to the" strike "tenth" and insert "((tenth)) eleventh" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Ellis, the House concurred in the Senate amendments to Engrossed House Bill No. 493.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 493 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 493 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

Engrossed House Bill No. 493 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 537 with the following amendments:

On page 1, line 11 strike all of the material down to and including ".308," on line 12.

On page 1, after line 15 insert "Any person who is convicted or pleads guilty to a charge under RCW 46.61.502 and whose license has been revoked under RCW 46.20.308 may petition the court to stay the effect of the revocation for the purpose of submitting to the department an application for an occupational driver's license."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Padden, the House concurred in the Senate amendments to House Bill No. 537.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 537 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 537 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Warnke.

House Bill No. 537 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 20, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO: 557 with the following amendments:

On page 1, line 4 of the title strike "and" and after "RCW" and before the period insert "; and prescribing penalties"

On page 1, line 4 of the title after "adding" strike "new sections" and insert "a new section"

On page 1, line 19 after "assistance" strike everything down to and including "act" on line 20 and insert ", under rules adopted by the department under chapter 34.04 RCW, providing for ineligibility"

On page 1, line 21 strike "voluntarily" and insert "knowingly and wilfully"

On page 2, line 11 after "dollars." insert "The department, by rule, shall adopt procedures to provide due process for applicants found not to qualify for medical assistance. At any hearing the department shall prove by clear and convincing evidence that the person knowingly and wilfully assigned or transferred cash or other resources at less than fair market value for the purpose of qualifying for an assistance grant: PRO-VIDED, That such assignment or transfer occurred not more than thirty-six months prior to the application."

On page 2, line 12 strike everything beginning with "NEW SECTION." down to and including "assistance." on line 34 and insert the following:

"NEW SECTION. Sec. 2. There is added to chapter 74.09 RCW a new section to read as follows:

(1) Any person who knowingly and wilfully assigns or transfers cash or resources at less than fair market value for the purpose of qualifying for an assistance grant under RCW 74.09.510 is guilty of a gross misdemeanor.

(2) Any person who knowingly and wilfully receives cash or resources transferred or assigned by a person for less than fair market value to enable that person to qualify for medical assistance is guilty of a gross misdemeanor and such a transaction is null and void."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Mitchell, the House refused to concur in the Senate amendments to Substitute House Bill No. 557, and asked the Senate to recede therefrom.

SENATE AMENDMENTS TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 599 with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 35, Laws of 1935 and RCW 6.24.010 are each amended to read as follows:

Before the sale of property under execution, order of sale or decree, notice thereof shall be given as follows:

(1) In case of personal property, (~~by posting written~~) the sheriff shall post typed or printed notice of the time and place of sale in three public places in the county where the sale is to take place, for a period of not less than (ten) thirty days prior to the day of sale. Not less than thirty days prior to the day of sale, the judgment creditor shall cause a copy of the notice of sale to be transmitted by regular and certified mail, return receipt requested, to the judgment debtor at the debtor's last known address, and by mail to the attorney of record for the judgment debtor.

(2) In case of real property, (~~by posting a similar~~) the sheriff shall post a notice as provided in section 2 of this 1981 act, particularly describing the property for a period of not less than four weeks prior to the day of sale in three public places in the county, one of which shall be at the court house door, where the property is to be sold, and in case of improved real estate, one of which shall be at the front door of the principal building constituting such improvement (and publishing). The sheriff shall publish a copy thereof once a week, consecutively, for the same period, in any daily or weekly legal newspaper of general circulation published in the county in which the real property to be sold is situated: PROVIDED, HOWEVER, That if there be more than one legal newspaper published in the county, then the plaintiff or moving party in the action, suit or proceeding shall have the exclusive right to designate in which of such qualified newspapers such notice shall be published: PROVIDED, FURTHER, That if there is no legal newspaper published in the county, then such notice shall be published in the legal newspaper published in this state nearest to the place of sale. Not less than thirty days prior to the date of sale, the judgment creditor shall cause a copy of the notice as provided in section 2 of this 1981 act to be (a) served on the judgment debtor in the same manner as a summons in a civil action, and (b) transmitted by both regular and certified mail, return receipt requested, to the judgment debtor at the debtor's last known address, and the judgment creditor shall mail a copy of the notice of sale to the attorney of record for the judgment debtor.

(3) The judgment creditor shall file an affidavit with the court that the judgment creditor has complied with the notice requirements of this section.

NEW SECTION. Sec. 2. There is added to chapter 6.24 RCW a new section to read as follows:

The notice of sale shall be printed or typed and shall contain the following information:

(1) That the court has directed the sheriff or other officer to sell the property described in the notice to satisfy a judgment;

(2) The caption, cause number, and court in which the judgment to be executed upon was entered;

(3) A legal description of the property to be sold, including the street address;

(4) The scheduled date, time, and place of the sale;

(5) An itemized account of the amount required to satisfy the judgment prior to sale, where the debtor can satisfy the judgment to avoid sale, and that failure to pay this amount will result in the sale of the property on the date specified in the notice;

(6) A statement that the sheriff has been informed that there is not sufficient personal property to satisfy the judgment; that if the debtor does have sufficient personal property to satisfy the judgment, the debtor should contact the sheriff's office immediately. However, this subsection is not applicable if the sale of real property is pursuant to a judgment of foreclosure of a mortgage; and

(7) Unless redemption rights have been precluded under RCW 61.12.093, the date by which the debtor may redeem the property; that the debtor may redeem the property by paying the amount of the bid at sale, with interest at the rate of eight percent per annum to the time of redemption, together with the amount of any assessment or taxes which may have been paid after purchase, and interest on such amount; that other creditors having a lien against the property by judgment, decree, or mortgage may also have a right to redeem the property and, if they redeem the property, the debtor may be required to pay additional sums in order to redeem; and that if the property to be sold is the permanent residence of the judgment debtor and is occupied by the debtor at the time of sale, the judgment debtor has the right to retain possession during the redemption period, if any, without payment of any rent or occupancy fee. The information contained in this subsection shall be captioned 'IMPORTANT NOTICE' and shall be in boldface print or typed in capital letters.

Sec. 3. Section 6, chapter 53, Laws of 1899 and RCW 6.24.100 are each amended to read as follows:

Upon the return of any sale of real estate as aforesaid, the clerk shall enter the cause, on which the execution or order of sale issued, by its title, on the motion docket, and mark opposite the same: 'Sale of land for confirmation(;)'; notice of the filing of the return of sale shall be mailed by the clerk to all parties appearing in the action and proof of such mailing filed in the action; and the following proceedings shall be had:

(1) The (~~plaintiff~~) judgment creditor or successful purchaser at the sheriff's sale at any time after ((ten) twenty days ((from)) have elapsed from the mailing of the notice of the filing of such return shall be entitled, on motion ((therefor)) with notice given to all parties appearing in the action, to have an order confirming the sale, unless the judgment debtor, or in case of his death, his representative, shall file with the clerk within ((ten)) twenty days after the mailing of the notice of the filing of such return, his objections thereto.

(2) If such objections be filed the court shall, notwithstanding, allow the order confirming the sale, unless on the hearing of the motion, it shall satisfactorily appear that there were substantial irregularities in the proceedings concerning the sale, to the probable loss or injury of the party objecting. In the latter case, the court shall disallow the motion and direct that the property be resold, in whole or in part, as the case may be as upon an execution received of that date.

(3) Upon the return of the execution, the sheriff shall pay the proceeds of sale to the clerk, who shall then apply the same, or so much thereof as may be necessary, in satisfaction of the judgment. If an order of

resale be afterwards made, and the property sell for a greater amount to any person other than the former purchaser, the clerk shall first repay to such purchaser the amount of his bid out of the proceeds of the latter sale.

(4) Upon a resale, the bid of the purchaser at the former sale shall be deemed to be renewed and continue in force, and no bid shall be taken, except for a greater amount. An order confirming a sale shall be a conclusive determination of the regularity of the proceedings concerning such sale as to all persons in any other action, suit or proceeding whatever.

(5) If, after the satisfaction of the judgment, there be any proceeds of the sale remaining, the clerk shall pay such proceeds to the judgment debtor, or his representative, as the case may be, at any time before the order is made upon the motion to confirm the sale: PROVIDED, Such party file with the clerk a waiver of all objections made or to be made to the proceedings concerning the sale; but if the sale be confirmed, such proceeds shall be paid to said party of course; otherwise they shall remain in the custody of the clerk until the sale of the property has been disposed of.

NEW SECTION. 4. There is added to chapter 6.04 RCW a new section to read as follows:

(1) Before a writ of execution may issue on any real property, the judgment creditor must file an affidavit with the court stating:

(a) That the judgment creditor has exercised due diligence to ascertain if the judgment debtor has sufficient nonexempt personal property to satisfy the judgment with interest; a list of the personal property so located and whether the judgment creditor believes the items to be exempt; and a statement that, after diligent search, there is not sufficient nonexempt personal property belonging to the judgment debtor to satisfy the judgment;

(b) That the judgment creditor has exercised due diligence in ascertaining whether the property is occupied or claimed as a homestead by the judgment debtor, as defined in chapter 6.12 RCW;

(c) Whether or not the judgment debtor is currently occupying the property as the judgment debtor's permanent residence and whether there is a declaration of homestead or nonabandonment of record. If the affidavit alleges that the property is not occupied or claimed as a homestead, the creditor must list the facts relied upon to reach that conclusion; and

(d) If the judgment debtor is not occupying the property and there is no declaration of nonabandonment of record, that the judgment debtor has been absent for a period of at least six months and the judgment debtor's current address if known.

(2) The term 'due diligence,' as used in this section, includes but is not limited to the creditor or the creditor's representative personally visiting the premises, contacting the occupants and inquiring about their relationship to the judgment debtor, contacting immediate neighbors of the premises, and searching the records of the auditor of the county in which the property is located to determine if a declaration of homestead or nonabandonment has been filed by the judgment debtor.

A copy of the affidavit must be mailed to the judgment debtor at the debtor's last known address.

If the affidavit attests that the premises are occupied or claimed as a homestead by the judgment debtor, the execution for the enforcement of a judgment obtained in a case not within the classes enumerated in RCW 6.12.100 must comply with RCW 6.12.140 through 6.12.250.

Sec. 5. Section 4, chapter 25, Laws of 1929 and RCW 6.04.040 are each amended to read as follows:

The writ of execution shall be issued in the name of the state of Washington, sealed with the seal of the court, and subscribed by the clerk, and shall be directed to the sheriff of the county in which the property is situated, or to the coroner of such county, or the officer exercising the powers and performing the duties of coroner in case there be no coroner, when the sheriff is a party, or interested, and shall intelligibly refer to the judgment, stating the court, the county where the judgment was rendered, the names of the parties, the amount of the judgment if it be for money, and the amount actually due thereon, and shall require substantially as follows:

(1) If the execution be against the property of the judgment debtor it shall require the officer to satisfy the judgment, with interest, out of the personal property of the debtor (~~and if sufficient personal property cannot be found, out of his real property upon which the judgment is a lien~~) unless an affidavit has been filed with the court pursuant to section 4 of this 1981 act, in which case it shall require that the judgment, with interest, be satisfied out of the real property of the debtor.

(2) If the execution be against real or personal property in the hands of personal representatives, heirs, devisees, legatees, tenants of real property, or trustees, it shall require the officer to satisfy the judgment, with interest, out of such property.

(3) If the execution be for the delivery of real or personal property, it shall require the officer to deliver possession of the same, particularly describing it, to the party entitled thereto, and may, at the same time, require the officer to satisfy any charges, damages, or rents and profits recovered by the same judgment, out of the personal property of the party against whom it was rendered, and the value of the property for which the judgment was recovered, shall be specified therein. If a delivery of the property described in the execution cannot be had, and if sufficient personal property cannot be found to satisfy the judgment, it shall be satisfied out of the real property of the party against whom the judgment was rendered.

(4) When the execution is to enforce obedience to any special order, it shall particularly command what is required to be done or to be omitted.

(5) When the nature of the case shall require it, the execution may embrace one or more of the requirements above mentioned. And in all cases the execution shall require the collection of all interest, costs, and increased costs thereon.

NEW SECTION. Sec. 6. There is added to chapter 6.24 RCW a new section to read as follows:

Every two months during the redemption period provided by RCW 6.24.140, the purchaser or his assignee shall send by certified mail, return receipt requested, and by first class mail to the judgment debtor or his successor in interest a notice advising the judgment debtor that the redemption period is expiring, how many months have expired, and how many months remain. The notice shall also state the amount for which the property may be redeemed and shall advise the judgment debtor that if the property is not redeemed he will face eviction at the end of the redemption period. The notice shall be sent to the judgment debtor at the judgment debtor's last known address and, if different, the property address. The notice shall be sent between the first day and tenth day of the second calendar month after the calendar month of the sale and the equivalent days of each succeeding second calendar month thereafter during the redemption period. The sole effect of noncompliance with this section shall be that the redemption period provided by RCW 6.24.140 shall be extended two months for each missed or noncomplying notice.

Sec. 7. Section 1, chapter 64, Laws of 1895 as last amended by section 1, chapter 196, Laws of 1945 and RCW 6.12.010 are each amended to read as follows:

The homestead consists of the dwelling house(;) or the mobile home in which the ((claimant)) owner resides, with appurtenant buildings, and the land on which the same are situated, and by which the same are surrounded, or land without improvements purchased with the intention of building a house and residing thereon(~~(selected at any time before sale, as in this chapter provided)~~). A mobile home may be exempted under this chapter whether or not it is permanently affixed to the underlying land and whether or not the mobile home is placed upon a lot owned by the mobile home owner. As used in this chapter, the term 'owner' includes but is not limited to a purchaser under a deed of trust, mortgage, or real estate contract.

Sec. 8. Section 2, chapter 64, Laws of 1895 as last amended by section 1, chapter 98, Laws of 1977 ex. sess. and RCW 6.12.020 are each amended to read as follows:

If the ((claimant-be)) owner is married, the homestead may (~~(be selected from)~~) consist of the community property(~~(or, with the consent of the husband, from his separate property, or, with the consent of the wife, from her)~~) or the separate property of either spouse: PROVIDED, That the same premises may not be claimed separately by the husband and wife with the effect of increasing the net value of the homestead available to the marital community beyond the amount specified in RCW 6.12.050 as now or hereafter amended (~~(either at the time the declaration of homestead is filed or at any subsequent time)~~). When the ((claimant)) owner is not married, the homestead may (~~(be selected from)~~) consist of any of his or her property.

NEW SECTION. Sec. 9. There is added to chapter 6.12 RCW a new section to read as follows:

There is added to chapter 6.12 RCW a new section to read as follows:

(1) The homestead exemption described in RCW 6.12.050 applies automatically to the homestead as defined in RCW 6.12.010 if the occupancy requirement of RCW 6.12.050 is met. However, the homestead exemption does not apply to those judgments defined in RCW 6.12.100.

(2) If an owner elects to select the homestead from unimproved land purchased with the intention of residing thereon, the owner must execute a declaration of homestead and file the same for record. However, if the owner also owns another parcel of property on which the owner presently resides, the owner must also execute a declaration of abandonment of homestead on the property on which the owner presently resides, and file the same for record.

(3) The declaration of homestead must contain:

(a) A statement that the person making it is residing on the premises or has purchased the same for a homestead and intends to reside thereon and claims them as a homestead;

(b) A description of the premises; and

(c) An estimate of their actual cash value.

(4) The declaration of homestead and declaration of abandonment of homestead must be acknowledged in the same manner as a grant of real property is acknowledged.

Sec. 10. Section 24, chapter 64, Laws of 1895 as last amended by section 3, chapter 98, Laws of 1977 ex. sess. and RCW 6.12.050 are each amended to read as follows:

Homesteads may (~~(be selected and claimed in)~~) consist of lands and tenements with the improvements thereon, as defined in RCW 6.12.010, regardless of area but not exceeding in net value, of both the lands and improvements, the sum of twenty thousand dollars. The premises thus included in the homestead must be actually intended or used as a home for the ((claimant)) owner, and shall not be devoted exclusively to any other purpose.

Sec. 11. Section 32, chapter 64, Laws of 1895 and RCW 6.12.070 are each amended to read as follows:

The declaration of homestead and declaration of abandonment of homestead referred to in section 9(2) of this 1981 act and the declaration of nonabandonment of homestead referred to in RCW 6.12.120 must be recorded in the office of the auditor of the county in which the land is situated.

Sec. 12. Section 33, chapter 64, Laws of 1895 and RCW 6.12.080 are each amended to read as follows:

From and after the time the property is occupied as a permanent residence by the owner or the declaration is filed for record (~~(the premises therein described)~~) if unimproved real property, the property constitutes a homestead. (~~(If the selection was made by a married person from the community property, the land, on the death of either of the spouses, vests in the survivor, subject to no other liability than such as exists or has been created under the provisions of this chapter, in other cases, upon the death of the person whose property was selected as a homestead, it shall go to his heirs or devisees, subject to the power of the superior court to assign the same for a limited period to the family of the decedent, but in no case shall it be held liable for the debts of the owner, except as provided in this chapter.)~~)

Sec. 13. Section 4, chapter 64, Laws of 1895 as last amended by section 2, chapter 196, Laws of 1945 and RCW 6.12.090 are each amended to read as follows:

The homestead is exempt from attachment and from execution or forced sale, except as in this chapter provided; and the proceeds of the voluntary sale of the homestead in good faith for the purpose of acquiring a new homestead, shall likewise be exempt for one year, and also such new homestead acquired with such proceeds. Every homestead (~~(claimed in the manner provided by law, shall be)~~ created under this chapter is presumed to be valid to the extent of all the lands claimed exempt, until the validity thereof is contested in a court of general jurisdiction in the county or district in which the homestead is situated.

Sec. 14. Section 7, chapter 64, Laws of 1895 and RCW 6.12.120 are each amended to read as follows:

A homestead (~~(can be)~~ is presumed abandoned (~~(only by a declaration of abandonment, or a grant thereof, executed and acknowledged:~~

(1) ~~By the husband and wife if the claimant is married:~~

(2) ~~By the claimant, if unmarried)) if the owner vacates the property for a continuous period of at least six months. However, if an owner is going to be absent from the homestead for more than six months but does not intend to abandon the homestead, and has no other permanent residence, the owner may execute and acknowledge, in the same manner as a grant of real property is acknowledged, a declaration of nonabandonment of homestead and file the declaration for record.~~

The declaration of nonabandonment of homestead must contain:

(1) A statement that the owner claims the property as a homestead, that the owner intends to occupy the property in the future, and that the owner claims no other property as a homestead;

(2) A statement of where the owner will be residing while absent from the premises, the estimated duration of the owner's absence, and the reason for the absence; and

(3) A legal description of the premises.

Sec. 15. Section 10, chapter 64, Laws of 1895 and RCW 6.12.150 are each amended to read as follows:

The application under RCW 6.12.140 must be made upon verified petition, showing—

(1) The fact that an execution has been levied upon the homestead.

(2) The name of the (~~(claimant)~~ owner).

(3) That the value of the homestead exceeds the amount of the homestead exemption.

Sec. 16. Section 12, chapter 64, Laws of 1895 and RCW 6.12.170 are each amended to read as follows:

A copy of the petition, with a notice of the time and place of hearing, must be served upon the (~~(claimant)~~ owner and the owner's attorney at least ten days before the hearing.

Sec. 17. Section 17, chapter 64, Laws of 1895 and RCW 6.12.220 are each amended to read as follows:

If, from the report, it appears to the court that the (~~(hand-claimed)~~ homestead can be divided without material injury, the court must, by an order, direct the appraisers to set off to the (~~(claimant)~~ owner so much of the land, including the residence, as will amount in value to the homestead exemption, and the execution may be enforced against the remainder of the land.

Sec. 18. Section 18, chapter 64, Laws of 1895 and RCW 6.12.230 are each amended to read as follows:

If, from the report, it appears to the court that the (~~(hand-claimed)~~ homestead exceeds in value the amount of the homestead exemption and that it cannot be divided, the court must make an order directing its sale under the execution.

Sec. 19. Section 20, chapter 64, Laws of 1895 and RCW 6.12.250 are each amended to read as follows:

If the sale is made, the proceeds (~~(thereof, to the amount of the homestead exemption, must be paid to the claimant and the balance applied to the satisfaction of the execution))~~ must be applied in the following order: First, to the amount of the homestead exemption, to be paid to the judgment debtor; second, up to the amount of the execution, to be applied to the satisfaction of the execution; third, the balance to be paid to the judgment debtor.

Sec. 20. Section 21, chapter 64, Laws of 1895 as amended by section 10, chapter 154, Laws of 1973 1st ex. sess. and RCW 6.12.260 are each amended to read as follows:

The money paid to the (~~(claimant)~~ owner is entitled to the same protection against legal process and the voluntary disposition of the husband or wife which the law gives to the homestead.

Sec. 21. Section 15, chapter 53, Laws of 1899 as last amended by section 3, chapter 196, Laws of 1961 and RCW 6.24.210 are each amended to read as follows:

The purchaser from the day of sale until a resale or redemption, and the redemptioner from the day of his redemption until another redemption, shall be entitled to the possession of the property purchased or redeemed, unless the same be in the possession of a tenant holding under an unexpired lease, and in such case shall be entitled to receive from such tenant the rents or the value of the use and occupation thereof during the period of redemption: PROVIDED, That when a mortgage contains a stipulation that in case of foreclosure the mortgagor may remain in possession of the mortgaged premises after sale and until the period of redemption has expired the court shall make its decree to that effect and the mortgagor shall have such right: PROVIDED, FURTHER, That as to any land so sold which is at the time of the sale used for farming purposes, or which is a part of a farm used, at the time of sale, for farming purposes, the judgment debtor shall be entitled to retain possession thereof during the period of redemption and the purchaser or his successor in interest shall, if the judgment debtor does not redeem, have a lien upon the crops raised or harvested thereon during said period of redemption, for interest on the purchase price at the rate of six percent per annum during said period of redemption and for taxes becoming delinquent during the period of redemption together with interest thereon: AND, PROVIDED FURTHER, That in case of any homestead (~~(selected in the manner provided by law)~~ as defined in chapter 6.12 RCW and occupied for that purpose at

the time of sale, the judgment debtor shall have the right to retain possession thereof during the period of redemption without accounting for issues for value of occupation.

NEW SECTION. Sec. 22. The following acts or parts of acts are each repealed:

- (1) Section 3, chapter 64, Laws of 1895, section 7, chapter 154, Laws of 1973 1st ex. sess. and RCW 6.12.030;
- (2) Section 30, chapter 64, Laws of 1895, section 8, chapter 154, Laws of 1973 1st ex. sess., section 2, chapter 98, Laws of 1977 ex. sess. and RCW 6.12.040;
- (3) Section 31, chapter 64, Laws of 1895, section 9, chapter 154, Laws of 1973 1st ex. sess., section 4, chapter 98, Laws of 1977 ex. sess. and RCW 6.12.060; and
- (4) Section 8, chapter 64, Laws of 1895 and RCW 6.12.130.

Sec. 23. Section 24, chapter 64, Laws of 1895 as last amended by section 3, chapter 98, Laws of 1977 ex. sess. and RCW 6.12.050 are each amended to read as follows:

Homesteads may be selected and claimed in lands and tenements with the improvements thereon, as defined in RCW 6.12.010, regardless of area but not exceeding in net value, of both the lands and improvements, the sum of ((twenty)) thirty thousand dollars. The premises thus included in the homestead must be actually intended or used as a home for the claimant, and shall not be devoted exclusively to any other purpose.

NEW SECTION. Sec. 24. There is added to chapter 6.24 RCW a new section to read as follows:

(1) During the period of redemption for any property which a person would be entitled to claim as a homestead, any licensed real estate broker within the county in which the property is located may nonexclusively list the property for sale whether or not there is a listing contract. If the property is not redeemed by the judgment debtor and a sheriff's deed is issued under RCW 6.24.220, then the property owner shall accept the highest current qualifying offer upon tender of full cash payment within two banking days after notice of the pending acceptance is received by the offeror. If timely tender is not made, such offer shall no longer be deemed to be current and the opportunity shall pass to the next highest current qualifying offer, if any. Notice of pending acceptance shall be given for the first highest current qualifying offer within five days after delivery of the sheriff's deed under RCW 6.24.220 and for each subsequent highest current qualifying offer within five days after the offer becoming the highest current qualifying offer. An offer is qualifying if the offer is made during the redemption period through a licensed real estate broker listing the property and is at least equal to the sum of: (a) One hundred twenty percent greater than the redemption amount determined under RCW 6.24.140 and (b) the normal commission of the real estate broker or agent handling the offer.

(2) The proceeds shall be divided at the time of closing with: (a) One hundred twenty percent of the redemption amount determined under RCW 6.24.140 paid to the property owner, (b) the real estate broker's or agent's normal commission paid, and (c) any excess paid to the judgment debtor.

(3) Notice, tender, payment, and closing shall be made through the real estate broker or agent handling the offer.

(4) This section shall not apply to mortgage foreclosures under chapter 61.12 RCW.

NEW SECTION. Sec. 25. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, line 1 of the title, after "judgments;" strike the remainder of the title and insert "amending section 1, chapter 35, Laws of 1935 and RCW 6.24.010; amending section 6, chapter 53, Laws of 1899 and RCW 6.24.100; amending section 4, chapter 25, Laws of 1929 and RCW 6.04.040; amending section 1, chapter 64, Laws of 1895 as last amended by section 1, chapter 196, Laws of 1945 and RCW 6.12.010; amending section 2, chapter 64, Laws of 1895 as last amended by section 1, chapter 98, Laws of 1977 ex. sess. and RCW 6.12.020; amending section 24, chapter 64, Laws of 1895 as last amended by section 3, chapter 98, Laws of 1977 ex. sess. and RCW 6.12.050; amending section 32, chapter 64, Laws of 1895 and RCW 6.12.070; amending section 33, chapter 64, Laws of 1895 and RCW 6.12.080; amending section 4, chapter 64, Laws of 1895 as last amended by section 2, chapter 196, Laws of 1945 and RCW 6.12.090; amending section 7, chapter 64, Laws of 1895 and RCW 6.12.120; amending section 10, chapter 64, Laws of 1895 and RCW 6.12.150; amending section 12, chapter 64, Laws of 1895 and RCW 6.12.170; amending section 17, chapter 64, Laws of 1895 and RCW 6.12.220; amending section 18, chapter 64, Laws of 1895 and RCW 6.12.230; amending section 20, chapter 64, Laws of 1895 and RCW 6.12.250; amending section 21, chapter 64, Laws of 1895 as amended by section 10, chapter 154, Laws of 1973 1st ex. sess. and RCW 6.12.260; amending section 15, chapter 53, Laws of 1899 as last amended by section 3, chapter 196, Laws of 1961 and RCW 6.24.210; adding a new section to chapter 6.12 RCW; adding new sections to chapter 6.24 RCW; adding a new section to chapter 6.04 RCW; repealing section 3, chapter 64, Laws of 1895, section 7, chapter 154, Laws of 1973 1st ex. sess. and RCW 6.12.030; repealing section 30, chapter 64, Laws of 1895, section 8, chapter 154, Laws of 1973 1st ex. sess., section 2, chapter 98, Laws of 1977 ex. sess. and RCW 6.12.040; repealing section 31, chapter 64, Laws of 1895, section 9, chapter 154, Laws of 1973 1st ex. sess., section 4, chapter 98, Laws of 1977 ex. sess. and RCW 6.12.060; and repealing section 8, chapter 64, Laws of 1895 and RCW 6.12.130."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTIONS

On motion of Mr. Ellis, the House concurred in the Senate amendments to Engrossed House Bill No. 599 with the exception of section 23.

Mr. Ellis moved that the House do not concur in section 23 and ask the Senate to recede therefrom.

Representatives Ellis and Sanders spoke in favor of the motion, and Ms. Rinehart spoke against it.

Mr. Ellis spoke again in favor of the motion, and Ms. Rinehart again opposed it.

The motion was carried.

SENATE AMENDMENTS TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed **SUBSTITUTE HOUSE BILL NO. 601** with the following amendments:

On page 1, after line 21 strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. Recognizing the value of providing the people of the state of Washington with justice delivered in an expeditious fashion, recognizing the need to assure the people of the state of Washington that the quality of our judicial system will not be placed in jeopardy, and recognizing the need to avoid congestion of the courts at all levels of our judicial system, the legislature hereby enacts this Court Congestion Reduction Act of 1981.

NEW SECTION. Sec. 2. The legislature hereby requests that the judicial council undertake a study of the problems of court congestion and delay in the trial and appellate courts and make recommendations for changes in court rules and statutes. The judicial council shall consult with all levels of the state judiciary, the state legislature, the legislative authorities of the counties, prosecutors and municipal attorneys, the state bar, and the public. The judicial council is authorized to create a task force and reimburse the task force members for travel expenses as provided in RCW 43.03.050 and 43.03.060 as now or hereafter amended. The judicial council shall make its report and recommendations to the legislature, the supreme court, and the governor by January 1, 1982.

NEW SECTION. Sec. 3. By January 1, 1983, the presiding judge of the superior court in each county, in consultation with the county legislative authority, shall submit to the supreme court a report outlining the county's plan to reduce court congestion in the superior court. In developing the plan, the county shall give full consideration to the recommendations of the judicial council.

NEW SECTION. Sec. 4. For the purpose of providing funds for the planning, acquisition, construction and improvement of county court facilities within the state, the state finance committee is authorized to issue general obligation bonds of the state of Washington in the sum of one million dollars, or so much thereof as may be required, to finance these activities and all costs incidental thereto. These bonds shall be paid and discharged within thirty years. No bond authorized by sections 4 through 10 of this act shall be offered for sale without prior legislative appropriation of the proceeds of the bonds to be sold.

NEW SECTION. Sec. 5. The proceeds from the sale of bonds authorized by sections 4 through 10 of this act shall be deposited in the court construction account hereby created in the general fund and shall be used exclusively for the purpose specified in sections 4 through 10 of this act and for payment of the expenses incurred in the issuance and sale of the bonds.

NEW SECTION. Sec. 6. The proceeds from the sale of the bonds deposited in the court construction account of the general fund under the terms of sections 4 through 10 of this act shall be administered by the state administrator for the courts subject to legislative appropriation.

NEW SECTION. Sec. 7. The state finance committee is authorized to prescribe the form, terms, conditions and covenants of the bonds, the time or times of sale of all or any portion of them, and the conditions and manner of their sale and issuance. None of the bonds authorized in sections 4 through 10 of this act shall be sold for less than their par value.

NEW SECTION. Sec. 8. When the state finance committee has decided to issue the bonds, or a portion thereof, it may, pending the issuing of the bonds, issue, in the name of the state, temporary notes in anticipation of the money to be derived from the sale of the bonds, which notes shall be designated as 'anticipation notes.' Such portion of the proceeds of the sale of the bonds as may be required for this purpose shall be applied to the payment of the principal and interest on any of these anticipation notes which have been issued. The bonds and notes shall pledge the full faith and credit of the state of Washington and shall contain an unconditional promise to pay the principal and interest when due. The state finance committee may authorize the use of a printed facsimile of the seal of the state of Washington in the issuance of the bonds and notes.

NEW SECTION. Sec. 9. There is established within the state general obligation bond retirement fund a court construction bond retirement account. This account shall be used for the payment of interest on and retirement of the bonds and notes authorized by sections 4 through 10 of this act. The state finance committee shall, on or before June 30th of each year, certify to the state treasurer the amount required in the next succeeding twelve months for the payment of the principal of and the interest coming due on the bonds.

Not less than thirty days prior to the date on which any interest or principal and interest payment is due, the state treasurer shall withdraw from any general state revenues received in the state treasury and deposit in the court construction bond retirement account an amount equal to the amount certified by the state finance committee to be due on the payment date. The owner and holder of each of the bonds or the trustee of any of the bonds may by mandamus or other appropriate proceeding require the transfer and payment of funds as directed in this section.

NEW SECTION. Sec. 10. The bonds authorized by sections 4 through 10 of this act shall be legal investment for all state funds or for funds under state control and for funds of any other public body.

Sec. 11. Section 1, chapter 151, Laws of 1903 as last amended by section 2, chapter 107, Laws of 1971 ex. sess. and RCW 2.32.070 are each amended to read as follows:

The clerk of the supreme court and the clerks of the court of appeals shall collect the following fees for their official services:

Upon filing his first paper or record and making an appearance, the appellant or petitioner shall pay to the clerk of said court a docket fee of ~~((twenty-five))~~ one hundred dollars.

For copies of opinions, ~~((ten))~~ twenty cents per folio: PROVIDED, That counsel of record and criminal defendants shall be supplied a copy without charge.

For certificates showing admission of an attorney to practice law two dollars, except that there shall be no fee for an original certificate to be issued at the time of his admission.

The foregoing fees shall be all the fees connected with the appeal or special proceeding.

No fees shall be required to be advanced by the state or any municipal corporation, or any public officer prosecuting or defending on behalf of such state or municipal corporation.

Sec. 12. Section 374, page 202, Laws of 1854 as last amended by section 2, chapter 30, Laws of 1975-76 2nd ex. sess. and RCW 4.84.080 are each amended to read as follows:

When allowed to either party, costs to be called the attorney fee, shall be as follows:

(1) ~~((In all actions settled before issue is joined, thirty-five dollars.~~

(2)) In all actions where judgment is rendered ~~((without a jury, thirty-five)),~~ one hundred dollars.

~~((3)) In all actions where judgment is rendered after impanelling a jury, thirty-five dollars.~~

~~((4)) In all actions removed to the supreme court and settled before argument, thirty-five dollars.~~

~~((5))~~ (2) In all actions where judgment is rendered in the supreme court or the court of appeals, after argument, ~~((thirty-five))~~ one hundred dollars.

Sec. 13. Section 29, chapter 61, Laws of 1893 as last amended by section 3, chapter 107, Laws of 1971 ex. sess. and RCW 4.88.260 are each amended to read as follows:

A party who substantially prevails in an opinion of the supreme court or court of appeals shall, when the opinion becomes final, be allowed costs for expenses incurred by him, irrespective of costs taxed in the case in the court below, as follows: The fee of the clerk of the appellate court; the fee of the clerk of the superior court for preparing, certifying and transmitting to the appellate court the transcript on appeal, or any supplementary transcript, and the statement of facts, including all exhibits; attorney fees ~~((in the amount of twenty-five dollars));~~ the actual amount incurred in the printing of briefs required by the appellate rules, the actual amount incurred by the appellant, as stenographer's fees for preparing the statement of facts and one copy; and the actual cost of the premium on an appeal and/or supersedeas bond. When the judgment of the superior court is affirmed and remanded for trial, the awarding of costs shall abide the final determination of the cause. When the judgment is affirmed in part, reversed in part, modified or remanded for further proceedings, all or partial costs may be awarded to either party or it may be provided that costs shall abide the final result of the further proceedings. When an opinion is filed by the supreme court finally determining a cause reviewed by the court of appeals, the supreme court shall allow costs for the above items incurred in both the supreme court and court of appeals. When an order is entered in a case, the court shall have discretion to allow costs for any or all of the items set forth above. When in the opinion of the court a brief, statement of facts, or transcript is improper in substance or unnecessarily long with regard to the issues raised on the appeal, the court, may in its discretion order the disallowance as costs of any part or the whole of the cost thereof.

NEW SECTION. Sec. 14. There is added to chapter 2.04 RCW a new section to read as follows:

By January 1, 1982, the supreme court shall adopt rules for settlement conferences in civil cases in such superior courts and the court of appeals which are amenable to the settlement conference process.

Sec. 15. Section 23, page 226, Laws of 1854 as last amended by section 2, chapter 102, Laws of 1979 and RCW 3.20.020 are each amended to read as follows:

(1) Every justice of the peace required by law to be a licensed attorney of this state and required by law to devote his full time to the office shall have jurisdiction and cognizance of the following civil actions and proceedings:

(a) Of an action arising on contract for the recovery of money only in which the sum claimed is less than three thousand dollars;

(b) Of an action for damages for injuries to the person, or for taking or detaining personal property, or for injuring personal property, or for an injury to real property when no issue raised by the answer involves the plaintiff's title to or possession of the same, when the amount of damages claimed is less than three thousand dollars; also of actions to recover the possession of personal property, when the value of such property, as alleged in the complaint, is less than three thousand dollars;

(c) Of an action for a penalty less than three thousand dollars;

(d) Of an action upon a bond conditioned for the payment of money, when the amount claimed is less than three thousand dollars, though the penalty of the bond exceeds that sum, the judgment to be given for the sum actually due, not exceeding the amount claimed in the complaint;

(e) Of an action on an undertaking or surety bond taken by him or his predecessor in office, when the amount claimed is less than three thousand dollars;

(f) Of an action for damages for fraud in the sale, purchase, or exchange of personal property, when the damages claimed are less than three thousand dollars;

(g) To take and enter judgment on confession of a defendant, when the amount of the judgment confessed is less than three thousand dollars;

(h) To issue writs of attachment upon goods, chattels, moneys, and effects, when the amount is less than three thousand dollars;

(i) Of all other actions and proceedings of which jurisdiction is specially conferred by statute, when the amount involved is less than three thousand dollars, and the title to, or right of possession of, or to a lien upon, real property is not involved.

The three thousand dollars amounts provided in subsection (1) (a) through (i) of this section shall ~~((take effect on May 1, 1979, and shall))~~ remain in effect until June 30, 1981; effective July 1, 1981, ~~((and thereafter,))~~ such amounts shall be increased to five thousand dollars. Effective July 1, 1983, the amounts shall be increased to seventy-five hundred dollars.

(2) Every justice of the peace not required by law to be a licensed attorney of this state and not required by law to devote his full time to his office shall have jurisdiction and cognizance of the following civil actions and proceedings:

(a) Of an action arising on contract for the recovery of money only in which the sum claimed is less than five hundred dollars;

(b) Of an action for damages for injuries to the person, or for taking or detaining personal property, or for injuring personal property, or for an injury to real property when no issue raised by the answer involves the plaintiff's title to or possession of the same, when the amount of damages claimed is less than five hundred dollars; also of actions to recover the possession of personal property, when the value of such property, as alleged in the complaint, is less than five hundred dollars;

(c) Of an action for a penalty less than five hundred dollars;

(d) Of an action upon a bond conditioned for the payment of money, when the amount claimed is less than five hundred dollars, though the penalty of the bond exceeds that sum, the judgment to be given for the sum actually due, not exceeding the amount claimed in the complaint;

(e) Of an action on an undertaking or surety bond taken by him or his predecessor in office, when the amount claimed is less than five hundred dollars;

(f) Of an action for damages for fraud in the sale, purchase, or exchange of personal property, when the damages claimed are less than five hundred dollars;

(g) To take and enter judgment on confession of a defendant, when the amount of the judgment confessed is less than five hundred dollars;

(h) To issue writs of attachment upon goods, chattels, moneys, and effects, when the amount is less than five hundred dollars;

(i) Of all other actions and proceedings of which jurisdiction is specially conferred by statute, when the amount involved is less than five hundred dollars, and the title to, or right of possession of, or to a lien upon, real property is not involved.

Sec. 16. Section 110, chapter 299, Laws of 1961 as last amended by section 9, chapter 162, Laws of 1980 and RCW 3.62.060 are each amended to read as follows:

In any civil action commenced before or transferred to a justice court, the plaintiff shall, at the time of such commencement or transfer, pay to such court a filing fee of ~~((twelve))~~ twenty dollars to be used for the operation of the courts. Fees for the support of county law libraries provided for in RCW 27.24.070 shall be paid by the clerk out of the filing fee provided for in this section. No party shall be compelled to pay to the court any other fees or charges up to and including the rendition of judgment in the action.

Sec. 17. Section 113, chapter 299, Laws of 1961 as last amended by section 3, chapter 102, Laws of 1979 and RCW 3.66.020 are each amended to read as follows:

The justice court shall have jurisdiction and cognizance of the following civil actions and proceedings:

(1) Of an action arising on contract for the recovery of money only in which the sum claimed does not exceed three thousand dollars;

(2) Of an action for damages for injuries to the person, or for taking or detaining personal property, or for injuring personal property, or for an injury to real property when no issue raised by the answer involves the plaintiff's title to or possession of the same, when the amount of damages claimed does not exceed three thousand dollars; also of actions to recover the possession of personal property when the value of such property as alleged in the complaint, does not exceed three thousand dollars;

(3) Of an action for a penalty not exceeding three thousand dollars;

(4) Of an action upon a bond conditioned for the payment of money, when the amount claimed does not exceed three thousand dollars, though the penalty of the bond exceeds that sum, the judgment to be given for the sum actually due, not exceeding the amount claimed in the complaint;

(5) Of an action on an undertaking or surety bond taken by him or his predecessor in office, when the amount claimed does not exceed three thousand dollars;

(6) Of an action for damages for fraud in the sale, purchase, or exchange of personal property, when the damages claimed do not exceed three thousand dollars;

(7) To take and enter judgment on confession of a defendant, when the amount of the judgment confessed does not exceed three thousand dollars;

(8) To issue writs of attachment, garnishment and replevin upon goods, chattels, moneys, and effects, when the amount does not exceed three thousand dollars; and

(9) Of all other actions and proceedings of which jurisdiction is specially conferred by statute, when the amount involved does not exceed three thousand dollars and the title to, or right of possession of, or a lien upon real property is not involved.

The three thousand dollars amounts provided in subsections (1) through (9) of this section shall ~~((take effect on May 1, 1979, and shall))~~ remain in effect until June 30, 1981; effective July 1, 1981, ~~((and thereafter;))~~ such amount shall be increased to five thousand dollars. Effective July 1, 1983, the amounts shall be increased to seventy-five hundred dollars.

The amounts of money referred to in this section shall be exclusive of interest, costs and attorney's fees.

NEW SECTION. Sec. 18. There is added to chapter 3.02 RCW a new section to read as follows:

By January 1, 1982, the supreme court shall adopt rules providing for discovery in civil cases in the courts of limited jurisdiction.

Sec. 19. Section 22, chapter 299, Laws of 1961 and RCW 3.34.130 are each amended to read as follows:

Each justice court shall designate one or more justices of the peace pro tempore who shall serve during the temporary absence, disqualification, or incapacity of a justice of the peace of the district. The qualifications of a justice of the peace pro tempore shall be the same as for a justice of the district ~~((:PROVIDED; That if no qualified person is available, then the court shall appoint a registered voter of the county in which the justice court district or portion thereof is located)), except that the person appointed need only be a registered voter of the county in which the justice court district or portion thereof is located.~~ A justice of the peace pro tempore may sit in any district of the county for which he is appointed. A justice of the peace pro tempore shall be paid for each day he holds a session one-two hundred fiftieth of the annual salary of a full time justice of the district. For each day that a justice of the peace pro tempore serves in excess of thirty days during any calendar year, the annual salary of the justice of the peace in whose place he serves shall be reduced by an amount equal to one-two hundred fiftieth of such salary.

Sec. 20. Section 1, chapter 187, Laws of 1919 as last amended by section 4, chapter 102, Laws of 1979 and RCW 12.40.010 are each amended to read as follows:

That in every justice court of this state there shall be created and organized by the court a department to be known as the 'small claims department of the justice's court'. If the justice court is operating under the provisions of chapters 3.30 through 3.74 RCW, the small claims department of that court shall have jurisdiction, but not exclusive, in cases for the recovery of money only where the amount claimed does not exceed ~~((five hundred))~~ one thousand dollars. If the justice court is not operating under the provisions of chapters 3.30 through 3.74 RCW, the small claims department of that court shall have jurisdiction, but not exclusive, in cases for the recovery of money only where the amount claimed does not exceed ~~((two))~~ five hundred dollars.

Sec. 21. Section 6, chapter 187, Laws of 1919 and RCW 12.40.060 are each amended to read as follows:

~~((Said))~~ Notice of claim ~~((shall be))~~ directed to the defendant ~~((, naming him, and))~~ shall contain a statement in brief and concise form notifying such defendant of the name, address, amount and natures of the alleged claim of plaintiff, and directing and requiring defendant to appear personally in the justice court ~~((before the justice of the peace of said justice's court))~~ at a time certain, which shall not be less than five ~~((nor more than ten))~~ days from the date of service of such notice; said notice shall further provide that in case of failure to so appear, judgment will be given against defendant for the amount of such claim.

Sec. 22. Section 8, chapter 187, Laws of 1919 and RCW 12.40.080 are each amended to read as follows:

No attorney at law, legal paraprofessional or similarly trained person, nor any person other than the plaintiff and defendant, shall concern himself or in any manner interfere with the prosecution or defense of such litigation in said department without the consent of the justice of said justice's court ~~((, nor shall it be))~~. If a corporation plaintiff is represented by an attorney at law, legal paraprofessional or similarly trained person, the justice shall at the request of the defendant transfer the case to the regular civil docket. In the small claims department it shall not be necessary to summon witnesses, but the plaintiff and defendant in any claim shall have the privilege of offering evidence in their behalf by witnesses appearing at such hearing, and the justice may informally consult witnesses or otherwise investigate the controversy between the parties, and give judgment or make such orders as may by him be deemed to be right, just and equitable for the disposition of the controversy.

Sec. 23. Section 1, chapter 102, Laws of 1953 and RCW 4.28.100 are each amended to read as follows:

When the defendant cannot be found within the state ~~((of which the return of the sheriff of the county in which the action is brought, that the defendant cannot be found in the county, is prima facie evidence))), and upon the filing of an affidavit of the plaintiff, his agent, or attorney, with the clerk of the court, stating that he believes that the defendant is not a resident of the state, or cannot be found therein, and that he has deposited a copy of the summons (substantially in the form prescribed in RCW 4.28.110) and complaint in the post office, directed to the defendant at his place of residence, unless it is stated in the affidavit that such residence is not known to the affiant, and stating the existence of one of the cases hereinafter specified, the service may be made by publication of the summons, by the plaintiff or his attorney in any of the following cases:~~

- (1) When the defendant is a foreign corporation, and has property within the state;
- (2) When the defendant, being a resident of this state, has departed therefrom with intent to defraud his creditors, or to avoid the service of a summons, or keeps himself concealed therein with like intent;
- (3) When the defendant is not a resident of the state, but has property therein and the court has jurisdiction of the subject of the action;
- (4) When the action is for divorce in the cases prescribed by law;
- (5) When the subject of the action is real or personal property in this state, and the defendant has or claims a lien or interest, actual or contingent, therein, or the relief demanded consists wholly, or partly, in excluding the defendant from any interest or lien therein;
- (6) When the action is to foreclose, satisfy, or redeem from a mortgage, or to enforce a lien of any kind on real estate in the county where the action is brought, or satisfy or redeem from the same;
- (7) When the action is against any corporation, whether private or municipal, organized under the laws of the state, and the proper officers on whom to make service do not exist or cannot be found;
- (8) When the action is brought under RCW 4.08.160 and 4.08.170 to determine conflicting claims to property in this state.

Sec. 24. Section 4, chapter 82, Laws of 1941 and RCW 5.24.040 are each amended to read as follows:

This chapter shall not be construed to relieve any party of the duty of hereafter pleading such laws where required under the law and practice of this state (~~immediately prior to the enactment hereof~~).

Sec. 25. Section 6, chapter 259, Laws of 1957 as amended by section 6, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 2.56.060 are each amended to read as follows:

The supreme court of this state may provide by rule or special order for the holding in this state of an annual conference of the judges of the courts of record of this state, judges of the courts of limited jurisdiction, and ~~((of))~~ invited members of the bar, for the consideration of matters relating to judicial business, the improvement of the judicial system and the administration of justice. Each judge attending such annual judicial conference shall be entitled to be reimbursed for ~~((transportation))~~ travel expenses in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended ~~((and shall receive forty dollars per day for subsistence and lodging))~~, to be paid from state appropriations made for the purposes of this chapter.

NEW SECTION. Sec. 26. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, line 1 of the title, after "courts;" strike the remainder of the title and insert "amending section 1, chapter 151, Laws of 1903 as last amended by section 2, chapter 107, Laws of 1971 ex. sess. and RCW 2.32.070; amending section 6, chapter 259, Laws of 1957 as amended by section 6, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 2.56.060; amending section 23, page 226, Laws of 1854 as last amended by section 2, chapter 102, Laws of 1979 and RCW 3.20.020; amending section 22, chapter 299, Laws of 1961 and RCW 3.34.130; amending section 110, chapter 299, Laws of 1961 as last amended by section 9, chapter 162, Laws of 1980 and RCW 3.62.060; amending section 113, chapter 299, Laws of 1961 as last amended by section 3, chapter 102, Laws of 1979 and RCW 3.66.020; amending section 1, chapter 102, Laws of 1953 and RCW 4.28.100; amending section 374, page 202, Laws of 1854 as last amended by section 2, chapter 30, Laws of 1975-'76 2nd ex. sess. and RCW 4.84.080; amending section 29, chapter 61, Laws of 1893 as last amended by section 3, chapter 107, Laws of 1971 ex. sess. and RCW 4.88.260; amending section 4, chapter 82, Laws of 1941 and RCW 5.24.040; amending section 1, chapter 187, Laws of 1919 as last amended by section 4, chapter 102, Laws of 1979 and RCW 12.40.010; amending section 6, chapter 187, Laws of 1919 and RCW 12.40.060; amending section 8, chapter 187, Laws of 1919 and RCW 12.40.080; adding a new section to chapter 2.04 RCW; adding a new section to chapter 3.02 RCW; and creating new sections."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Ellis, the House refused to concur in the Senate amendments to Substitute House Bill No. 601, and asked the Senate to recede therefrom.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

April 23, 1981

REPORT OF STANDING COMMITTEE

ENGROSSED SUBSTITUTE SENATE BILL NO. 3636, Prime Sponsor: Committee on Ways and Means, adopting the budget. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. A budget is hereby adopted and, subject to the provisions set forth in the following sections, the several amounts specified in the following sections, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages, and other expenses of the agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 1981, and ending June 30, 1983, except as otherwise provided, out of the several funds of the state hereinafter named.

INDEX

- Accountancy Board, sec. 36
- Administrator for the Courts, sec. 11
- Agencies, Certain, Governor's Emergency Appropriation, OFM Director, Repayment, sec. 133
- Agencies, Reimbursements per RCW 39.34.130, Provisions, sec. 135
- Agriculture Department, sec. 84
- Allotment Restrictions, sec. 140
- Appropriations, Further Amounts, as defined, sec. 134
- Appropriation Proviso Definitions, sec. 141
- Archaeology and Historic Preservation Office, sec. 78
- Arts Commission, sec. 124
- Asian-American Affairs Commission, sec. 17
- Athletic Commission, sec. 37
- Attorney General, sec. 20
- Basic Education (K-12) Allocation—Certificated Staff Compensation, sec. 93
- Basic Education (K-12) Allocation—Classified Staff Compensation, sec. 94
- Blind Commission, sec. 70
- Cemetery Board, sec. 38
- Central Washington University, sec. 114
- Claims, Belated, sec. 129
- Claims, Sundry, sec. 130
- Columbia River Gorge Commission, sec. 73
- Commerce and Economic Development Department, sec. 80
- Community College Education Board, sec. 110
- Compact for Education, sec. 117
- County Road Administration Board, sec. 88
- Court of Appeals, sec. 10
- Criminal Justice Training Commission, sec. 65
- Data Processing Authority, sec. 24
- Deferred Compensation Committee, sec. 25
- Eastern Washington State Historical Society, sec. 126
- Eastern Washington University, sec. 113
- Ecology Department, sec. 74
- Emergency Services Department, sec. 44
- Employment Security Department, sec. 69
- Energy Facility Site Evaluation Council, sec. 76
- Energy Office, sec. 72
- Environmental Hearings Office, sec. 75
- Fisheries Department, sec. 81
- Funds, Federal, not received, State Fund Use Prohibitions, sec. 139
- Funds, Matching Federal Funds, not required, Placement, sec. 136
- Game Department, sec. 82
- General Administration Department, sec. 28
- General Administration Facilities and Services Revolving Fund, Rate Increases, OFM Approval, sec. 142
- Governor, sec. 13
- Governor, Special Appropriations, sec. 14
- Higher Education Personnel Board, sec. 122
- Higher Education, sec. 109
- Horse Racing Commission, sec. 39
- Hospital Commission, sec. 68
- House of Representatives, sec. 2
- Human Rights Commission, sec. 63
- Indian Affairs, Governor's Office, sec. 17
- Industrial Insurance Appeals Board, sec. 64
- Insurance Commissioner, sec. 29
- Interagency Committee for Outdoor Recreation, sec. 79
- Investment Board, sec. 22
- Jail Commission, sec. 71
- Judicial Council, sec. 12
- Labor and Industries Department, sec. 66
- Law Library, sec. 9
- Legal Services Revolving Fund, Rate Increases, OFM Approval, sec. 142

- Legislative Budget Committee, sec. 4
- Legislative Evaluation and Accountability Program Committee, sec. 5
- Legislative, Facilities Use, Payment Requirements, sec. 132
- Lieutenant Governor, sec. 15
- Liquor Control Board, sec. 40
- Licensing Department, sec. 87
- Mexican-American Affairs Commission, sec. 17
- Military Department, sec. 45
- Municipal Research Council, sec. 35
- Natural Resources Department, sec. 83
- Office of Financial Management, Allotment Process, Use, Universities, Community Colleges, sec. 120
- Office of Financial Management, sec. 21
- Parks and Recreation Commission, sec. 77
- Personnel Department, sec. 23
- Pharmacy Board, sec. 41
- Planning and Community Affairs Agency, sec. 62
- Postsecondary Education Council, sec. 118
- Prison Terms and Paroles Board, sec. 67
- Public Broadcasting Commission, sec. 119
- Public Disclosure Commission, sec. 33
- Public Employees' Retirement System, Payment Restrictions, sec. 131
- Public Employment Relations Commission, sec. 46
- Retirement Systems Department, sec. 34
- Revenue Department, sec. 26
- Salary and Compensation (K-12) Definitions, sec. 91
- Salary and Compensation (K-12) Increases, sec. 95
- Secretary of State, sec. 16
- Senate, sec. 3
- Social and Health Services Department, Administrative and Supporting Services Program, sec. 58
- Social and Health Services Department, Adult Corrections Program, sec. 48
- Social and Health Services Department, Community Services Administration Program, sec. 59
- Social and Health Services Department, Community Social Services Grants Program, sec. 54
- Social and Health Services Department, Developmental Disabilities, sec. 51
- Social and Health Services Department, Income Maintenance Grants Program, sec. 53
- Social and Health Services Department, Juvenile Rehabilitation Program, sec. 49
- Social and Health Services Department, Medical Assistance Grants Program, sec. 55
- Social and Health Services Department, Mental Health Program, sec. 50
- Social and Health Services Department, Nursing Homes Program, sec. 52
- Social and Health Services Department, Public Health Program, sec. 56
- Social and Health Services Department, Reappropriations, sec. 60
- Social and Health Services Department, sec. 47
- Social and Health Services Department, Vocational Rehabilitation Program, sec. 57
- Staff Mix (K-12) Definitions, sec. 92
- State Actuary, sec. 6
- State Capitol Historical Association, sec. 127
- State Historical Society, sec. 125
- State Library, sec. 123
- State Patrol, sec. 85
- State Treasurer, Bond Retirement and Interest, sec. 32
- State Treasurer, Federal Revenues for Distribution, sec. 31
- State Treasurer, sec. 18
- State Treasurer, State Revenues for Distribution, sec. 30
- State Treasurer, Transfers, sec. 128
- Statute Law Committee, sec. 7
- Superintendent of Public Instruction, Basic Education Allocation, sec. 90
- Superintendent of Public Instruction, Block Grants, sec. 103
- Superintendent of Public Instruction, Educational Clinics, sec. 108
- Superintendent of Public Instruction, Educational Services Districts, sec. 102
- Superintendent of Public Instruction, Encumbrance of Federal Grants, sec. 106
- Superintendent of Public Instruction, Enumerated Purposes, sec. 105
- Superintendent of Public Instruction, Handicapped Costs, sec. 100
- Superintendent of Public Instruction (Including State Education Board), sec. 89
- Superintendent of Public Instruction, July and August Payments, sec. 107
- Superintendent of Public Instruction, Pupil Transportation, sec. 97
- Superintendent of Public Instruction, Teachers' Retirement System Contributions, sec. 96
- Superintendent of Public Instruction, School Food Service Programs, sec. 99
- Superintendent of Public Instruction, State Institutional Education Programs, sec. 104
- Superintendent of Public Instruction, Traffic Safety Program, sec. 101

Superintendent of Public Instruction, Vocational-Technical Institutes, and Adult Education, Vocational-Technical Institutes, sec. 98
 Supreme Court, sec. 8
 Tax Appeals Board, sec. 27
 The Evergreen State College, sec. 115
 Traffic Safety Commission, sec. 86
 Transportation Department, Aeronautics Division, Aircraft Use Authority Prescribed, sec. 137
 Unanticipated Receipts, Use, sec. 138
 University of Washington, sec. 111
 Utilities and Transportation Commission, sec. 42
 Veterans Affairs Department, sec. 61
 Vocational Education Commission, sec. 121
 Volunteer Firemen Board, sec. 43
 Washington State University, sec. 112
 Western Washington University, sec. 116

NEW SECTION. Sec. 2. FOR THE HOUSE OF REPRESENTATIVES

General Fund Appropriation	\$ 17,742,000
FTE Staff Years—Fiscal Year 1982	319.0
FTE Staff Years—Fiscal Year 1983	319.0

The appropriation in this section is subject to the following conditions and limitations:

- (1) \$8,000 is for the house ethics committee.
- (2) \$9,000 is for the western forest practices task force.
- (3) \$49,000 is for dues of the national conference of state legislatures.
- (4) \$49,000 is for dues of the council of state governments.

NEW SECTION. Sec. 3. FOR THE SENATE

General Fund Appropriation	\$ 15,407,000
FTE Staff Years—Fiscal Year 1982	280.0
FTE Staff Years—Fiscal Year 1983	280.0

The appropriation in this section is subject to the following conditions and limitations:

- (1) \$8,000 is for the senate ethics committee.
- (2) \$9,000 is for the western forest practices task force.
- (3) \$49,000 is for dues of the national conference of state legislatures.
- (4) \$49,000 is for dues of the council of state governments.

NEW SECTION. Sec. 4. FOR THE LEGISLATIVE BUDGET COMMITTEE

General Fund Appropriation	\$ 1,294,000
FTE Staff Years—Fiscal Year 1982	16.0
FTE Staff Years—Fiscal Year 1983	16.0

NEW SECTION. Sec. 5. FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

General Fund Appropriation	\$ 1,313,000
FTE Staff Years—Fiscal Year 1982	8.0
FTE Staff Years—Fiscal Year 1983	8.0

NEW SECTION. Sec. 6. FOR THE OFFICE OF THE STATE ACTUARY

General Fund Appropriation	\$ 330,000
FTE Staff Years—Fiscal Year 1982	4.0
FTE Staff Years—Fiscal Year 1983	4.0

NEW SECTION. Sec. 7. FOR THE STATUTE LAW COMMITTEE

General Fund Appropriation	\$ 4,512,000
FTE Staff Years—Fiscal Year 1982	58.8
FTE Staff Years—Fiscal Year 1983	67.2

NEW SECTION. Sec. 8. FOR THE SUPREME COURT

General Fund Appropriation	\$ 5,949,000
FTE Staff Years—Fiscal Year 1982	60.0
FTE Staff Years—Fiscal Year 1983	60.0

The appropriation in this section is subject to the following condition or limitation: \$1,456,000 is provided solely for indigent appeal cases.

NEW SECTION. Sec. 9. FOR THE LAW LIBRARY

General Fund Appropriation	\$ 1,727,000
FTE Staff Years—Fiscal Year 1982	14.4
FTE Staff Years—Fiscal Year 1983	14.4

The appropriation in this section is subject to the following condition or limitation: All nonstate agency users of the Westlaw system shall be charged a service fee sufficient to cover the costs of their usage.

NEW SECTION. Sec. 10. FOR THE COURT OF APPEALS

General Fund Appropriation	\$ 8,460,000
FTE Staff Years—Fiscal Year 1982	97.0

FTE Staff Years—Fiscal Year 1983 97.0

The appropriation in this section is subject to the following conditions or limitations:

(1) \$1,273,000 is provided solely for lease and associated costs for Division I relocation, and no other moneys may be expended for these purposes.

(2) If Senate Bill No. 3843 is enacted during the 1981 regular session of the legislature and if it contains an appropriation for the purchase of Division III Court of Appeals facilities, the general fund appropriation shall be reduced to \$8,270,000.

NEW SECTION. Sec. 11. FOR THE ADMINISTRATOR FOR THE COURTS

General Fund Appropriation	\$	10,780,000
General Fund—Judiciary Education Account Appropriation	\$	359,000
Total Appropriation	\$	11,139,000
FTE Staff Years—Fiscal Year 1982		155.0
FTE Staff Years—Fiscal Year 1983		155.0

The appropriations in this section are subject to the following condition or limitation: A maximum of \$8,185,000 of the general fund appropriation may be spent for the superior court judges, including prior claims. Of this amount, \$360,000 is provided solely for criminal cost bills, including prior claims; \$350,000 is provided solely for mandatory arbitration costs, including prior claims; and \$114,000 is provided solely for judges pro tempore for the superior courts. The administrator for the courts shall authorize and approve all such expenditures.

NEW SECTION. Sec. 12. FOR THE JUDICIAL COUNCIL

General Fund Appropriation	\$	294,000
FTE Staff Years—Fiscal Year 1982		4.7
FTE Staff Years—Fiscal Year 1983		4.7

NEW SECTION. Sec. 13. FOR THE OFFICE OF THE GOVERNOR

General Fund Appropriation	\$	3,555,000
FTE Staff Years—Fiscal Year 1982		38.0
FTE Staff Years—Fiscal Year 1983		38.0

The appropriation in this section is subject to the following conditions and limitations:

(1) A maximum of \$3,163,000 may be spent for executive operations.

(2) A maximum of \$48,000 may be spent for investigations and emergency purposes.

(3) A maximum of \$193,000 may be spent for extradition expenses to carry out the provisions of RCW 10.34.030 providing for the return of fugitives by the governor, including prior claims and for extradition-related legal services as determined by the attorney general.

(4) A maximum of \$151,000 is provided solely for mansion maintenance, and no other moneys may be expended for this purpose.

NEW SECTION. Sec. 14. FOR THE GOVERNOR—SPECIAL APPROPRIATIONS

General Fund Appropriation—State	\$	166,929,000
General Fund Appropriation—Federal	\$	27,117,000
Special Fund Salary and Insurance Contribution Increase Revolving Fund Appropriation	\$	54,499,000
Total Appropriation	\$	248,545,000

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of \$2,500,000 is for the governor's emergency fund to be allocated for the carrying out of the critically necessary work of any agency.

(2) (a) A maximum of \$159,621,000 of general fund moneys (including \$21,955,000 in federal funds) may be expended to implement salary increases, effective October 1, 1981, averaging 7.5% for higher education classified employees and 7.2% for commissioned officers of the Washington state patrol, faculty and administrative exempt employees of the community college system and the four-year institutions of higher education, and medical residents and graduate assistants, including teaching assistants and research assistants of the four-year institutions of higher education, and state personnel board classified and exempt employees, (excluding student employees not under the jurisdiction of the state or higher education personnel board); and effective October 1, 1982, a salary increase averaging 7.0% for higher education classified employees, commissioned officers of the Washington state patrol, faculty and administrative exempt employees of the community college system and the four-year institutions of higher education and medical residents and graduate assistants, including teaching assistants and research assistants of the four-year institutions of higher education, and state personnel board classified and exempt employees, (excluding student employees not under the jurisdiction of the state or higher education personnel board): PROVIDED, That the October 1, 1981, salary increase for higher education classified employees and state personnel board classified and exempt employees shall implement the salary ranges adopted by the higher education and state personnel boards resulting from the 1980 salary survey (catch-up results): PROVIDED, That increases granted in this subsection for higher education faculty and administrative exempt employees are inclusive of increments: PROVIDED FURTHER, That exclusive of merit pool and Washington state university (143) increase funds in sections 110 through 116 of this act, no higher education institution or community college district may grant from any fund source whatsoever any salary increases greater than that provided in this subsection.

(b) A maximum of \$31,925,000 of general fund moneys (including \$5,162,000 in federal funds) may be expended to effect increases in the state's maximum contribution for employee insurance benefits. A maximum of \$24,413,000 of this amount (including \$3,947,000 in federal funds) may be expended to effect, beginning July 1, 1981, an increase in the state's maximum contribution for employee insurance benefits from \$95.00 per month to \$121.00 per month per eligible employee. A maximum of \$7,512,000 of this amount (including \$1,215,000 in federal funds) may be expended to effect, beginning July 1, 1982, an increase in the state's maximum contribution for employee insurance benefits from \$121.00 per month to \$137.00 per month per eligible employee.

(c) A maximum of \$44,967,000 of special fund salary and insurance contribution increase revolving fund moneys may be expended to effect salary increases for higher education classified employees, commissioned officers of the Washington state patrol, faculty and administrative exempt employees of the community college system and the four-year institutions of higher education, and medical residents and graduate assistants, including teaching assistants and research assistants of the four-year institutions of higher education, and state personnel board classified and exempt employees, (excluding student employees not under the jurisdiction of the state or higher education personnel board) calculated in accordance with the procedures outlined in subsection (2)(a) of this section.

(d) A maximum of \$9,532,000 of special fund salary and insurance contribution increase revolving fund moneys may be expended to effect increases in the state's maximum contribution for employee insurance benefits. A maximum of \$7,289,000 of this amount may be expended to effect, beginning July 1, 1981, an increase in the state's maximum contribution for employee insurance benefits from \$95.00 per month to \$121.00 per month per eligible employee. A maximum of \$2,243,000 of this amount may be expended to effect, beginning July 1, 1982, an increase in the state's maximum contribution for employee insurance benefits from \$121.00 per month to \$137.00 per month per eligible employee.

(e) To facilitate payment of state employee salary increases from special funds and to facilitate payment of state employee insurance benefit increases from special funds, the state treasurer is directed to transfer sufficient income from each special fund to the special fund salary and insurance contribution increase revolving fund hereby created in accordance with schedules provided by the office of financial management.

(f) Notwithstanding any other provision of this subsection (2), Walla Walla community college may fund additional actual increments or their equivalents in salaries for each year of the biennium to equalize salaries to the state-wide average salaries as reflected by the average base salary of the annually contracted professional personnel of the Washington community colleges.

NEW SECTION. Sec. 15. FOR THE LIEUTENANT GOVERNOR

General Fund Appropriation	\$	226,000
FTE Staff Years—Fiscal Year 1982		3.0
FTE Staff Years—Fiscal Year 1983		3.0

NEW SECTION. Sec. 16. FOR THE SECRETARY OF STATE

General Fund Appropriation	\$	4,044,000
FTE Staff Years—Fiscal Year 1982		50.4
FTE Staff Years—Fiscal Year 1983		50.4

The appropriation in this section is subject to the following conditions and limitations:

(1) \$972,000 is provided solely for the verification of initiative and referendum petitions and the maintenance of related voter registration records, legal advertising of state measures, and the publication and distribution of the voters and candidates pamphlet.

(2) \$610,000 is provided solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures.

(3) \$50,000 is provided solely for costs associated with redistricting.

NEW SECTION. Sec. 17. FOR THE COMMISSION ON MEXICAN-AMERICAN AFFAIRS, THE COMMISSION ON ASIAN-AMERICAN AFFAIRS, AND THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS

Commission on Mexican-American Affairs		
General Fund Appropriation	\$	116,667
Commission on Asian-American Affairs		
General Fund Appropriation	\$	116,667
Governor's Office of Indian Affairs		
General Fund Appropriation	\$	116,667
Total Appropriation	\$	350,001
FTE Staff Years—Fiscal Year 1982		4.0
FTE Staff Years—Fiscal Year 1983		4.0

The appropriations in this section are subject to the following conditions and limitations:

(1) The position of executive director for each commission or office shall be retained. The agencies for which appropriations are provided by this section shall jointly fund a common secretarial/clerical pool and consolidate their respective office spaces upon expiration of current lease agreements.

(2) The appropriation for the commission on Asian-American affairs shall fund a commission membership not to exceed twelve members and the commission shall amend its bylaws to provide for a quorum of seven members, provided conforming changes to chapter 43.117 RCW are enacted during the 1981 regular session of the legislature.

NEW SECTION. Sec. 18. FOR THE STATE TREASURER

Motor Vehicle Fund Appropriation—State	\$	37,000
State Treasurer's Service Fund Appropriation	\$	5,205,000
Total Appropriation	\$	5,242,000
FTE Staff Years—Fiscal Year 1982		71.4
FTE Staff Years—Fiscal Year 1983		71.5

NEW SECTION. Sec. 19. FOR THE STATE AUDITOR

General Fund Appropriation—State	\$	2,120,000
General Fund Appropriation—Federal	\$	352,000
General Fund Appropriation—Private/Local	\$	48,000
Motor Vehicle Fund Appropriation	\$	267,000
Auditing Services Revolving Fund Appropriation	\$	5,480,000
Total Appropriation	\$	8,267,000
FTE Staff Years—Fiscal Year 1982		117.5
FTE Staff Years—Fiscal Year 1983		117.3

The appropriations in this section are subject to the following conditions and limitations:

(1) The division of municipal corporations shall give high priority to examining the accuracy of local school district reporting of staff mix and enrollment data for state reimbursement purposes. Beginning with the 1981-82 school year, any significant inaccuracies shall be reported to the attorney general and the superintendent of public instruction. The superintendent shall take action to recover any overpayment which results from the reporting of inaccurate data.

(2) No general fund moneys may be expended for the training of municipal auditors or other local personnel.

(3) Legal costs incurred by the attorney general to insure compliance with the findings of the state auditor in state agency audits shall be charged to the agency that received the audit. Costs to audited agencies shall not exceed the budget preparation estimates provided by the state auditor to the committees on ways and means of the senate and house of representatives which were based on the governor's requested staff level plus seven positions.

NEW SECTION. Sec. 20. FOR THE ATTORNEY GENERAL

General Fund Appropriation	\$	4,300,000
Legal Services Revolving Fund Appropriation	\$	19,513,000
Total Appropriation	\$	23,813,000
FTE Staff Years—Fiscal Year 1982		317.1
FTE Staff Years—Fiscal Year 1983		320.1

The appropriations in this section are subject to the following condition or limitation: \$150,000 of the general fund appropriation is provided solely for the continuation of the crime watch program.

NEW SECTION. Sec. 21. FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund Appropriation—State	\$	14,009,000
General Fund Appropriation—Federal	\$	6,300,000
Total Appropriation	\$	20,309,000
FTE Staff Years—Fiscal Year 1982		128.6
FTE Staff Years—Fiscal Year 1983		127.1

The appropriations in this section are subject to the following conditions and limitations:

(1) \$750,000 of the general fund—state appropriation is provided solely for the completion of the higher education personnel/payroll system.

(2) \$70,000 of the general fund—state appropriation is provided solely for the payment of assessments against state-owned land.

(3) \$1,568,000 of the general fund—state appropriation is provided solely for the completion of the state budget and accounting systems development.

(4) \$1,725,000 of the general fund—state appropriation is provided solely for payment of supplies and services furnished in previous biennia.

(5) \$5,000 of the general fund—state appropriation is provided solely for payment of claims against the state.

NEW SECTION. Sec. 22. FOR THE STATE INVESTMENT BOARD

General Fund—State Investment Board Expense Account Appropriation	\$	1,075,000
FTE Staff Years—Fiscal Year 1982		14.0
FTE Staff Years—Fiscal Year 1983		14.0

The appropriation in this section is subject to the following condition or limitation: If Senate Bill No. 4363 is not enacted during the 1981 regular session of the legislature, this appropriation shall be made from the investment reserve account in the general fund.

NEW SECTION. Sec. 23. FOR THE DEPARTMENT OF PERSONNEL

Department of Personnel Service Fund Appropriation	\$	8,830,000
FTE Staff Years—Fiscal Year 1982		132.7
FTE Staff Years—Fiscal Year 1983		132.7
State Employees' Insurance Fund Appropriation	\$	1,443,000
FTE Staff Years—Fiscal Year 1982		15.0

FTE Staff Years—Fiscal Year 1983	15.0
Total Appropriation	\$ 10,273,000

The appropriation in this section is subject to the following condition or limitation: \$319,000 of the department of personnel service fund appropriation and 6.0 FTE staff years shall be transferred to the personnel appeals board upon enactment, during the 1981 regular session, of Substitute House Bill No. 302.

NEW SECTION, Sec. 24. FOR THE DATA PROCESSING AUTHORITY

General Fund Appropriation	\$ 443,000
FTE Staff Years—Fiscal Year 1982	10.0
FTE Staff Years—Fiscal Year 1983	0.0

The appropriation in this section is subject to the following condition or limitation: \$443,000 and 10.0 FTE staff years are provided solely for one year. Funding for the second fiscal year of the biennium shall be considered in the 1982 regular session of the legislature based upon interim recommendations.

NEW SECTION, Sec. 25. FOR THE COMMITTEE FOR DEFERRED COMPENSATION

General Fund Appropriation	\$ 35,000
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NEW SECTION, Sec. 26. FOR THE DEPARTMENT OF REVENUE

General Fund Appropriation	\$ 35,336,000
General Fund—State Timber Tax Reserve Account Appropriation	\$ 2,794,000
Motor Vehicle Fund Appropriation	\$ 110,000
Total Appropriation	\$ 38,240,000

FTE Staff Years—Fiscal Year 1982	636.7
FTE Staff Years—Fiscal Year 1983	635.7

The appropriations in this section are subject to the following conditions and limitations:

(1) \$393,000 of the state timber tax reserve account appropriation is provided solely for reimbursement to counties with timberland for the costs of establishing forest land grades for each parcel of classified or designated forest land.

(2) The department of revenue shall maintain current services including advisory appraisals as required by RCW 84.41.060.

(3) The department of revenue shall add one full time equivalent staff year for the 1982 fiscal year only to help conduct a new study of the financial impact of tax exemptions and a review of the effectiveness and problems of the current use law.

NEW SECTION, Sec. 27. FOR THE BOARD OF TAX APPEALS

General Fund Appropriation	\$ 985,000
FTE Staff Years—Fiscal Year 1982	14.0
FTE Staff Years—Fiscal Year 1983	14.1

The appropriation in this section is subject to the following condition or limitation: \$104,000 is provided solely to employ one hearing examiner and one clerk typist. The positions shall terminate at the end of the biennium.

NEW SECTION, Sec. 28. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

General Fund Appropriation—State	\$ 11,182,000
General Fund Appropriation—Private/Local	\$ 89,000
General Fund—Motor Transport Account Appropriation	\$ 8,688,000
General Administration Facilities and Services Revolving Fund Appropriation	\$ 15,361,000
Total Appropriation	\$ 35,320,000

FTE Staff Years—Fiscal Year 1982	433.0
FTE Staff Years—Fiscal Year 1983	435.1

The appropriations in this section are subject to the following conditions and limitations:

(1) The department of general administration shall not expend any of the general fund appropriation for the replacement of motor transport division vehicles.

(2) \$2,697,000 of the general fund appropriation is provided solely for the banking program. Revenues generated from fees and charges in this program shall equal or exceed expenditures.

(3) \$1,127,000 of the general fund appropriation is provided solely for the savings and loan program. Revenues generated from fees and charges shall equal or exceed expenditures.

(4) The department of general administration shall provide insurance coverage for all state-owned, state-chartered, state-rented, or state employee-owned aircraft being used on authorized state business, including passengers. This coverage shall be in force for all such aircraft whether piloted by a state employee or employees of a charter or rental firm. The department may require reimbursement for premium costs from user agencies on a pro rata basis.

(5) The department of agriculture shall transfer \$21,000 from its local fund accounts to the motor transport account. The state treasurer shall transfer to the motor transport account \$29,000 from the grain and hay inspection fund, \$8,000 from the community college capital projects account, and \$24,000 from the highway safety fund. These transfers shall be in accordance with schedules provided by the office of financial management.

NEW SECTION, Sec. 29. FOR THE INSURANCE COMMISSIONER

General Fund Appropriation	\$ 7,997,000
FTE Staff Years—Fiscal Year 1982	123.2
FTE Staff Years—Fiscal Year 1983	123.2

The appropriation in this section is subject to the following condition or limitation: A maximum of \$1,000 may be expended for the continuing education program.

NEW SECTION. Sec. 30. FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premiums tax distribution	\$	4,360,000
General Fund Appropriation for refund of deferred property tax	\$	33,000
General Fund Appropriation for public utility district excise tax distribution	\$	12,673,000
General Fund Appropriation for prosecuting attorneys' salaries	\$	1,449,000
General Fund Appropriation for motor vehicle excise tax distribution	\$	56,632,000
General Fund Appropriation for local mass transit assistance	\$	104,279,000
General Fund Appropriation for camper and travel trailer excise tax distribution	\$	1,940,000
General Fund Appropriation for local fire protection costs	\$	720,000
General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution	\$	728,000
Liquor Excise Tax Fund Appropriation for liquor excise tax distribution	\$	22,389,000
Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution	\$	172,480,000
Liquor Revolving Fund Appropriation for liquor profits distribution	\$	52,775,000
State Timber Tax Account 'A' Appropriation for distribution to 'Timber' counties	\$	21,400,000
State Timber Tax Reserve Account Appropriation for distribution to 'Timber' counties	\$	56,000,000
Total Appropriation	\$	507,858,000

NEW SECTION. Sec. 31. FOR THE STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION

Forest Reserve Fund Appropriation for forest reserve fund distribution	\$	34,966,000
General Fund Appropriation for federal flood control funds distribution	\$	24,000
General Fund Appropriation for federal grazing fees distribution	\$	55,000
Total Appropriation	\$	35,045,000

NEW SECTION. Sec. 32. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST

Fisheries Bond Redemption Fund 1977 Appropriation	\$	1,399,006
Salmon Enhancement Bond Redemption Fund 1977 Appropriation	\$	4,674,396
Higher Education Refunding Bond Redemption Fund 1977 Appropriation	\$	8,759,499
Fire Service Training Center Bond Retirement Fund 1977 Appropriation	\$	95,500
Highway Bond Retirement Fund Appropriation	\$	76,269,110
State Building Construction Bond Redemption Fund Appropriation	\$	2,129,015
Higher Education Bond Redemption Fund 1977 Appropriation	\$	3,536,312
Ferry Bond Retirement Fund 1977 Appropriation	\$	13,995,976
Emergency Water Projects Bond Retirement Fund 1977 Appropriation	\$	2,574,560
Public School Building Bond Redemption Fund 1961 Appropriation	\$	3,749,388
General Administration Building Bond Redemption Fund Appropriation	\$	606,238
Juvenile Correctional Institutional Building Bond Redemption Fund 1963 Appropriation	\$	632,700
Outdoor Recreation Bond Redemption Fund Appropriation	\$	2,341,138
Public School Building Bond Redemption Fund 1965 Appropriation	\$	2,456,825
State Building and Higher Education Construction Bond Redemption Fund 1965 Appropriation	\$	3,171,525
Spokane River Toll Bridge Account Appropriation	\$	876,963
Public School Building Bond Redemption Fund 1963 Appropriation	\$	8,763,316
Higher Education Bond Retirement Fund 1979 Appropriation	\$	5,301,459
State General Obligation Bond Retirement Fund 1979 Appropriation	\$	35,888,357
Fisheries Bond Redemption Fund 1976 Appropriation	\$	769,416
State Building Bond Redemption Fund 1967 Appropriation	\$	652,110
Community College Capital Construction Bond Redemption Fund 1975, 1976, 1977 Appropriation	\$	13,371,499
Common School Building Bond Redemption Fund 1967 Appropriation	\$	6,852,460
Outdoor Recreation Bond Redemption Fund 1967 Appropriation	\$	6,231,258
Water Pollution Control Facilities Bond Redemption Fund 1967 Appropriation	\$	3,902,420
State Building and Higher Education Construction Bond Redemption Fund 1967 Appropriation	\$	9,968,433
State Building and Parking Bond Redemption Fund 1969 Appropriation	\$	2,451,780
Waste Disposal Facilities Bond Redemption Fund Appropriation	\$	23,366,544
Water Supply Facilities Bond Redemption Fund Appropriation	\$	11,670,220
Social and Health Services Facilities 1972 Bond Redemption Fund Appropriation	\$	3,718,307
Recreation Improvements Bond Redemption Fund Appropriation	\$	6,017,375

Community College Capital Improvement Bond Redemption Fund 1972 Appropriation	\$	7,502,480
State Building Authority Bond Redemption Fund Appropriation	\$	9,754,055
Office-Laboratory Facilities Bond Redemption Fund Appropriation	\$	273,505
University of Washington Hospital Bond Retirement Fund 1975 Appropriation	\$	1,158,211
Washington State University Bond Redemption Fund 1977 Appropriation	\$	553,065
Higher Education Bond Redemption Fund 1975 Appropriation	\$	2,172,740
State Building Bond Redemption Fund 1973 Appropriation	\$	3,886,348
State Building Bond Retirement Fund 1975 Appropriation	\$	759,572
State Higher Education Bond Redemption Fund 1973 Appropriation	\$	4,392,557
Social and Health Services Bond Redemption Fund 1976 Appropriation	\$	9,971,978
State Building (Expo 74) Bond Redemption Fund 1973A Appropriation	\$	385,958
Community College Refunding Bond Retirement Fund 1974 Appropriation	\$	9,553,126
State Higher Education Bond Redemption Fund 1974 Appropriation	\$	1,218,150
Total Appropriation	\$	317,775,050

NEW SECTION, Sec. 33. FOR THE PUBLIC DISCLOSURE COMMISSION

General Fund Appropriation	\$	963,000
FTE Staff Years—Fiscal Year 1982		11.6
FTE Staff Years—Fiscal Year 1983		11.6

NEW SECTION, Sec. 34. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS

General Fund Appropriation	\$	183,150,000
Department of Retirement Systems Expense Fund Appropriation	\$	9,085,000
Total Appropriation	\$	192,235,000
FTE Staff Years—Fiscal Year 1982		157.0
FTE Staff Years—Fiscal Year 1983		157.0

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of \$600,000 may be expended from the general fund appropriation for contributions to the judicial retirement system.

(2) A maximum of \$550,000 may be expended from the general fund appropriation for contributions to the judges' retirement system.

(3) A maximum of \$182,000,000 may be expended from the general fund appropriation for contributions to the law enforcement officers' and fire fighters' retirement system.

NEW SECTION, Sec. 35. FOR THE MUNICIPAL RESEARCH COUNCIL

General Fund Appropriation	\$	1,197,000
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NEW SECTION, Sec. 36. FOR THE BOARD OF ACCOUNTANCY

General Fund Appropriation	\$	596,000
FTE Staff Years—Fiscal Year 1982		5.3
FTE Staff Years—Fiscal Year 1983		5.3

NEW SECTION, Sec. 37. FOR THE ATHLETIC COMMISSION

General Fund Appropriation	\$	71,000
FTE Staff Years—Fiscal Year 1982		1.9
FTE Staff Years—Fiscal Year 1983		1.9

NEW SECTION, Sec. 38. FOR THE CEMETERY BOARD

General Fund—Cemetery Account Appropriation	\$	56,000
FTE Staff Years—Fiscal Year 19825
FTE Staff Years—Fiscal Year 19835

NEW SECTION, Sec. 39. FOR THE HORSE RACING COMMISSION

Horse Racing Commission Fund Appropriation	\$	2,138,000
FTE Staff Years—Fiscal Year 1982		24.0
FTE Staff Years—Fiscal Year 1983		24.0

The appropriation in this section is subject to the following conditions and limitations:

(1) If there are more than five hundred ninety-five racing days during the 1981-83 biennium, the governor is hereby authorized to allocate such additional funds and FTE staff years as may be required.

(2) \$24,000 is provided solely for an evaluation of the commission's medication program. The evaluation is to be conducted by Washington State University and funds may be expended only for the direct costs of the evaluation.

NEW SECTION, Sec. 40. FOR THE LIQUOR CONTROL BOARD

Liquor Revolving Fund Appropriation	\$	75,823,000
FTE Staff Years—Fiscal Year 1982		1,355.0
FTE Staff Years—Fiscal Year 1983		1,354.9

NEW SECTION, Sec. 41. FOR THE PHARMACY BOARD

General Fund Appropriation	\$	1,075,000
FTE Staff Years—Fiscal Year 1982		18.5
FTE Staff Years—Fiscal Year 1983		18.5

The appropriation in this section is subject to the following condition or limitation: No moneys appropriated in this section may be expended for continuation of the diversion investigation unit.

NEW SECTION, Sec. 42. FOR THE UTILITIES AND TRANSPORTATION COMMISSION

Public Service Revolving Fund Appropriation—State	\$	14,985,000
Public Service Revolving Fund Appropriation—Federal	\$	317,000
Grade Crossing Protective Fund Appropriation	\$	1,472,000
Total Appropriation	\$	16,774,000
FTE Staff Years—Fiscal Year 1982		202.8
FTE Staff Years—Fiscal Year 1983		202.8

The appropriations in this section are subject to the following conditions and limitations:

- (1) \$775,000 from the grade crossing protective fund appropriation is provided solely for obligations incurred in prior biennia.
- (2) The grade crossing protective fund appropriation shall be reduced by \$400,000 if Senate Bill No. 3927 is enacted during the 1981 regular session of the legislature.

NEW SECTION. Sec. 43. FOR THE BOARD FOR VOLUNTEER FIREMEN

Volunteer Firemen's Relief and Pension Fund Appropriation	\$	157,000
FTE Staff Years—Fiscal Year 1982		2.0
FTE Staff Years—Fiscal Year 1983		2.0

The appropriation in this section is subject to the following condition or limitation: \$15,000 is provided solely for an actuarial study of the volunteer firemen's pension fund.

NEW SECTION. Sec. 44. FOR THE DEPARTMENT OF EMERGENCY SERVICES

General Fund Appropriation—State	\$	1,118,000
General Fund Appropriation—Federal	\$	2,241,000
Total Appropriation	\$	3,359,000
FTE Staff Years—Fiscal Year 1982		22.0
FTE Staff Years—Fiscal Year 1983		22.0

The appropriations in this section are subject to the following condition or limitation: \$242,000 of the general fund—state appropriation is provided solely to reimburse the federal emergency management agency for the state's share of costs of individual and family grants provided for disaster relief: **PROVIDED**, That the department of emergency services, in conjunction with the department of social and health services, will reinstate an appeal process to the federal emergency management agency with respect to the \$87,102 in audit exceptions relative to the 1977 floods.

NEW SECTION. Sec. 45. FOR THE MILITARY DEPARTMENT

General Fund Appropriation—State	\$	7,044,000
General Fund Appropriation—Federal	\$	1,838,000
Total Appropriation	\$	8,882,000
FTE Staff Years—Fiscal Year 1982		129.7
FTE Staff Years—Fiscal Year 1983		129.7

The appropriations in this section are subject to the following conditions and limitations:

- (1) \$310,000 of the general fund—state appropriation is provided solely for the continuation of the educational assistance grant program, of which a maximum of \$10,000 may be expended for administrative costs.
- (2) \$32,000 of the general fund—state appropriation is provided solely for the Washington state guard.

NEW SECTION. Sec. 46. FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

General Fund Appropriation	\$	1,305,000
FTE Staff Years—Fiscal Year 1982		16.4
FTE Staff Years—Fiscal Year 1983		16.4

The appropriation in this section is subject to the following condition or limitation: If Senate Bill Nos. 3405 and 3406, or House Bill Nos. 479 and 480, are enacted during the 1981 regular session of the legislature, the appropriation shall be reduced by \$10,000.

NEW SECTION. Sec. 47. THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

The appropriations made by this act to the department of social and health services are subject to the following conditions and limitations:

- (1) The department of social and health services shall not initiate any new services which will incur general fund state expenditures beyond those authorized by appropriation.
- (2) Funds appropriated by this act to the department of social and health services shall be allotted and expended reflecting the legislative intent of this act. Within the specific limitations in this act, the department of social and health services may modify allotments after the initial three months of the biennium with the approval of the office of financial management in consultation with the committees on ways and means of the senate and house of representatives: **PROVIDED**, That such allotment modifications may include transfers within programs only in sections 48, 49, 50, and 51 of this act to the extent that the director of financial management, after a ten-day prior notification to the committees on ways and means of the senate and house of representatives, shall attest to the critical nature of the modification.
- (3) The department of social and health services may seek and receive additional federal funds not included in this act, subject to approval of the office of financial management, provided that such funding does not require additional expenditure of state funds.
- (4) In anticipation of significant reductions in federal support for social service, public health, and Title XIX programs, the legislature has reduced the state's dependency on federal entitlement programs within

the income maintenance, medical assistance, and social service programs. However, additional federal reductions may require further reductions to all human service programs. To ensure that the loss of federal funds does not result in an accelerated expenditure of state funds, the following requirements are placed on the department of social and health services:

(a) The department shall prepare a contingency expenditure plan to reflect anticipated loss of federal funds. This contingency plan shall include necessary program changes and a redefinition of services or eligibility criteria which will not require expenditures in excess of any appropriation provided in this act. The contingency plan shall be transmitted to the legislature upon completion and at least ten days before implementation.

(b) For each month that the department operates without a completed contingency plan, 0.75% of each general fund—state appropriation shall be placed in reserve status.

(c) Funds placed in reserve status pursuant to subsection (4)(b) of this section shall not be released without approval of the office of financial management.

NEW SECTION. Sec. 48. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADULT CORRECTIONS PROGRAM

FTE Staff Years—Fiscal Year 1982	3,165.5
FTE Staff Years—Fiscal Year 1983	3,096.5

(1) COMMUNITY SERVICES

General Fund Appropriation	\$ 48,264,000
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The appropriation in this subsection is subject to the following conditions and limitations:

(a) \$18,321,000 is provided solely to contract with nonprofit corporations to provide diversionary programs and operate and/or contract for work/training release for convicted felons: PROVIDED, That \$1,000,000 of this appropriation is provided solely for Snohomish county pre-trial diversion and the continuation of the alternatives to street crime programs.

(b) \$2,479,000 is provided solely for intensive parole.

(c) \$23,290,000 is provided solely for probation and parole.

(2) INSTITUTIONAL SERVICES

General Fund Appropriation	\$ 141,532,000
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The appropriation in this subsection is subject to the following conditions and limitations:

(a) The division (or department) of corrections shall present to the legislature by October 12, 1981, a comprehensive institutional educational policy. This report shall explain the basis for selection of educational programs and participation and shall outline program and payment policies for contracting for educational services. The report shall include, but is not limited to, a detailing by month for each institution of the programs, program goals, staffing, costs per offering, and actual and estimated inmate participation.

(b) It is the assumption of the legislature that the appropriation in this subsection initially provides:

(i) \$24,731,000 and 735.7 FTE staff years for the Washington Corrections Center, excluding funds related to court orders under *Hoptowit v. Ray*, No. 79-359 (E. D. Wash.);

(ii) \$38,312,000 and 1,375.5 FTE staff years for the Washington State Penitentiary, excluding funds relating to court orders under *Hoptowit v. Ray*, No. 79-359 (E. D. Wash.);

(iii) \$1,010,000 and 44.0 FTE staff years for the Monroe mental health unit;

(iv) \$24,990,000 and 762.0 FTE staff years for the Washington State Reformatory;

(v) \$8,269,000 and 271.0 FTE staff years for the Purdy Treatment Center for Women;

(vi) \$16,000,000 and 570.0 FTE staff years for the McNeil Island Penitentiary;

(vii) \$9,090,000 and 322.0 FTE staff years for the Special Offenders Center; and

(viii) Funds for other costs associated with honor camps and the Pine Lodge Corrections Center.

(3) PROGRAM SUPPORT

General Fund Appropriation	\$ 16,989,000
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The appropriation in this subsection is subject to the following conditions and limitations:

(a) \$500,000 is provided solely for individual legal services. There shall be no solicitation of legal action and all informal means of resolving disputes shall be utilized. These funds shall not be used to support class action litigation.

(b) \$4,102,000 and 122.0 FTE staff years are provided solely for costs directly resulting from the decision in *Hoptowit v. Ray*, No. 79-359 (E. D. Wash.): PROVIDED, That no expenditure of funds may be made without the signature of the agency's assistant attorney general on the authorizing document.

(c) \$4,057,000 and 89.0 FTE staff years are provided solely to address population overrun in excess of current bed capacity. Such funds shall be released only with the approval of the director of financial management in consultation with the committees on ways and means of the senate and house of representatives.

(d) \$1,200,000 is provided solely for the one-time cost impact to communities associated with locating additional state correctional facilities.

(4) If a department of corrections is established by an act of the 1981 regular session of the legislature, the appropriations in this section shall be transferred to the department of corrections. All conditions and limitations as expressed in sections 47 and 48 of this act shall apply to the department of corrections.

(5) Funds may be transferred from program support to institutional services for costs associated with *Hoptowit v. Ray*, No. 79-359 (E. D. Wash.), and population overruns to the extent provided for in this section. No other transfers between category appropriations shall be made.

(6) The department of social and health services, or the department of corrections if it is created during the 1981 regular session of the legislature, shall in conjunction with the office of financial management and the committees on ways and means of the senate and house of representatives develop staff-to-inmate ratios or a system of post assignment for each correctional unit by August 1, 1981. By September 1, 1981, a written report on proposed staffing levels shall be presented to the legislature comparing this staffing to prior biennial levels and discussing its programmatic and fiscal implications.

NEW SECTION. Sec. 49. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—JUVENILE REHABILITATION PROGRAM

FTE Staff Years—Fiscal Year 1982 810.5
 FTE Staff Years—Fiscal Year 1983 811.5

(1) COMMUNITY SERVICES

General Fund Appropriation—State \$ 20,562,000
 General Fund Appropriation—Federal \$ 57,000
 Total Appropriation \$ 20,619,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$1,480,000 of the general fund—state appropriation is provided solely for community diagnostic services. A maximum of \$857 per youth may be expended for community diagnostic services.

(b) \$700,000 from the general fund—state appropriation and 20.0 FTE staff years are provided solely for additional group home beds.

(c) \$224,000 and 3.8 FTE staff years are provided solely to establish a special treatment program for violent assault offenders in community programs.

(d) \$175,000 from the general fund—state appropriation and 10.0 FTE staff years are provided solely to increase the bed capacity of state-operated group homes.

(e) \$7,047,000 is provided solely for consolidated local programs. It is the intent of this funding to reduce existing program categorical barriers for funding and services and to support coordinated community-based treatment programs designed to more effectively and efficiently rehabilitate youthful offenders while protecting society. The department of social and health services shall report to the legislature by January 15, 1982, on the services funded under this program and the success of the programs in preventing institutionalization and reducing recidivism.

(2) INSTITUTIONAL SERVICES

General Fund Appropriation—State \$ 36,229,000
 General Fund Appropriation—Federal \$ 682,000
 Total Appropriation \$ 36,911,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$428,000 and 12.0 FTE staff years are provided solely for a violent assault offender unit at the Green Hill School.

(b) It is the assumption of the legislature that the appropriations in this subsection initially provide:

(i) \$10,832,000 (including \$10,620,000 from the state general fund) and 379.8 FTE staff years for the Echo Glen Children's Center to operate at least twelve cottages;

(ii) \$8,646,000 (including \$8,456,000 from the state general fund) and 326.0 FTE staff years for the Maple Lane School to operate at full bed capacity;

(iii) \$10,095,000 (including \$9,965,000 from the state general fund) and 327.4 FTE staff years for the Green Hill School to operate at full bed capacity;

(iv) \$4,483,000 (including \$4,393,000 from the state general fund) and 152.0 FTE staff years for the Naselle Youth Camp to operate at full bed capacity; and

(v) \$2,855,000 (including \$2,795,000 from the state general fund) and 82.0 FTE staff years for the Mission Creek Youth Camp to operate at full bed capacity.

(3) PROGRAM SUPPORT

General Fund Appropriation \$ 2,439,000

NEW SECTION. Sec. 50. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH PROGRAM

FTE Staff Years—Fiscal Year 1982 1,808.5
 FTE Staff Years—Fiscal Year 1983 1,834.5

(1) COMMUNITY SERVICES

General Fund Appropriation—State \$ 55,684,000
 General Fund Appropriation—Federal \$ 14,996,000
 General Fund Appropriation—Local \$ 922,000
 Total Appropriation \$ 71,602,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$51,010,000 of which \$36,570,000 is from the general fund—state appropriation is provided solely for community mental health services. Of this amount, \$1,150,000 of the general fund—state appropriation is provided solely for 90 new residential treatment facility beds: PROVIDED, That Substitute House Bill No. 353 is passed during the 1981 legislative session: PROVIDED FURTHER, That if Substitute House Bill No. 353 should not pass, the funds provided for these beds shall be transferred to the institutional category of the mental health divisions appropriation. These beds are to be phased in according to

the following schedule: 30 beds available January 1, 1982; an additional 30 beds available July 1, 1982; and an additional 30 beds available January 1, 1983. The department of social and health services shall contract for these beds at a rate not exceeding \$35.00 per day. These beds shall serve the chronically mentally ill.

(b) \$20,592,000 of which \$19,114,000 is from the general fund—state appropriation is provided solely for Involuntary Treatment Act costs. Up to \$2,200,000 of the general fund—state appropriation is provided for 60 new evaluation and treatment beds. These beds are for 72-hour and 14-day commitments. All 60 beds shall be available no later than January 1, 1983. The department of social and health services shall contract for these beds at a rate not to exceed \$50.00 per day.

(2) INSTITUTIONAL SERVICES

General Fund Appropriation—State	\$	73,910,000
General Fund Appropriation—Federal	\$	4,978,000
Total Appropriation	\$	78,888,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$48,259,000, of which \$45,862,000 is from state funds, is provided solely for Western State Hospital. Funds are provided for the operation of up to 95% of the rated bed capacity of this institution. 548.0 FTE staff years are provided for maintenance and support staff.

(b) \$22,375,000, of which \$20,718,000 is from state funds, is provided for Eastern State Hospital. Funds are provided for the operation of up to 95% of the rated bed capacity of this institution. 342.0 FTE staff years are provided for maintenance and support staff.

(c) \$4,856,000, of which \$4,105,000 is from state funds, is provided solely for the PORTAL program at the Northern State facility. The secretary of social and health services shall prepare a report for submittal to the legislature by October 1, 1982, on the feasibility and method for implementing the residential treatment program utilized by PORTAL, in communities around the state.

(d) \$3,399,000, of which \$3,225,000 is from state funds, is provided solely for the child study and treatment center.

(e) Upon completion of the new hospital beds at the state hospitals, the department may, by contract, allow other public agencies to utilize the beds made surplus by the opening of the new facility if those agencies provide the funds to cover the full cost of such operation. The hospital shall account for these patients separately from state-supported patients. The care of these patients shall not be subject to the staff-to-patient ratio required in this act.

(f) The department of social and health services in conjunction with the office of financial management and the legislative budget committee shall develop staff-to-patient ratios for each treatment unit by September 1, 1981. By October 1, 1981, the state hospitals shall operate at these required ratios.

(3) SPECIAL PROJECTS

General Fund Appropriation—State	\$	1,514,000
General Fund Appropriation—Federal	\$	320,000
Total Appropriation	\$	1,834,000

The appropriations in this subsection are subject to the following condition or limitation: \$683,000 from the general fund—state appropriation is provided solely for the continuation of the case management projects in Snohomish, King, Pierce, and Clark counties, and such other counties as funds allow: PROVIDED, That each county receiving these funds shall develop a method of funding case management within its 1983-85 grant-in-aid awards.

(4) PROGRAM SUPPORT

General Fund Appropriation—State	\$	1,851,000
General Fund Appropriation—Federal	\$	549,000
Total Appropriation	\$	2,400,000

NEW SECTION. Sec. 51. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL DISABILITIES PROGRAM

FTE Staff Years—Fiscal Year 1982	3,387.5
FTE Staff Years—Fiscal Year 1983	3,339.5

(1) COMMUNITY SERVICES

General Fund Appropriation—State	\$	47,569,000
General Fund Appropriation—Federal	\$	11,645,000
Total Appropriation	\$	59,214,000

The appropriations in this subsection are subject to the following condition or limitation: \$2,000,000 of which \$1,000,000 is from federal funds is provided solely for the fragile children's program.

(2) INSTITUTIONAL SERVICES

General Fund Appropriation—State	\$	84,178,000
General Fund Appropriation—Federal	\$	49,036,000
Total Appropriation	\$	133,214,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) The department of social and health services in conjunction with the superintendent of public instruction and a legislative study committee shall study the services provided by the School for the Deaf and the School for the Blind. The study shall include the role the schools play in the provision of education to

sensory handicapped pupils in the state. The study shall further include recommendations on various contingency plans by which these services will be provided in the second fiscal year of the biennium, such as: Combining adjacent facilities; partial closure to serve a decreased population; modification of education modality; or total closure. The report shall be completed and presented to the legislature by December 30, 1981.

(b) \$6,781,000 is provided solely for the School for the Deaf, of which \$3,356,000 is for fiscal year 1982 and \$3,424,000 is for fiscal year 1983. \$4,679,000 is provided solely for the School for the Blind, of which \$2,316,000 is for fiscal year 1982 and \$2,363,000 is for fiscal year 1983: PROVIDED, That funds appropriated for the School for the Deaf and the School for the Blind for fiscal year 1983 shall be placed in reserve. The department shall not remove these funds from reserve until the office of financial management authorizes in writing such action after the completion of the study provided for under subsection (2)(a) of this section.

(c) It is the assumption of the legislature that the appropriations in this subsection initially provide:

- (i) \$32,544,000 and 775.0 FTE staff years for the Fircrest School to operate at a biennial average daily population of 491;
- (ii) \$15,264,000 and 386.0 FTE staff years for the Interlake School to operate at a biennial average daily population of 248;
- (iii) \$34,237,000 and 801.0 FTE staff years for the Rainier School to operate at a biennial average daily population of 531;
- (iv) \$24,651,000 and 574.0 FTE staff years for Lakeland Village to operate at a biennial average daily population of 359;
- (v) \$10,020,000 and 243.0 FTE staff years for the Yakima Valley School to operate at a biennial average daily population of 148;
- (vi) \$3,921,000 and 94.0 FTE staff years for the Francis Haddon Morgan Children's Center to operate at a biennial average daily population of 55; and
- (vii) \$1,117,000 and 23.0 FTE staff years for the Cerebral Palsy Center to operate at a biennial average daily population of 16.

(3) SPECIAL PROJECTS

General Fund Appropriation—State	\$ 984,000
General Fund Appropriation—Federal	\$ 2,397,000
Total Appropriation	\$ 3,381,000

(4) PROGRAM SUPPORT

General Fund Appropriation—State	\$ 3,056,000
General Fund Appropriation—Federal	\$ 227,000
Total Appropriation	\$ 3,283,000

NEW SECTION. Sec. 52. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—NURSING HOMES PROGRAM

General Fund Appropriation—State	\$ 175,951,000
General Fund Appropriation—Federal	\$ 175,951,000
Total Appropriation	\$ 351,902,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$3,777,000 (of which \$1,888,000 is from federal funds) shall be used for reimbursement of costs incurred from the training of nurses' assistants.

(2) The wages for nursing service personnel shall be the sum of the product of ninety-three percent of the prevailing wages for the categories of nursing assistants, licensed practical nurses, registered nurses, and noncontractual therapists and related restorative employees, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours determined by the department of social and health services.

NEW SECTION. Sec. 53. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—INCOME MAINTENANCE GRANTS PROGRAM

General Fund Appropriation—State	\$ 329,489,000
General Fund Appropriation—Federal	\$ 342,795,000
Total Appropriation	\$ 672,284,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The department of social and health services shall maintain state payments for grants at the state payment level provided for in chapter 74.08 RCW and this section.

(2) \$20,000,000 is provided solely for implementation of the consolidated emergency assistance program to provide specifically directed cash or in-kind benefits to meet the specific emergent need(s) of the applicant. Aid may be provided for up to two months in any consecutive twelve-month period to low-income families with children who are ineligible for other state or federal assistance: PROVIDED, That no more than the value of 60% of a full AFDC grant shall be allocated in the first month and no more than 100% of a full AFDC grant in any consecutive twelve-month period. It is the intent of the legislature that eligibility requirements shall be stricter than AFDC requirements. The department of social and health services shall immediately apply for waivers under Title XI, section 1115 of the federal social security act to allow federal matching funds to be used for the consolidated emergency assistance program as provided for in this section and in chapter 74.04 RCW (Senate Bill No. 4299).

(3) \$53,428,000 of the general fund—state appropriation is provided solely for income maintenance grants for the general assistance—unemployable program.

(4) The department of social and health services shall immediately evaluate federal proposals which are presently legal options to the states and implement those which are found to be cost-effective. The department of social and health services shall immediately request waivers for federal proposals relating to standard flat deductions for work expenses and child care, earned income disregards, and mandatory work experience programs. In addition, the department shall seek waivers for any specific federal proposals which are cost-effective and are not now authorized. When waivers are obtained, changes shall be implemented. The department of social and health services shall provide proper notification, in accordance with state and federal laws and regulations, of any changes that are implemented. Furthermore, the department of social and health services shall draft rules to implement enacted changes to Title IV-A of the federal social security act prior to the issuance of federal regulations in order to avoid overexpenditure of state funds.

(5) The department of social and health services shall submit a report no later than November 2, 1981, to the committees on ways and means, social and health services, and human services of the senate and house of representatives detailing the implementation schedule and fiscal and program impact of these changes.

(6) It is the assumption of the legislature that the appropriations in this section initially provide:

(a) \$44,220,000 from federal funds for energy assistance;

(b) \$61,220,000 from federal funds for Indochinese refugees;

(c) \$20,000,000 from the state general fund for the consolidated emergency assistance program;

(d) \$453,334,000 (including \$219,086,000 from the state general fund) for aid to families with dependent children, with a caseload assumption for fiscal year 1982 of 59,890 cases and a caseload assumption for fiscal year 1983 of 61,797 cases;

(e) \$31,103,000 from the state general fund for the supplemental security income state supplement;

(f) \$53,428,000 from the state general fund for general assistance, with a caseload assumption for fiscal year 1982 of 9,075 cases and a caseload assumption for fiscal year 1983 of 9,692 cases;

(g) \$2,034,000 from the state general fund for supplemental security income—additional requirements;

(h) \$2,116,000 from the state general fund for burial assistance;

(i) \$2,361,000 (including \$1,475,000 from the state general fund) for employment and training day-care; and

(j) \$2,468,000 (including \$247,000 from the state general fund) for work incentive payments.

(7) The department of social and health services shall review service manuals and make changes by September 15, 1981, as necessary to ensure that eligibility standards for income maintenance are as restrictive as is permitted under state and federal law. The department shall provide a summary of the changes on actual and projected cost savings to the committees on ways and means, social and health services, and human services of the senate and house of representatives by November 2, 1981.

NEW SECTION. Sec. 54. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SOCIAL SERVICES GRANTS PROGRAM

General Fund Appropriation—State	\$	136,728,000
General Fund Appropriation—Federal	\$	69,318,000
General Fund Appropriation—Local	\$	105,000
Total Appropriation	\$	206,151,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$42,000,000 of which \$19,566,000 is from federal funds is provided solely for the provision of chore services to persons at risk of institutionalization who meet the eligibility criteria in RCW 74.08.540, and for the support of programs utilizing volunteers to provide chore services. Of that amount, \$29,200,000 is provided for a limited chore service program in which services are provided solely on an hourly basis, with a monthly lid on chore service hours which may be authorized. \$12,800,000 is provided for chore services to clients in need of attendant care whose services are authorized on a monthly rate basis. The department of social and health services shall immediately seek waivers which allow the use of Title XX funds in a lidded program.

(2) \$992,000 is provided solely for the provision of chore services on a case-by-case exception-to-policy basis to severely handicapped persons in need of attendant care whose income exceeds the criteria established in RCW 74.08.540 but does not exceed 50% of the state median income. Services may be provided under this subsection only to the extent necessary to allow the individual to remain in his or her own home, and no services may be authorized for more than ninety days at any one time. The department of social and health services shall not disperse any more than one-eighth of the funds under this subsection in any three-month period.

(3) \$1,226,000 of the general fund—state appropriation is provided solely for long-term alcoholism beds.

(4) \$14,960,000 of the general fund—state appropriation is provided solely for implementation of the senior citizens services act. At least 7.0% of these funds shall be used to develop and implement programs which utilize volunteer workers for the provision of chore services to persons whose need for chore services is not being met by the state chore service program.

(5) \$1,148,000 of the general fund—state appropriation is provided solely for the victims of domestic violence program.

(6) \$1,335,000 of the general fund—state appropriation, or so much thereof as may be necessary, is provided solely for the migrant day-care program.

(7) It is the assumption of the legislature that the appropriations in this section initially provide:

- (a) \$15,851,000 (including \$11,559,000 from the state general fund) for alcoholism grants;
- (b) \$5,475,000 (including \$4,590,000 from the state general fund) for detoxification;
- (c) \$9,558,000 (including \$3,545,000 from the state general fund) for substance abuse grants;
- (d) \$2,500,000 from federal funds for Indochinese refugees;
- (e) \$17,642,000 from federal funds for aging services under Title III of the federal older Americans act;
- (f) \$14,960,000 from the state general fund for the senior citizens services act;
- (g) \$4,482,000 (including \$2,275,000 from the state general fund) for crisis residential centers;
- (h) \$28,887,000 from the state general fund for congregate care facilities;
- (i) \$45,072,000 (including \$38,120,000 from the state general fund) for foster care payments, with a caseload assumption of 5,433 for fiscal year 1982 and a caseload assumption of 5,327 for fiscal year 1983;
- (j) \$8,891,000 (including \$1,718,000 from the state general fund) for child care payments;
- (k) \$4,816,000 (including \$4,372,000 from the state general fund) for adoption support;
- (l) \$42,992,000 (including \$23,426,000 from the state general fund) for chore services;
- (m) \$1,148,000 from the state general fund for victims of domestic violence;
- (n) \$831,000 (including \$150,000 from the state general fund) for adult day care;
- (o) \$2,537,000 (including \$634,000 from the state general fund) for crisis intervention services;
- (p) \$1,200,000 from the state general fund for adult family homes; and
- (q) \$144,000 from the state general fund for nursing home discharge allowances.

NEW SECTION. Sec. 55. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MEDICAL ASSISTANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	274,462,000
General Fund Appropriation—Federal	\$	206,907,000
Total Appropriation	\$	481,369,000

The appropriations in this section are subject to the following conditions or limitations:

- (1) \$50,000,000 of the general fund—state appropriation is provided solely for the medical care of individuals not eligible for categorical assistance. Eligibility standards and scope of service shall be determined by the department of social and health services.
- (2) \$39,144,000 of the general fund—state appropriation is provided solely for the medical component of the general assistance—unemployable program.
- (3) The legislature supports efforts to maximize the cost benefits of pre-paid risk-sharing contracts in the provision of medical services through health maintenance organizations (HMOs) and individual practice associations (IPAs). The department is directed to seek increased participation of recipients enrolled in these programs. The legislature further supports the use of a hospital reimbursement system based on prospectively established rates. The department shall cooperate with the hospital commission in determining the possible savings to the state of using such a system.
- (4) The department of social and health services shall authorize by rule the service of chiropractors and podiatrists if the service is deemed to be the most cost-effective and appropriate treatment. The department may authorize the use of nurse practitioners where appropriate.
- (5) The department of social and health services shall establish by rule a system to insure that these funds are not expended to cover persons who are already covered by private or public programs.
- (6) The department of social and health services shall reimburse ophthalmologists and optometrists at the same rate for the performance of identical services.

NEW SECTION. Sec. 56. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PUBLIC HEALTH PROGRAM

General Fund Appropriation—State	\$	30,394,000
General Fund Appropriation—Federal	\$	56,635,000
General Fund Appropriation—Local	\$	1,473,000
General Fund Appropriation—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 234, Laws of 1979 ex. sess. (Referendum 38)—Appropriation	\$	10,000,000
General Fund Appropriation—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27); chapter 258, Laws of 1979 ex. sess. (chapter 43.99D RCW); and chapter 234, Laws of 1979 ex. sess. (Referendum 38)—Reappropriation	\$	19,900,000
Total Reappropriation	\$	19,900,000
Total New Appropriation	\$	98,502,000
Total Appropriation	\$	118,402,000

FTE Staff Years—Fiscal Year 1	427.0
FTE Staff Years—Fiscal Year 2	427.0

NEW SECTION. Sec. 57. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL REHABILITATION PROGRAM

General Fund Appropriation—State	\$	9,648,000
General Fund Appropriation—Federal	\$	45,351,000

Total Appropriation	\$	54,999,000
FTE Staff Years—Fiscal Year 1982		335.5
FTE Staff Years—Fiscal Year 1983		335.5

NEW SECTION. Sec. 58. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund Appropriation—State	\$	68,798,000
General Fund Appropriation—Federal	\$	44,200,000
General Fund—Institutional Impact Account Appropriation	\$	600,000
Total Appropriation	\$	113,598,000
FTE Staff Years—Fiscal Year 1982		1,417.0
FTE Staff Years—Fiscal Year 1983		1,417.5

The appropriations in this section are subject to the following conditions and limitations:

(1) \$525,000 of the general fund—institutional impact account appropriation shall be transferred to the department of corrections if a department of corrections is created during the 1981 regular session of the legislature.

(2) If Second Substitute House Bill No. 235 is enacted during the 1981 regular session of the legislature, there shall be transferred to the department of corrections an amount of the general fund—state appropriation and FTE staff years provided in this section, the exact amount to be negotiated by the secretary of social and health services and the secretary of corrections, with the approval of the director of financial management. The transferred appropriation shall not exceed \$4,252,000.

(3) \$4,186,000 of the general fund—state appropriation and 50.0 FTE staff years are provided solely for the integrated systems development project. This project shall include among its top priorities the development of a method for the identification of common client information and the tracking of clients through all human service programs provided by the department of social and health services. This project is subject to the following conditions:

(a) By January 15, 1982, the department of social and health services shall make reports available to the legislature that analyze client, service delivery, and service cost data across systems containing common client identifier information, including but not limited to Social Service Payment Systems, Medicaid Management Information Systems, and the Interactive Terminal Input Systems/Client Financial Systems.

(b) \$686,000 of this sum shall be used to: (i) Establish a centralized data administration function; (ii) enhance and establish centralized data security and privacy controls; and (iii) implement a comprehensive data system methodology. By January 15, 1982, the department shall submit a report to the legislature that includes: (i) Plans for including each client, service cost, and service delivery information system in the department's data dictionary; (ii) an approach for unique identifications of individual service recipients, service recipient households, and service recipient families, and for the incorporation of such in each client, service cost, and service delivery information system; and (iii) plans for extracting data from those systems which include unduplicated recipient counts and service histories.

(c) These systems shall meet the following criteria: (i) Contain client, service cost, service delivery, or financial data; and (ii) lend themselves to rapid, flexible, and efficient data extraction and report generation. Those systems containing client information should include unique identifiers of individual recipients, recipient families, and recipient households with confidentiality of patient information and records as provided by state and federal law.

(d) A high priority of projects funded with this appropriation is the mental health information system for institutions and community mental health. This project shall be developed and completed during the 1981-83 biennium.

(4) 19.0 FTE staff years shall be added to fiscal year 1983 for nursing home audits if Substitute Senate Bill No. 3765 is enacted during the 1981 regular session of the legislature.

(5) In addition to any other reporting requirements, the department of social and health services shall report in writing to the committees on ways and means of the senate and house of representatives not later than January 15, 1982, and January 14, 1983, on actions taken to implement the conditions and limitations provided in sections 47 through 60 of this act and on the funds expended in support of each condition or limitation. If a department of corrections is created, it shall provide any reports required under this subsection for the conditions and limitations established in sections 47 and 48 of this act.

NEW SECTION. Sec. 59. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SERVICES ADMINISTRATION PROGRAM

General Fund Appropriation—State	\$	102,812,000
General Fund Appropriation—Federal	\$	139,494,000
General Fund Appropriation—Local	\$	48,000
Total Appropriation	\$	242,354,000
FTE Staff Years—Fiscal Year 1982		4,274.9
FTE Staff Years—Fiscal Year 1983		4,361.3

The appropriations in this section are subject to the following conditions and limitations:

(1) 255.0 FTE staff years are provided solely to increase the diversion capabilities of the employment and training program. The department of social and health services shall monitor and determine the net reduction in income maintenance and medical costs as a result of the employment and training program.

(2) The department of social and health services in conjunction with the employment security department shall seek federal funding to support the placement incentive demonstration project.

(3) The department of social and health service in conjunction with the employment security department shall monitor and determine the net reduction in income maintenance and medical costs as a result of the placement incentive demonstration project.

(4) \$350,000 is provided solely for the sexual assault victims program.

(5) The department shall provide necessary assistance in each community service office to ensure that applicants or recipients of general assistance who may qualify for supplemental security income make prompt application for and actively pursue qualification for the supplemental security income program.

(6) \$5,481,000 (of which \$2,741,000 is from federal funds) shall revert to the general fund if Substitute Senate Bill No. 3765 is enacted during the 1981 regular session of the legislature.

(7) \$565,000 (of which \$282,000 is from federal funds) shall be transferred to the department of social and health services—administration and supporting services program if Substitute Senate Bill No. 3765 is enacted during the 1981 regular session of the legislature.

NEW SECTION. Sec. 60. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—REAPPROPRIATIONS

General Fund Appropriation—State	\$	26,532,000
General Fund Appropriation—Federal	\$	18,383,000
General Fund Appropriation—Local	\$	250,000
Total Appropriation	\$	45,165,000

The appropriations in this section are subject to the following condition or limitation: These general fund reappropriations shall be for services and supplies not in excess of the unexpended balances of the 1979–1981 appropriations for such purposes.

NEW SECTION. Sec. 61. FOR THE DEPARTMENT OF VETERANS AFFAIRS

General Fund Appropriation—State	\$	15,263,000
General Fund Appropriation—Local	\$	2,496,000
Total Appropriation	\$	17,759,000
FTE Staff Years—Fiscal Year 1982		371.1
FTE Staff Years—Fiscal Year 1983		371.1

NEW SECTION. Sec. 62. FOR THE PLANNING AND COMMUNITY AFFAIRS AGENCY

General Fund Appropriation—State	\$	5,270,000
General Fund Appropriation—Federal	\$	28,152,000
Total Appropriation	\$	33,422,000
FTE Staff Years—Fiscal Year 1982		85.0
FTE Staff Years—Fiscal Year 1983		85.0

The appropriations in this section are subject to the following conditions and limitations:

(1) \$40,000 of the general fund—state appropriation is provided solely for City Fair—Seattle.

(2) In anticipation of significant reductions in federal support, the agency shall prepare a contingency expenditure plan which adjusts the allotments to reflect the anticipated loss of federal funds and required state matching funds. This contingency plan shall include necessary program changes and a redefinition of services. As a result of any loss of federal funds, subsequent state matching funds shall be placed in reserve. The contingency plan shall be transmitted to the legislature upon completion.

(3) \$250,000 of the general fund—state appropriation is provided solely for distribution to border towns within seven air miles of the Canadian border. These moneys shall be disbursed to these communities on the basis of border traffic and historic public impacts of law enforcement problems caused by the border on local budgets.

(4) \$1,891,000 of the general fund—state appropriation is provided solely for the Mt. St. Helens Zone Enforcement/Assistance Project to expedite a coordinated three-county response to an emergency generated by tourist and public response to Mt. St. Helens volcano activity and/or disaster. If necessary, a portion of the funds provided in this subsection may be spent prior to July 1, 1981.

NEW SECTION. Sec. 63. FOR THE HUMAN RIGHTS COMMISSION

General Fund Appropriation—State	\$	2,769,000
General Fund Appropriation—Federal	\$	517,000
Total Appropriation	\$	3,286,000
FTE Staff Years—Fiscal Year 1982		47.2
FTE Staff Years—Fiscal Year 1983		44.5

NEW SECTION. Sec. 64. FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

General Fund Appropriation	\$	35,000
Accident Fund Appropriation	\$	2,339,000
Medical Aid Fund Appropriation	\$	2,339,000
Total Appropriation	\$	4,713,000
FTE Staff Years—Fiscal Year 1982		55.0
FTE Staff Years—Fiscal Year 1983		56.1

The appropriations in this section are subject to the following condition or limitation: \$8,000 from the medical aid fund appropriation and \$8,000 from the accident fund appropriation is provided solely for an independent cost analysis of the appeals process to establish a valid method of allocating costs between the

various appeals categories. The conclusions of the study shall be based on generally accepted work measurement principles and procedures in determining the allocation of direct and indirect labor costs. This cost allocation study shall be transmitted to the legislature upon completion.

NEW SECTION. Sec. 65. FOR THE WASHINGTON STATE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund—Criminal Justice Training Account Appropriation	\$	5,520,000
FTE Staff Years—Fiscal Year 1982		20.0
FTE Staff Years—Fiscal Year 1983		20.0

NEW SECTION. Sec. 66. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

General Fund Appropriation—State	\$	6,523,000
General Fund—Crime Victims' Compensation Account Appropriation	\$	160,000
Accident Fund Appropriation—State	\$	39,401,000
Accident Fund Appropriation—Federal	\$	366,000
Electrical License Fund	\$	7,381,000
Medical Aid Fund Appropriation	\$	33,619,000
Plumbing Certificate Fund	\$	283,000
Pressure Systems Safety Fund	\$	827,000
Total Appropriation	\$	88,560,000
FTE Staff Years—Fiscal Year 1982		1,400.9
FTE Staff Years—Fiscal Year 1983		1,417.0

The appropriations in this section are subject to the following conditions and limitations:

(1) General fund expenditures for the building and construction program together with associated indirect cost and salary increase costs shall not exceed general fund revenue from the building and construction program.

(2) \$1,100,000 of the general fund—state appropriation and 37.2 FTE staff years are provided solely for the fiscal year 1982 employment standards and apprenticeship programs. Fiscal year 1983 funding shall be determined on the basis of a legislative budget committee review of the employment standards program within the criteria established in chapter 43.131 RCW and complete a report prior to December 15, 1981. Fiscal year 1983 funding of the apprenticeship program shall be determined on the basis of a legislative study to be completed by January 15, 1982.

(3) \$632,000 of the general fund—state appropriation and 2.0 FTE staff years are provided solely for victims of crime pension benefit payments.

NEW SECTION. Sec. 67. FOR THE BOARD OF PRISON TERMS AND PAROLES

General Fund Appropriation	\$	2,446,000
FTE Staff Years—Fiscal Year 1982		29.0
FTE Staff Years—Fiscal Year 1983		29.0

NEW SECTION. Sec. 68. FOR THE HOSPITAL COMMISSION

General Fund Appropriation—State	\$	549,000
General Fund Appropriation—Federal	\$	132,000
General Fund—Hospital Commission Account Appropriation	\$	915,000
Total Appropriation	\$	1,596,000
FTE Staff Years—Fiscal Year 1982		20.3
FTE Staff Years—Fiscal Year 1983		19.8

The appropriations in this section are subject to the following condition or limitation: The hospital commission shall further review the benefits and possible savings to the state of utilizing a reimbursement system based on prospectively established hospital rates.

NEW SECTION. Sec. 69. FOR THE EMPLOYMENT SECURITY DEPARTMENT

General Fund Appropriation—State	\$	2,270,000
General Fund Appropriation—Federal	\$	158,908,000
General Fund Appropriation—Local	\$	23,571,000
Administrative Contingency Fund Appropriation—Federal	\$	2,231,000
Unemployment Compensation Administration Fund Appropriation	\$	93,132,000
Total Appropriation	\$	280,112,000
FTE Staff Years—Fiscal Year 1982		2,813.1
FTE Staff Years—Fiscal Year 1983		2,759.9

The appropriations in this section are subject to the following conditions and limitations:

(1) \$900,000 of the general fund—state appropriation is provided solely for work orientation of ex-offenders.

(2) \$300,000 of the general fund—state appropriation is provided solely for a placement incentive demonstration project to serve AFDC-R recipients who have been on assistance for three consecutive years or more and have been determined to have the most severe barriers to employment.

The goal of this program is to establish a demonstration program that will use performance-based contracts to achieve full-time job placement and ensure long-term job retention. Not more than \$1,000 may be spent per participant and the payment schedule shall be structured to ensure incentive is built-in with twelve-month job retention for a minimum of 50% of the participants. The results of this program will be analyzed and evaluated and a written report will be submitted to the legislature by January, 1983. The report shall also contain comparative analysis of other similar employment and training programs including

the employment and training program of the department of social and health services. The employment security department shall cooperate with the department of social and health services in seeking federal funds for this program and in monitoring savings in income maintenance and medical assistance as a result.

NEW SECTION, Sec. 70. FOR THE COMMISSION FOR THE BLIND

General Fund Appropriation—State	\$	2,746,000
General Fund Appropriation—Federal	\$	5,254,000
Total Appropriation	\$	8,000,000
FTE Staff Years—Fiscal Year 1982		71.0
FTE Staff Years—Fiscal Year 1983		70.5

NEW SECTION, Sec. 71. FOR THE JAIL COMMISSION

General Fund Appropriation	\$	390,000
General Fund—Local Jail Improvement and Construction Account Appropriation	\$	511,000
Total Appropriation	\$	901,000
FTE Staff Years—Fiscal Year 1982		9.0
FTE Staff Years—Fiscal Year 1983		9.0

NEW SECTION, Sec. 72. FOR THE STATE ENERGY OFFICE

General Fund Appropriation—State	\$	1,300,000
General Fund Appropriation—Federal	\$	4,720,000
Total Appropriation	\$	6,020,000
FTE Staff Years—Fiscal Year 1982		49.9
FTE Staff Years—Fiscal Year 1983		28.8

The appropriations in this section are subject to the following condition or limitation: The appropriations in this section are contingent on the enactment of House Bill No. 402 during the 1981 regular session of the legislature.

NEW SECTION, Sec. 73. FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund Appropriation	\$	76,000
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NEW SECTION, Sec. 74. FOR THE DEPARTMENT OF ECOLOGY

General Fund Appropriation—State	\$	20,093,000
General Fund Appropriation—Federal	\$	14,380,000
General Fund—Special Grass Seed Burning Research Account Appropriation	\$	35,000
General Fund—Reclamation Revolving Account Appropriation	\$	580,000
General Fund—Litter Control Account Appropriation	\$	4,110,000
Stream Gaging Basic Data Fund Appropriation	\$	200,000
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities: Appropriated pursuant to chapter 127, Laws of 1972 ex. sess. (Referendum 26)	\$	54,315,000
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities: Reappropriation (Referendum 26)	\$	61,797,000
General Fund—Water Pollution Control Facilities Account Appropriation	\$	50,000
General Fund—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27)	\$	7,284,000
General Fund—State and Local Improvements Revolving Account—Water Supply Facilities: Reappropriation (Referendum 27)	\$	4,700,000
General Fund—Emergency Water Project Revolving Account Appropriation: Appropriated pursuant to chapter 1, Laws of 1977 ex. sess.	\$	7,358,000
General Fund—Emergency Water Project Revolving Account: Reappropriation	\$	6,500,000
General Fund—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 234, Laws of 1979 ex. sess. (Referendum 38)	\$	18,095,000
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities 1980: Appropriated pursuant to chapter 159, Laws of 1980 (Referendum 39)	\$	84,780,000
Total Reappropriation	\$	72,997,000
Total New Appropriation	\$	211,280,000
Total Appropriation	\$	284,277,000
FTE Staff Years—Fiscal Year 1982		509.5
FTE Staff Years—Fiscal Year 1983		512.1

The appropriations in this section are subject to the following conditions and limitations:

(1) On or before October 1, 1981, the department of ecology shall file with the committees on ways and means of the senate and house of representatives a master compilation by project type of those projects proposed for funding during the 1981-83 biennium from the appropriations for waste disposal facilities and water supply facilities. A separate compilation shall be supplied for each referendum bond issue. The department shall submit updates for the master compilation to the committees on ways and means at six-

month intervals during the 1981-83 biennium. The updates shall reflect project completions, deletions, substitutions, or additions made during the course of administering the projects. If the department proposes to change or modify any project list on the master compilation, it shall give the committees on ways and means thirty days' written notice of the change or modification prior to the expenditure or obligation of any funds appropriated by this section. The department shall immediately inform the committees of significant changes from historic federal funding levels for waste disposal facilities and water supply facilities.

(2) The appropriation from the state and local improvements revolving account—water supply facilities (Referendum 27) may be expended to pay up to 50% of the eligible cost of any project, as a grant or loan or combination thereof. Also, the department may lend up to 100% of the eligible costs of preconstruction activities and the department may provide up to 100% of the costs necessary to meet the conditions required to receive federal funds.

(3) The appropriation from the state and local improvements revolving account—waste disposal facilities (Referendum 26) may be expended by the department to pay for up to 50% of the eligible cost of any project, as a grant or up to 100% as a loan or combination thereof, for waste water treatment or disposal, agricultural pollution, lake rehabilitation, or solid waste management facilities. The department is authorized to provide up to 100% of the costs necessary to meet the conditions required to receive federal funds.

(4) The appropriation from the state and local improvements revolving account—waste disposal facilities 1980 (Referendum 39) may be expended by the department to pay up to 75% of the eligible cost of any project as a grant or up to 100% as a loan, or combination thereof, for waste water treatment or disposal, agricultural pollution, lake rehabilitation, or solid waste management facilities. The department is authorized to provide up to 100% of the costs necessary to meet the conditions required to receive federal funds.

(5) \$130,000 of the general fund—state appropriation is provided solely to augment current department planned expenditures for the assessment of sources of, and abatement programs for, toxic substances in Commencement Bay and its waterways. Of that amount:

(a) \$90,000 is for field and laboratory studies and activities needed for determining the source or sources of toxic substances in Commencement Bay and its waterways; and

(b) \$40,000 is for collecting and analyzing samples of sediments from any deep water portions of Commencement Bay that have been utilized for waste disposal sites, for the purpose of identifying the nature and extent of the wastes deposited.

(6) \$1,306,000 of the general fund—state appropriation is provided solely for the vehicle emission inspection program.

NEW SECTION. Sec. 75. FOR THE ENVIRONMENTAL HEARINGS OFFICE.

General Fund Appropriation	\$	658,000
FTE Staff Years—Fiscal Year 1982		7.0
FTE Staff Years—Fiscal Year 1983		7.0

NEW SECTION. Sec. 76. FOR THE ENERGY FACILITY SITE EVALUATION COUNCIL.

General Fund Appropriation—Private/Local	\$	3,790,000
FTE Staff Years—Fiscal Year 1982		23.0
FTE Staff Years—Fiscal Year 1983		17.7

NEW SECTION. Sec. 77. FOR THE STATE PARKS AND RECREATION COMMISSION.

General Fund Appropriation—State	\$	27,511,000
General Fund Appropriation—Federal	\$	185,000
General Fund Appropriation—Private/Local	\$	467,000
General Fund—Trust Land Purchase Account Appropriation	\$	5,854,000
General Fund—Winter Recreation Parking Account Appropriation	\$	139,000
General Fund—Outdoor Recreation Account Appropriation	\$	81,000
General Fund—Snowmobile Account Appropriation	\$	555,000
Motor Vehicle Fund Appropriation	\$	600,000
Total Appropriation	\$	35,392,000
FTE Staff Years—Fiscal Year 1982		551.3
FTE Staff Years—Fiscal Year 1983		551.4

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of \$155,000 is provided solely for continuation of contractual agreements with Grays Harbor and Pacific counties for beach patrol and law enforcement on North Beach, South Beach, and Long Beach.

(2) \$178,000 is provided solely for a manual campsite reservation system.

(3) A maximum of \$239,000 may be expended for a lifeguard program.

(4) A maximum of \$90,000 may be expended for the operation of the Goldendale Observatory.

(5) No moneys appropriated in this section may be expended for an agreement with the department of transportation for maintenance of the restroom at Snoqualmie Pass.

(6) \$870,000 is provided solely for facility maintenance.

(7) \$221,000 is provided solely for law enforcement, including an agreement with the Washington state patrol.

(8) If House Bill No. 386 is not enacted during the 1981 regular session of the legislature, the winter recreation parking account appropriation shall be reduced to \$64,000.

(9) \$100,000 is provided solely to determine the potential long-range alternative uses of the St. Edwards facility. The study shall include all potential uses, including but not limited to recreation. The results of the study shall be reported to the legislature not later than December 1, 1981.

(10) \$196,000 is provided solely for the St. Edwards facility. These moneys shall be expended to put the facility in an operable condition.

NEW SECTION, Sec. 78. FOR THE OFFICE OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund Appropriation—State	\$	344,000
General Fund Appropriation—Federal	\$	5,136,000
Total Appropriation	\$	5,480,000
FTE Staff Years—Fiscal Year 1982		8.0
FTE Staff Years—Fiscal Year 1983		8.0

NEW SECTION, Sec. 79. FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

General Fund—Outdoor Recreation Account Appropriation	\$	29,350,000
FTE Staff Years—Fiscal Year 1982		19.0
FTE Staff Years—Fiscal Year 1983		19.0

The appropriation in this section is subject to the following condition or limitation: A maximum of \$1,341,000 may be expended for administration.

NEW SECTION, Sec. 80. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation—State	\$	3,550,000
General Fund Appropriation—Federal	\$	391,000
Motor Vehicle Fund Appropriation	\$	395,000
Total Appropriation	\$	4,336,000
FTE Staff Years—Fiscal Year 1982		44.0
FTE Staff Years—Fiscal Year 1983		44.0

The appropriations in this section are subject to the following conditions and limitations:

- (1) \$1,031,000 of the total appropriation is provided solely for the administration program.
- (2) \$1,046,000 of the total appropriation is provided solely for the tourism program.
- (3) \$858,000 of the total appropriation is provided solely for the foreign trade program.
- (4) \$1,079,000 of the total appropriation is provided solely for the industrial development program.
- (5) \$322,000 of the total appropriation is provided solely for the small business program.

NEW SECTION, Sec. 81. FOR THE DEPARTMENT OF FISHERIES

General Fund Appropriation—State	\$	38,582,000
General Fund Appropriation—Federal	\$	5,777,000
General Fund Appropriation—Private/Local	\$	1,873,000
General Fund—Lewis River Hatchery Account Appropriation	\$	27,000
Total Appropriation	\$	46,259,000
FTE Staff Years—Fiscal Year 1982		600.8
FTE Staff Years—Fiscal Year 1983		607.0

NEW SECTION, Sec. 82. FOR THE DEPARTMENT OF GAME

General Fund—ORV (Off-Road Vehicle) Account Appropriation	\$	124,000
Game Fund Appropriation—State	\$	28,612,000
Game Fund Appropriation—Federal	\$	19,332,000
Game Fund Appropriation—Private/Local	\$	2,344,000
Game Fund—Special Wildlife Account Appropriation	\$	194,000
Total Appropriation	\$	50,606,000
FTE Staff Years—Fiscal Year 1982		740.5
FTE Staff Years—Fiscal Year 1983		772.8

The appropriations in this section are subject to the following conditions and limitations:

- (1) A maximum of \$7,504,000 of the total appropriation may be expended in the administration program.
- (2) If House Bill No. 116 is not enacted during the 1981 regular session of the legislature, the game fund—state appropriation shall be reduced to \$22,024,000; the game fund—federal appropriation shall be reduced to \$14,524,000; and the FTE staff years shall be 557.7 for fiscal year 1982 and 558.3 for fiscal year 1983.

NEW SECTION, Sec. 83. FOR THE DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation—State	\$	23,616,000
General Fund Appropriation—Federal	\$	1,354,000
General Fund—ORV (Off-Road Vehicle) Account Appropriation	\$	1,711,000
General Fund—Forest Development Account Appropriation	\$	16,669,000
General Fund—State Timber Tax Reserve Account Appropriation	\$	414,000
General Fund—Landowner Contingency Forest Fire Suppression Account Appropriation	\$	1,878,000
General Fund—Resource Management Cost Account Appropriation	\$	49,977,000
Total Appropriation	\$	95,619,000

FTE Staff Years—Fiscal Year 1982	1,512.4
FTE Staff Years—Fiscal Year 1983	1,533.5

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,782,000 of the general fund—state appropriation is provided solely for emergency fire suppression. The funds shall also be available for interfund loans with the landowner contingency forest fire suppression account.

(2) \$2,221,000 of the general fund—state appropriation is provided solely for the operation of the Clearwater, Olympic, Larch Mountain, Indian Ridge, Cedar Creek, Maple Lane, Naselle, and Mission Creek Honor Camps.

(3) Up to \$13,000,000 of the resource management cost account appropriation may be substituted by additional forest development account funds in excess of the appropriation. Any funds so replaced shall not be expended for any purpose.

(4) A maximum of \$2,038,000 of the general fund—state appropriation may be expended for the geology and earth resources program.

(5) \$40,000 of the resource management cost account appropriation is provided solely for lake management.

(6) The department of natural resources shall provide a report on the urban lands program to the committees on ways and means of the house of representatives and the senate by December 1, 1981. The report shall include an inventory of urban lands, a management plan for each urban parcel, involvement in land use planning, and any other information necessary for policy determination.

NEW SECTION. Sec. 84. FOR THE DEPARTMENT OF AGRICULTURE

General Fund Appropriation—State	\$ 9,401,000
General Fund Appropriation—Federal	\$ 777,000
General Fund—Feed and Fertilizer Account Appropriation	\$ 29,000
Fertilizer, Agricultural, Mineral and Lime Fund Appropriation	\$ 358,000
Commercial Feed Fund Appropriation—State	\$ 311,000
Commercial Feed Fund Appropriation—Federal	\$ 22,000
Seed Fund Appropriation	\$ 913,000
Nursery Inspection Fund Appropriation	\$ 270,000
Grain and Hay Inspection Fund Appropriation	\$ 17,278,000
Total Appropriation	\$ 29,359,000
FTE Staff Years—Fiscal Year 1982	807.4
FTE Staff Years—Fiscal Year 1983	814.7

The appropriations in this section are subject to the following conditions and limitations:

(1) If House Bill No. 252 is enacted during the 1981 regular session of the legislature, there shall be no hay and grain inspection fund appropriation.

(2) A maximum of \$15,000 of the general fund—state appropriation shall be expended for starling control.

NEW SECTION. Sec. 85. FOR THE STATE PATROL

General Fund Appropriation	\$ 12,934,000
Motor Vehicle Fund Appropriation	\$ 85,000,000
Total Appropriation	\$ 97,934,000
FTE Staff Years—Fiscal Year 1982	1,409.2
FTE Staff Years—Fiscal Year 1983	1,410.2

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,500,000 of the motor vehicle fund appropriation and 24.0 FTE staff years per year are provided solely for the payment of overtime for line troopers and communications officers.

(2) If House Bill No. 603 is enacted during the 1981 regular session of the legislature, the general fund appropriation shall be reduced to \$11,870,000; and the FTE staff years shall be 1,397.0 for fiscal year 1982 and 1,398.0 for fiscal year 1983.

NEW SECTION. Sec. 86. FOR THE TRAFFIC SAFETY COMMISSION

Highway Safety Fund Appropriation—State	\$ 198,000
Highway Safety Fund Appropriation—Federal	\$ 8,600,000
Total Appropriation	\$ 8,798,000
FTE Staff Years—Fiscal Year 1982	11.0
FTE Staff Years—Fiscal Year 1983	11.0

NEW SECTION. Sec. 87. FOR THE DEPARTMENT OF LICENSING

General Fund Appropriation	\$ 10,492,000
General Fund—Architects' License Account Appropriation	\$ 173,000
General Fund—Opticians' Account Appropriation	\$ 33,000
General Fund—Optometry Account Appropriation	\$ 81,000
General Fund—Professional Engineers' Account Appropriation	\$ 478,000
General Fund—Real Estate Commission Account Appropriation	\$ 3,444,000
General Fund—Sanitarians' Licensing Account Appropriation	\$ 20,000
General Fund—Board of Psychological Examiners Account Appropriation	\$ 42,000
Game Fund Appropriation	\$ 148,000

Highway Safety Fund Appropriation	\$	33,286,000
Motor Vehicle Fund Appropriation	\$	27,399,000
Total Appropriation	\$	75,596,000
FTE Staff Years—Fiscal Year 1982		1,209.0
FTE Staff Years—Fiscal Year 1983		1,205.7

The appropriations in this section are subject to the following condition or limitation: The sanitarians' licensing account appropriation is contingent on the enactment of House Bill No. 311 or Senate Bill No. 3314 during the 1981 regular session of the legislature.

NEW SECTION. Sec. 88. FOR THE COUNTY ROAD ADMINISTRATION BOARD

Motor Vehicle Fund Appropriation	\$	254,000
FTE Staff Years—Fiscal Year 1982		3.0
FTE Staff Years—Fiscal Year 1983		3.0

NEW SECTION. Sec. 89. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION (INCLUDING THE STATE BOARD FOR EDUCATION)

General Fund Appropriation—State	\$	13,697,000
General Fund Appropriation—Federal	\$	5,981,000
General Fund—Traffic Safety Education Account Appropriation	\$	460,000
Total Appropriation	\$	20,138,000
FTE Staff Years—Fiscal Year 1982		266.5
FTE Staff Years—Fiscal Year 1983		266.5

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of \$460,000 may be expended for the state office administration of the traffic safety education program.

(2) The superintendent shall ensure that data reported by school districts for reimbursement purposes is accurate and timely.

NEW SECTION. Sec. 90. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION FORMULA FOR FISCAL YEARS 1982 AND 1983

General Fund Appropriation	\$	2,567,881,000
General Fund—State Timber Tax Reserve Account	\$	4,000,000
Common School Construction Fund Appropriation	\$	52,379,000
Total Appropriation	\$	2,624,260,000

The appropriations in this section are subject to the following conditions and limitations:

(1) For purposes of this act and compliance with chapter 16, Laws of 1981, the superintendent of public instruction shall ensure that no district provides salary and compensation increases from any fund source whatsoever in excess of those amounts and/or percentages specified in this act: PROVIDED, That the superintendent shall withhold five percent of a district's respective basic education allocation if the school district violates any provision of this act or chapter 16, Laws of 1981 until such time as a school district comes into compliance: PROVIDED FURTHER, That provisions of any contract in force as of the effective date of chapter 16, Laws of 1981, for school years 1981-82 and 1982-83 that conflict with the provisions of this act may continue in effect.

(2) A maximum of \$1,308,315,000 of this appropriation may be expended in fiscal year 1982.

(3)(a) The appropriations in this section and allocation authorized by sections 90 through 94 of this act per annual average full time equivalent student shall constitute 100% of formula as provided in RCW 28A-.41.130 as now or hereafter amended.

(b) If the system-wide staff mix factor exceeds 1.6182, the superintendent of public instruction shall make such adjustments as are required to remain within the amounts generated by the staff mix assumption for the total appropriation.

(4) Formula allocation of certificated staff units shall be determined as follows:

(a) One certificated staff unit for each average annual twenty full time equivalent kindergarten, elementary, and secondary students, excluding secondary vocational full time equivalent students enrolled in a vocational program approved by the superintendent of public instruction.

(b) One certificated staff unit for each average annual eighteen and three-tenths full time equivalent students enrolled in a vocational education program approved by the superintendent of public instruction.

(c) For districts enrolling not more than one hundred average annual full time equivalent students (except as otherwise specified) and for small school plants within any school district, which small plants have been judged to be remote and necessary by the state board of education, certificated staff units shall be determined as follows:

(i) For grades K-6, for enrollments of not more than sixty annual average full time equivalent students, three certificated staff units;

(ii) For grades K-6, for enrollments above sixty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students;

(iii) For grades 7 and 8, for enrollments of not more than twenty annual average full time equivalent students, one certificated staff unit;

(iv) For grades 7 and 8, for enrollment above twenty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students;

(v) For each nonhigh school district having an enrollment of more than seventy annual average full time equivalent students and less than one hundred eighty students, operating a K-8 program or 1-8 program, an additional one-half of a certificated staff unit;

(vi) For each nonhigh school district having an enrollment of more than fifty annual average full time equivalent students and less than one hundred eighty students, operating a K-6 or 1-6 program, an additional one-half of a certificated staff unit.

(d) For districts operating high schools with enrollments of not more than three hundred average annual full time equivalent students, certificated staff units shall be determined as follows:

(i) Nine and one-half certificated staff units for the first sixty annual average full time equivalent students;

(ii) Additional certificated staff units based upon a ratio of one certificated staff unit per forty-three and one-half average annual full time equivalent students.

(5) (a) For nonemployee related costs with each certificated staff unit determined under subsection (4) (a), (c), and (d) of this section, there shall be provided a maximum of \$4,684 per staff unit in the 1981-82 school year and a maximum of \$5,166 per staff unit in the 1982-83 school year.

(b) For nonemployee related costs with each certificated staff unit determined under subsection (4)(b) of this section, there shall be provided a maximum of \$8,182 per staff unit in the 1981-82 school year and a maximum of \$8,964 per staff unit in the 1982-83 school year.

(6) Formula allocation of classified staff units shall be determined as follows:

(a) One classified staff unit per each three certificated staff units determined under subsection (4) (a), (c), and (d) of this section;

(b) One classified staff unit for each sixty full time equivalent vocational students enrolled; and

(c) For each nonhigh school district with an enrollment of more than fifty annual average full time equivalent students and less than one hundred eighty students, an additional one-half of a classified staff unit.

(7) The superintendent of public instruction shall distribute a maximum of \$565,000 outside of the basic education allocation to school districts for fire protection districts at a rate of \$1.00 per year for each student attending a school located in an unincorporated area within a fire protection district as mandated by RCW 52.36.020; a maximum of \$280,000 for the 1981-82 school year, and a maximum of \$285,000 for the 1982-83 school year.

(8) The general fund—state appropriation contained in this section includes all funds received by the state pursuant to Title 16, section 500, United States Code (federal forest funds) which are distributed to the general fund for the benefit of public schools in accordance with RCW 36.33.110. Within thirty days of receipt within the state treasury, the superintendent of public instruction shall distribute such federal forest funds to each eligible school district in an amount not to exceed that which the district would have received in accordance with the basic education apportionment for the previous year. Funds determined to be in excess of that amount shall be distributed to the county for distribution to the school districts within the county in accordance with RCW 36.33.110: PROVIDED, That if the amount received by any district pursuant to this appropriation is less than the basic education allocation which the district would otherwise receive, the superintendent of public instruction shall allocate from basic education funds to the district an amount equal to the difference between the amount received under this appropriation and the amount the district would otherwise receive under the basic education act.

(9) The superintendent of public instruction may distribute a maximum of \$250,000 for school district emergencies outside of the basic education allocation.

(10) Not more than \$6,375,000 of the appropriation contained in this section shall be expended for districts which experience an enrollment decline in the 1981-82 school year from the 1980-81 base enrollment level and in the 1982-83 school year from the 1981-82 base enrollment level. The superintendent of public instruction shall distribute funds based on certificated staff units in the 1981-82 and 1982-83 school years to such districts on the basis of current school year enrollment plus one quarter of the amount of the enrollment decline from the prior school year level. The superintendent of public instruction, in ascertaining the full time equivalent enrollment under this section for any school district declining in enrollment at a rate of at least four percent, or three hundred full time equivalent students, whichever is less, from the immediately preceding school year, shall increase the enrollment as otherwise herein computed by twenty-five percent of the full time equivalent pupil enrollment loss from the previous school year.

NEW SECTION. Sec. 91. SALARY AND COMPENSATION DEFINITIONS

For purposes of sections 90 through 107 of this act, the following definitions apply:

(1) 'LEAP Document 2' means the computer tabulation of 1980-81 derived base salaries for basic education certificated staff, 1980-81 average salaries for basic education classified staff and 1981-82 and 1982-83 salary increase percentages which was developed by the legislative evaluation and accountability program committee on April 20, 1981, at 2:02 p.m.

(2) 'State-supported staff' means state-funded staff in the following programs: Basic education (program 00), general instructional support (program 94), general support (program 97), secondary vocational education (program 30), handicapped (program 21) exclusive of any staff funded in the block grant program under section 103 of this act, vocational-technical institutes/adult education (programs 47 and 48), state institutions (program 46), educational service districts, and transportation (program 99).

(3) 'Incremental fringe benefits' means 7% for certificated staff and 14% for classified staff, which percentage shall be applied to salary increases and is for employer contributions to old age survivor's insurance, workers' compensation, unemployment compensation, and retirement benefits under the public employees' retirement system (chapter 41.40 RCW).

NEW SECTION. Sec. 92. (1) For purposes of determining the 1981-82 and 1982-83 staff mix factor by district for basic education allocation purposes, the following definitions apply:

(a) Basic education certificated staff includes all full time equivalent certificated staff in the following programs:

- (i) Basic education (program 00);
- (ii) Secondary vocational education (program 30);
- (iii) General instructional support (program 94);
- (iv) General support (program 97).

(b) The 1980-81 derived base salary used for basic education allocation purposes shall be that which is specified for each district in LEAP Document 2.

(c) The staff mix factor table developed by the legislative evaluation and accountability program committee (LEAP) (reference LEAP Document 1) in use for school years 1979-80 and 1980-81 shall be employed to calculate each district's base salary and staff mix for basic education certificated staff for 1981-82 and 1982-83.

(2) The 1980-81 basic education average classified salary for allocation purposes shall be that specified for each district in LEAP Document 2 and shall be for all full time equivalent classified staff in the following programs:

- (a) Basic education (program 00);
- (b) Secondary vocational education (program 30);
- (c) General instructional support (program 94);
- (d) General support (program 97).

NEW SECTION. Sec. 93. BASIC EDUCATION ALLOCATION—CALCULATION OF CERTIFICATED STAFF COMPENSATION

(1) Total certificated compensation entitlement for school year 1981-82 for a particular school district shall be the sum of the following:

(a) Maintenance of compensation, calculated using that district's 1980-81 derived base salary established by LEAP Document 2 multiplied by the number of basic education certificated staff units determined pursuant to section 90 of this act multiplied by that district's particular 1981-82 average staff mix factor improved by 7.41%;

(b) The 1981-82 certificated staff salary increase for that district as specified in LEAP Document 2;

(c) Maintenance of insurance benefits at the rate of \$95 per month per certificated full time equivalent staff units determined pursuant to section 90 of this act;

(d) The 1981-82 insurance benefit increases provided in section 95 of this act per certificated staff unit determined pursuant to section 90 of this act.

(2) Total certificated compensation entitlement for school year 1982-83 for a particular school district shall be equal to the sum of the following:

(a) Maintenance of compensation shall be calculated by using that district's 1980-81 derived base salary established by LEAP Document 2 improved by the percentage salary increase specified in LEAP Document 2 for 1981-82 multiplied by the number of basic education staff units determined pursuant to section 90 of this act multiplied by that district's particular 1982-83 average staff mix factor improved by 7.43%;

(b) The 1982-83 certificated staff salary increase for that district as specified in LEAP Document 2;

(c) Maintenance of insurance benefits at the rate of \$95 per month per certificated full time equivalent staff units determined pursuant to section 90 of this act;

(d) The insurance benefit increases per full time equivalent certificated staff unit determined pursuant to section 90 of this act at rates specified in section 95 of this act for the 1981-82 school year and the 1982-83 school year.

NEW SECTION. Sec. 94. BASIC EDUCATION ALLOCATION—CALCULATION OF CLASSIFIED STAFF COMPENSATION

(1) Total 1981-82 basic education classified compensation entitlement for a particular school district shall be the sum of the following:

(a) Maintenance of classified compensation for a particular school district shall be equal to the classified staff units determined pursuant to section 90 of this act multiplied by the 1980-81 average classified salary established by LEAP Document 2 for that district improved by 16.55%;

(b) The 1981-82 classified staff salary increase for that district as specified in LEAP Document 2;

(c) Maintenance of insurance benefits at the rate of \$95 per month per classified full time equivalent staff units determined pursuant to section 90 of this act;

(d) The 1981-82 insurance benefit increases specified in section 95 of this act per full time equivalent classified staff unit determined pursuant to section 90 of this act.

(2) Total 1982-83 basic education classified compensation entitlement for a particular school district shall be the sum of the following:

(a) Maintenance of classified compensation for a particular school district shall be equal to the classified staff units determined pursuant to section 90 of this act multiplied by the 1980-81 average classified salary established in LEAP Document 2 for that district improved by the 1981-82 percentage salary increase specified in LEAP Document 2 for that district improved by 16.55%;

- (b) The 1982-83 classified salary increase for that district as specified in LEAP Document 2;
- (c) Maintenance of insurance benefits at the rate of \$95 per month per classified full time equivalent staff units determined pursuant to section 90 of this act;
- (d) The insurance benefit increases per full time equivalent classified staff unit determined pursuant to section 90 of this act at rates specified in section 95 of this act for the 1981-82 school year and the 1982-83 school year.

NEW SECTION. Sec. 95. SALARY AND COMPENSATION INCREASES

General Fund Appropriation \$ 182,988,000

The appropriation in this section is subject to the following conditions and limitations:

- (1) Increases provided by this section shall be included for purposes of calculating the levy lid pursuant to chapter 84.52 RCW.
- (2) Salary and insurance benefit increase funds shall be allocated by the superintendent of public instruction as specified in this section and may be expended by school districts for any state funded activity.
- (3) A maximum of \$24,936,000 for the 1981-82 school year and a maximum of \$80,977,000 for the 1982-83 school year may be expended for provision of basic education state-supported certificated staff salary increases and concomitant incremental fringe benefits. Percentage salary increases under this section, excluding incremental fringe benefits and including any relevant increases as a result of the provisions of subsection (7) (b) and (c) of this section, shall not exceed the percentages specified in LEAP Document 2.
- (4) A maximum of \$5,457,000 for the 1981-82 school year and a maximum of \$18,136,000 for the 1982-83 school year may be expended for provision of basic education state-supported classified staff salary increases and concomitant incremental fringe benefits. Percentage increases provided under this section, excluding incremental fringe benefits and including any relevant increases as a result of the provisions of subsection (7)(b) of this section, shall not exceed the percentages specified in LEAP Document 2.
- (5) A maximum of \$34,837,000 may be expended for insurance benefit increases for state-supported basic education certificated and classified staff at a rate of \$26 per month per full time equivalent staff unit in 1981-82 and an additional \$16 per month in 1982-83.
- (6) A maximum of \$4,930,000 may be expended in fiscal year 1982 and \$13,715,000 for fiscal year 1983 for state-supported staff salary, insurance benefit increases, and concomitant incremental fringe benefits for educational service district staff, institutional education staff (program 46), vocational-technical institutes/adult basic education (programs 47 and 48), handicapped program staff (program 21) and transportation staff (program 99), to be distributed at rates and/or percentages not exceeding those specified for the basic education certificated or classified staff, as the case may be, of a district using the pertinent program derived base salary and staff mix factor for certificated staff and average salary for classified staff. Educational service district staff shall receive salary increases funded from this appropriation at the support level provided in section 102 of this act at a rate of 6.87% in 1981-82 and 7.35% in 1982-83 and insurance benefit increases at the same rate as provided in subsection (5) of this section. Educational service districts, institutional education (program 46) and vocational-technical institutes/adult basic education (programs 47 and 48) shall receive first draw from this appropriation.

(7) For purposes of chapter 16, Laws of 1981, the following conditions and limitations shall apply:

- (a) Districts may provide salary and insurance benefit increases for nonstate-supported activities at rates not exceeding those specified by LEAP Document 2 for state-supported basic education certificated staff in each school year of the biennium for each district.
- (b) Insurance benefit increases granted employees shall constitute a portion of the salary increase specified in LEAP Document 2 whenever a district's contribution to employee insurance benefits will exceed, by virtue of increases provided in 1981-82 or 1982-83, \$121 per full time equivalent staff unit in 1981-82 and \$137 per full time equivalent staff unit in 1982-83.
- (c) Increments granted by school districts to certificated staff shall constitute salary increase only to the extent that the aggregate of increments granted by a district in accordance with its salary schedule exceeds the aggregate of increments which are provided pursuant to LEAP Document 1.

(8) If any provision of chapter 16, Laws of 1981, or LEAP Document 2, or its application to any person or circumstance, is held invalid, the appropriation in this section shall lapse.

**NEW SECTION. Sec. 96. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
RETIREMENT CONTRIBUTIONS TO THE TEACHERS' RETIREMENT SYSTEM**

General Fund Appropriation \$ 286,500,000

The appropriation in this section is subject to the following condition or limitation: The funds appropriated in this section shall be expended only for retirement contributions to the teachers' retirement system (chapter 41.32 RCW). The superintendent shall pay on a quarterly basis the appropriate funds as directed by the department of retirement systems to the teachers' retirement system fund.

**NEW SECTION. Sec. 97. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR PUPIL TRANSPORTATION**

General Fund Appropriation \$ 185,828,000

The appropriation in this section is subject to the following conditions and limitations:

- (1) The superintendent of public instruction shall not distribute more than \$89,978,000 to local school districts for pupil transportation during the 1981-82 state fiscal year.
- (2) A maximum of \$842,000 may be expended for regional transportation coordinators.
- (3) A maximum of \$74,000 may be expended for driver training.

(4) (a) If House Bill No. 711 is enacted during the 1981 regular session of the legislature, activities eligible for state reimbursement in the 1982-83 school year are as follows:

- (i) Handicapped student transportation;
- (ii) Transportation of students to and from the nearest or next-nearest school in accordance with RCW 28A.41.160(1) as amended by Engrossed Substitute House Bill No. 711;
- (iii) Costs of acquisition of approved transportation equipment in accordance with RCW 28A.41.160(2);
- (iv) Transportation of students to and from two or more locations during the school day when necessary for the student to pursue his or her course of study: PROVIDED, That field trips and extracurricular transportation shall not be funded under this section.

(b) The superintendent of public instruction shall transfer \$6,000,000 from this appropriation to the appropriation provided for block grants in section 103 of this act if Engrossed Substitute House Bill No. 711 is enacted during the 1981 regular session of the legislature and if, on or after October 1, 1982, the superintendent certifies to the governor that its enforcement was not subject to a permanent or preliminary injunction at any time during the previous thirty days.

**NEW SECTION. Sec. 98. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR VOCATIONAL-TECHNICAL INSTITUTES AND ADULT EDUCATION AT VOCATIONAL-
TECHNICAL INSTITUTES**

General Fund Appropriation \$ 43,134,000

The appropriation in this section is subject to the following conditions and limitations:

(1) (a) The 1981-82 school year appropriation is based on an enrollment of 9,960 full time equivalent students at a state support level per student of \$2,063, not including salary and insurance benefit increases.

(b) The 1982-83 school year appropriation is based on an enrollment of 10,318 full time equivalent students at a state support level per student of \$2,136, not including salary and insurance benefit increases.

(2) A maximum of \$533,000 of this appropriation may be expended for adult education.

**NEW SECTION. Sec. 99. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR SCHOOL FOOD SERVICE PROGRAMS**

General Fund Appropriation—State \$ 7,157,000

General Fund Appropriation—Federal \$ 69,744,000

Total Appropriation \$ 76,901,000

**NEW SECTION. Sec. 100. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR HANDICAPPED COSTS**

General Fund Appropriation—State \$ 121,294,000

General Fund Appropriation—Federal \$ 27,200,000

Total Appropriation \$ 148,494,000

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of \$68,026,000 of the general fund—state appropriation may be expended in fiscal year 1981-82.

(2) The superintendent of public instruction shall allocate funds in accordance with LEAP Document 3.

(3) Communication disordered, specific learning disabled, and behaviorally disabled students may be served from funds appropriated for the block grant program under section 103 of this act.

**NEW SECTION. Sec. 101. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR THE TRAFFIC SAFETY PROGRAM**

General Fund—Traffic Safety Education Account Appropriation \$ 13,740,000

The appropriation in this section is subject to the following condition or limitation: A maximum of \$446,000 may be expended for traffic safety education coordinators.

**NEW SECTION. Sec. 102. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR EDUCATIONAL SERVICE DISTRICTS**

General Fund Appropriation—State \$ 4,435,000

State Funding Sources \$ 3,373,000

Total Appropriation \$ 7,808,000

The appropriation in this section is subject to the following conditions and limitations:

(1) Educational service districts shall be apportioned funds based upon the following schedule:

	General Fund—State	State Funding Sources
E.S.D. No. 101	\$562,000	\$562,000
E.S.D. No. 105	\$539,000	\$269,000
E.S.D. No. 112	\$453,000	\$453,000
E.S.D. No. 113	\$483,000	\$483,000
E.S.D. No. 114	\$416,000	\$208,000
E.S.D. No. 121	\$396,000	\$396,000
E.S.D. No. 123	\$525,000	\$262,000
E.S.D. No. 171	\$642,000	\$321,000
E.S.D. No. 189	\$419,000	\$419,000
Total	\$4,435,000	\$3,373,000

(2) School districts in the respective educational service districts shall provide the amounts specified from state funding sources accruing under section 90 of this act on a per capita enrollment basis prior to June 30th of each school year.

(3) Educational service districts may provide additional services, not funded under this section but desired by school districts, by billing the school districts desiring the services for the cost of the services.

(4) Educational service districts shall continue to furnish financial services required by the superintendent of public instruction and RCW 28A.21.088 (3) and (4).

**NEW SECTION. Sec. 103. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR BLOCK GRANTS**

General Fund Appropriation—State \$ 109,770,000

The appropriation in this section is subject to the following conditions and limitations:

(1) A maximum of \$46,285,000 may be expended in the 1981-82 school year for provision of programs as delineated in subsection (3) of this section to be distributed on a pro rata basis by the superintendent of public instruction to school districts on the basis of the amount of state funds received by each school district on an annual average full time equivalent enrollment for the 1980-81 school year using the following: Bilingual program; gifted program; urban and rural racially disadvantaged program; remediation program; and state funds received for specific learning disabled students, behaviorally disabled students, and communication disordered students.

(2) A maximum of \$60,289,000 may be expended for the 1982-83 school year to be distributed by the superintendent of public instruction as follows:

(a) One-third of the funds shall be distributed on the basis of each district's annual average full time equivalent enrollment adjusted by the ratio of a district's derived base salary to the state-wide average derived base salary.

(b) The remaining funds shall be distributed on the same basis as funds were distributed in the 1981-82 school year pursuant to subsection (1) of this section.

(3) The funds allocated by this section may be expended by school districts for provision of special instructional programs, including but not limited to: Remediation assistance programs; cultural enrichment programs; transitional bilingual programs; preschool education programs; alternative education programs; community involvement programs (including PUSH-EXCEL); environmental education programs; education for superior students programs; Indian education programs; Pacific Science Center programs; and programs for the specific learning disabled, communication disordered, and behaviorally disordered.

(4) From the dollars allocated per student, the superintendent may charge a state-wide or regional fee to maintain programs of state-wide or regional benefit, provided school boards representing a majority of the population agree to the fee.

(5) \$2,966,000 is provided solely for support of Indochinese refugee educational programs.

(6) The superintendent of public instruction shall contract \$230,000 for services to support an approved gifted program to be conducted at Fort Worden state park.

(7) Salary and benefits increases are included in the funds allocated by this section.

**NEW SECTION. Sec. 104. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR STATE INSTITUTIONAL EDUCATION PROGRAMS**

General Fund Appropriation—State \$ 15,438,000
General Fund Appropriation—Federal \$ 5,560,000
Total Appropriation \$ 20,998,000

**NEW SECTION. Sec. 105. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR THE ENUMERATED PURPOSES**

General Fund Appropriation—Federal \$ 119,000,000
(a) Elementary and Secondary Education Act of 1965 \$ 114,660,000
(b) Education of Indian Children \$ 600,000
(c) Adult Basic Education \$ 3,235,000
(d) Career Education \$ 505,000

**NEW SECTION. Sec. 106. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR THE ENCUMBRANCE OF FEDERAL GRANTS**

General Fund Appropriation—Federal \$ 30,034,000

**NEW SECTION. Sec. 107. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR JULY AND AUGUST PAYMENTS**

General Fund Appropriation \$ 706,000

The appropriation in this section is subject to the following condition or limitation: These funds shall be available for the July and August payments for the urban and rural racially disadvantaged program, the gifted program, the remediation program, and the bilingual education program.

**NEW SECTION. Sec. 108. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—
FOR EDUCATIONAL CLINICS**

General Fund Appropriation \$ 1,000,000

NEW SECTION. Sec. 109. HIGHER EDUCATION

The appropriations in sections 110 through 116 of this act are subject to the following conditions and limitations:

(1) The University of Washington shall allocate not less than 755.4 FTE faculty positions and Washington State University shall allocate not less than 344.3 FTE faculty staff positions to departments defined as high cost in the council for postsecondary report #81-1: PROVIDED, That deviations from this subsection are permitted subject to the approval of the office of financial management: PROVIDED FURTHER, That high cost faculty staff position funds may be used to fund activities in the research program upon the review and favorable recommendation by the office of financial management.

(2) No funds may be used for the inauguration or operation of any new degree program until the program has been reviewed and favorably recommended by the council for postsecondary education.

NEW SECTION, Sec. 110. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

General Fund Appropriation—State	\$	398,428,000
General Fund Appropriation—Federal	\$	271,000
Total Appropriation	\$	398,699,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$8,380,007 is provided solely for the replacement and repair of instructional equipment.

(2) A maximum of \$2,608,000 may be spent for the small school adjustment to Whatcom, Olympia Technical, Big Bend, Peninsula, Grays Harbor, Wenatchee Valley, Centralia, Lower Columbia, and Walla Walla Community Colleges. The distribution of such funds shall be based on a percent of formula entitlement for faculty staffing which shall be increased at the rate of one percentage point above the 71.0% base level for each 100 full time equivalent students below the 2,500 full time equivalent student enrollment level, except that no community college shall be funded in excess of 86.0% of formula.

(3) At least \$227,291 shall be expended for the purchase and maintenance of equipment to access the higher education personnel payroll system.

NEW SECTION, Sec. 111. FOR THE UNIVERSITY OF WASHINGTON

General Fund Appropriation	\$	295,111,000
Accident Fund Appropriation	\$	1,027,000
Medical Aid Fund Appropriation	\$	1,027,000
University of Washington Building Account Appropriation	\$	55,355,000
Total Appropriation	\$	352,520,000

The appropriations in this section are subject to the following condition or limitation: \$1,600,000 is provided solely for family medicine education.

NEW SECTION, Sec. 112. FOR WASHINGTON STATE UNIVERSITY

General Fund Appropriation	\$	186,400,000
Washington State University Building Account Appropriation	\$	14,000,000
Total Appropriation	\$	200,400,000

The appropriations in this section are subject to the following condition or limitation: A maximum of \$380,000 may be expended for federal matching purposes for the small business development center.

NEW SECTION, Sec. 113. FOR EASTERN WASHINGTON UNIVERSITY

General Fund Appropriation	\$	58,956,000
Eastern Washington University Capital Projects Account Appropriation	\$	1,666,000
Total Appropriation	\$	60,622,000

NEW SECTION, Sec. 114. FOR CENTRAL WASHINGTON UNIVERSITY

General Fund Appropriation	\$	52,154,000
Central Washington University Capital Projects Account Appropriation	\$	1,666,000
Total Appropriation	\$	53,820,000

NEW SECTION, Sec. 115. FOR THE EVERGREEN STATE COLLEGE

General Fund Appropriation	\$	26,575,000
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NEW SECTION, Sec. 116. FOR WESTERN WASHINGTON UNIVERSITY

General Fund Appropriation	\$	63,130,000
Western Washington University Capital Projects Account Appropriation	\$	1,666,000
Total Appropriation	\$	64,796,000

NEW SECTION, Sec. 117. FOR THE COMPACT FOR EDUCATION

General Fund Appropriation	\$	29,200
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The appropriation in this section is subject to the following condition or limitation: This appropriation is provided solely for the first fiscal year of the biennium.

NEW SECTION, Sec. 118. FOR THE COUNCIL FOR POSTSECONDARY EDUCATION

General Fund Appropriation—State	\$	22,788,000
General Fund Appropriation—Federal	\$	3,684,000
Total Appropriation	\$	26,472,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The displaced homemakers program will be continued contingent on passage of House Bill No. 286.

(2) \$106,000 shall be expended to honor higher education reciprocity agreements with the state of Oregon.

NEW SECTION, Sec. 119. FOR THE PUBLIC BROADCASTING COMMISSION

General Fund Appropriation—State	\$	142,000
General Fund Appropriation—Federal	\$	8,000
Total Appropriation	\$	150,000

NEW SECTION, Sec. 120. The office of financial management shall use the allotment process during the 1981-83 biennium to control the funding of the formula portion of the instruction program of all state universities and community colleges. For the purpose of the controls outlined in this section, any reversions shall be calculated on actual formula entitlements at each state university and on average faculty entitlement as assumed in this act for the community college system as a whole. For the purpose of this section, the 'contract level' is defined as the level upon which the budget is based. Funds related to the difference between the contract level and actual enrollment level shall be reverted to the state general fund.

Reversions are not required when a university, or in the case of the community colleges the actual annual average full time equivalent student enrollment, is less than or within a set range of the contracted level. The allowable tolerances are as follows: University of Washington and Washington State University, 1 percent; Central Washington University, Eastern Washington University, and Western Washington University, 2 percent; and the community colleges as a system, 3 percent.

NEW SECTION, Sec. 121. FOR THE COMMISSION FOR VOCATIONAL EDUCATION

General Fund Appropriation—State	\$	1,930,000
General Fund Appropriation—Federal	\$	27,157,000
Total Appropriation	\$	29,087,000
FTE Staff Years—Fiscal Year 1982		53.0
FTE Staff Years—Fiscal Year 1983		53.0

The appropriations in this section are subject to the following conditions and limitations:

(1) No state funds may be used by the advisory council for vocational education.

(2) The commission on vocational education shall not require of the state board for community college education or the superintendent of public instruction any report or information which is not expressly required by state or federal law or rules. With any request for information, the commission for vocational education shall note on the request the specific citation of the state or federal requirement which requires the report. The commission shall keep its compliance auditing to the minimum required by federal law or rule.

NEW SECTION, Sec. 122. FOR THE HIGHER EDUCATION PERSONNEL BOARD

General Fund Appropriation	\$	150,000
Higher Education Personnel Board Service Fund Appropriation	\$	1,350,000
Total Appropriation	\$	1,500,000
FTE Staff Years—Fiscal Year 1982		26.2
FTE Staff Years—Fiscal Year 1983		16.2

The appropriations in this section are subject to the following condition or limitation: \$150,000 and 10.0 FTE staff years are provided for developing a classification plan for the common school classified employees. The plan shall be completed no later than June 30, 1982, for use in the 1982-83 school year.

NEW SECTION, Sec. 123. FOR THE STATE LIBRARY

General Fund Appropriation—State	\$	7,195,000
General Fund Appropriation—Federal	\$	2,147,000
General Fund Appropriation—Private/Local	\$	168,000
Washington Library Network Computer System Revolving Fund Appropria- tion—Private/Local	\$	5,417,000
Total Appropriation	\$	14,927,000
FTE Staff Years—Fiscal Year 1982		169.4
FTE Staff Years—Fiscal Year 1983		169.4

The appropriations in this section are subject to the following condition or limitation: \$1,155,000 (of which \$98,000 is from federal funds) of the general fund appropriation, or as much additional funding as is necessary to maintain current service levels and expand the radio reading service to Spokane, shall be expended for the library for the blind and physically handicapped.

NEW SECTION, Sec. 124. FOR THE WASHINGTON STATE ARTS COMMISSION

General Fund Appropriation—State	\$	1,367,000
General Fund Appropriation—Federal	\$	893,000
Total Appropriation	\$	2,260,000
FTE Staff Years—Fiscal Year 1982		9.0
FTE Staff Years—Fiscal Year 1983		9.0

The appropriations in this section are subject to the following condition or limitation: \$750,000 is provided solely for the cultural enrichment program in the common schools. Of this amount, not more than \$37,500 shall be expended for administration of the program.

NEW SECTION, Sec. 125. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation	\$	602,000
FTE Staff Years—Fiscal Year 1982		12.0
FTE Staff Years—Fiscal Year 1983		12.0

The appropriation in this section is subject to the following condition or limitation: \$30,000 is provided solely for a state historical monument to recognize the World War II internment of Japanese-Americans at the Western Washington fairgrounds in Puyallup. Funds appropriated for this memorial may be expended to

the extent that at least twenty-five percent of the total cost of the project authorized is obtained from federal, local, or private sources.

NEW SECTION. Sec. 126. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation	\$	505,000
FTE Staff Years—Fiscal Year 1982		11.6
FTE Staff Years—Fiscal Year 1983		11.6

NEW SECTION. Sec. 127. FOR THE STATE CAPITOL HISTORICAL ASSOCIATION

General Fund Appropriation	\$	444,000
General Fund—State Capitol Historical Association Museum Account		
Appropriation	\$	53,000
Total Appropriation	\$	497,000
FTE Staff Years—Fiscal Year 1982		8.1
FTE Staff Years—Fiscal Year 1983		8.1

NEW SECTION. Sec. 128. FOR THE STATE TREASURER—TRANSFERS

General Fund Appropriation: For transfer to the Department of Retirement Systems Expense Fund	\$	8,000
General Fund—Criminal Justice Training Account Appropriation: For transfer to the general fund on or before June 30, 1983, an amount up to \$1,100,000	\$	1,100,000
General Fund—Investment Reserve Account Appropriation: For transfer to the general fund on or before June 29, 1983, pursuant to chapter 50, Laws of 1969	\$	40,000,000
Motor Vehicle Fund Appropriation: For transfer to the Tort Claims Revolving Fund for claims paid on behalf of the department of transportation and the Washington state patrol during the period July 1, 1981, through June 30, 1983	\$	3,000,000
Motor Vehicle Fund Appropriation: For transfer to the Grade Crossing Protective Fund for appropriation to the utilities and transportation commission for the 1981-1983 biennium to carry out the provisions of RCW 81.53.261, 81.53.271, 81.53.281, and 81.53.291	\$	697,000
Motor Vehicle Fund Appropriation: For transfer to the Department of Retirement Systems Expense Fund	\$	40,000
State Treasurer's Service Fund Appropriation: For transfer to the general fund on or before July 20, 1983, an amount up to \$17,794,000 in excess of the cash requirements in the State Treasurer's Service Fund for fiscal year 1984, for credit to the fiscal year in which earned	\$	17,794,000
Teachers' Retirement Fund Appropriation: For transfer to the Department of Retirement Systems Expense Fund	\$	2,572,000
General Fund—Trust Land Purchase Account Appropriation: For transfer to the general fund on or before June 30, 1983, an amount up to \$500,000 in excess of the cash requirements in the Trust Land Purchase Account, as determined by the office of financial management	\$	500,000

NEW SECTION. Sec. 129. FOR BELATED CLAIMS

The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period from the effective date of this act to June 30, 1983, except as otherwise noted.

To reimburse the general fund for expenditures from belated claims appropriations to be disbursed on vouchers approved by the office of financial management:

General Fund—Criminal Justice Training Account	\$	8,590.53
General Fund—Hospital Commission Account	\$	51.34
General Fund—Architects' License Account	\$	200.00
General Fund—Cemetery Account	\$	412.04
General Fund—Forest Development Account	\$	14,585.05
General Fund—State Timber Tax Reserve Account	\$	1,551.09
General Fund—Professional Engineers' Account	\$	154.01
General Fund—Real Estate Commission Account	\$	3,688.60
General Fund—Sanitarians' Licensing Account	\$	159.20
General Fund—Motor Transport Account	\$	10,435.20
General Fund—Resource Management Cost Account	\$	29,482.53
General Fund—Litter Control Account	\$	7,954.20
General Fund—Traffic Safety Education Account	\$	503.34
General Fund—State Board of Psychological Examiners Account	\$	1,200.00
General Fund—State Higher Education Construction Account	\$	5,470.46
General Fund—Outdoor Recreation Account	\$	13,161.55
General Fund—L.I.R. Account Public Recreation Facilities	\$	1,529.07
Fertilizer, Agriculture, Mineral, and Lime Fund	\$	421.00
Commercial Feed Fund	\$	37.00

Seed Fund	\$	4,198.00
Electrical License Fund	\$	1,058.16
State Game Fund	\$	40,697.72
Grain and Hay Inspection Fund	\$	6,605.00
Highway Safety Fund	\$	6,475.99
Motor Vehicle Fund	\$	49,641.03
Public Service Revolving Fund	\$	11,201.28
Unemployment Compensation Administration Fund	\$	1,029.21
State Treasurer's Service Fund	\$	5,154.32
Legal Services Revolving Fund	\$	789.22
General Administration Facilities and Services Revolving Fund	\$	7,060.79
Department of Personnel Service Fund	\$	3,463.71
Higher Education Personnel Service Fund	\$	420.00
Liquor Revolving Fund	\$	4,759.68
Department of Retirement Systems Expense Fund	\$	940.01
Accident Fund	\$	26,098.02
Medical Aid Fund	\$	3,181.21
Plumbing Certificate Fund	\$	2.85
Washington Library Network Computer System Revolving Fund	\$	154.09
Total Appropriation	\$	272,516.50

NEW SECTION. Sec. 130. The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period July 1, 1981, to June 30, 1983.

SUNDRY CLAIMS

General Fund Appropriations, except as otherwise provided, for relief of various individuals, firms, and corporations for sundry claims. These appropriations are to be disbursed on vouchers approved by the director of financial management, except as otherwise provided, as follows:

(1) Architectural Woods, Inc., Payment of interest on judgment	\$	10,338.89
(2) The Gerald B. Coburn estate, Payment for damage to crops by game: PROVIDED, That payment shall be made from the Game Fund	\$	1,000.00
(3) Phil Louis Deiro, Payment for personal injuries resulting while confined at Northern State Hospital	\$	28,000.00
(4) Rudolfo Gutierrez, Payment of expenses in State v. Gutierrez, pursuant to RCW 9.01.200	\$	1,230.00
(5) Don G. Hendrickson, Payment for damage to crops by game: PROVIDED, That payment shall be made from the Game Fund	\$	1,736.00
(6) David Hug, Payment of expenses in State v. Hug, pursuant to RCW 9.01- .200	\$	4,053.00
(7) Martin Buchanan	\$	782.64
Richard Czyhold	\$	669.31
James F. Farrel	\$	178.80
Dean Farrens	\$	3,085.29
Arne Filan	\$	6,786.75
Leon Filan	\$	473.58
Elie Ganguet	\$	251.71
Morris Ganguet Farms, Inc.	\$	809.43
Earnest Katsel	\$	423.00
Andrew Lyons	\$	132.76
Donald D. Meiners	\$	2,967.58
Schwerin Farms, Inc.	\$	464.40
Howard Smith	\$	567.45
Payment for damage to crops by game: PROVIDED, That payment shall be made from the Game Fund.		
(8) Foster, Pepper and Riviera Trust Account, Payment of costs in Seattle School District v. State	\$	5,346.71
(9) Melvina A. Shafer, Payment for personal property stolen during liquor store robbery: PROVIDED, That payment shall be made from the Liquor Revolving Fund	\$	1,129.13
(10) Jeremiah B. Sexton, Payment for personal property stolen during liquor store robbery: PROVIDED, That payment shall be made from the Liquor Revolving Fund	\$	1,100.00
(11) J. C. Dellinger, Payment for damage to crops by game: PROVIDED, That payment shall be made from the Game Fund	\$	3,564.00
(12) Better Building Supply Corp., Payment of Stipulation # 78-2-00277-1	\$	16,463.00
(13) Garland Sponburgh	\$	10,303.82
Jack C. Hood	\$	14,491.98
Leroy M. Hittle	\$	14,491.98
Don Eldridge	\$	14,491.98

Payment of legal fees incurred in the defense of court actions brought against them while performing their duties as members of the state liquor control board: PROVIDED, That payment shall be made from the Liquor Revolving Fund.

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|--|----|--------------|
| (14) Penelope A. Morgan, Payment for compensation as a victim of crime, notwithstanding late filing of claim | \$ | 20,160.00 |
| (15) Ruth Hammond, Payment of vehicle license refund for destroyed vehicle | \$ | 39.58 |
| (16) Malcolm Seater O'Brien, Payment of a judgment in State v. O'Brien, pursuant to RCW 9.01.200 | \$ | 3,416.00 |
| (17) Eugene Victor Fischer, In settlement of all claims for expenses in State v. Fischer, pursuant to RCW 9.01.200 | \$ | 10,000.00 |
| (18) Donald W. Rustvold, Payment of expenses in City of Bellevue v. Donald W. Rustvold, pursuant to RCW 9.01.200 | \$ | 1,400.00 |
| (19) The Evergreen State College, Reimbursement of interest and court costs paid in Architectural Woods, Inc. v. State of Washington | \$ | 12,097.00 |
| (20) Department of Social and Health Services, Payment for claims outstanding submitted to the department after the 60-day statutory limit: PROVIDED, That such claims shall be paid at 50.0% of their approved value: PROVIDED FURTHER, That \$60,957 shall be from federal sources | \$ | 1,171,124.00 |

NEW SECTION. Sec. 131. No appropriations contained in this act shall be used for payment of contributions to the public employees' retirement system in excess of amounts necessary to offset the cost of benefits earned during the 1981-83 biennium. The director of the department of retirement systems shall establish contribution rates pursuant to chapter 41.40 RCW consistent with this section: PROVIDED, That the director may establish contribution rates for political subdivisions which include an allowance for the cost of any post-retirement adjustment granted in the 1981 regular session of the legislature under chapter 41.40 RCW.

NEW SECTION. Sec. 132. Notwithstanding the provisions of chapter 82, Laws of 1973 1st ex. sess., the house of representatives, the senate, and the permanent statutory committees shall pay expenses quarterly to the department of general administration facilities and services revolving fund for services rendered by the department for operations, maintenance, and supplies relating to buildings, structures, and facilities utilized by the legislature for the biennium beginning July 1, 1981.

NEW SECTION. Sec. 133. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed in whole or in part by other than general fund moneys, the director of financial management may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance the agency. No appropriation shall be necessary to effect such repayment.

NEW SECTION. Sec. 134. In addition to the amounts appropriated in this act for revenue for distribution, bond retirement and interest, transfers, and interest on registered warrants, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

NEW SECTION. Sec. 135. Amounts received by an agency as reimbursements pursuant to RCW 39.34.130 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the director of financial management, which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum interagency usage of data processing equipment and services, and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed.

NEW SECTION. Sec. 136. Any portion of a state fund appropriation for the specific purpose of matching federal funds which is not required to qualify for federal funds shall lapse at the end of the respective fiscal year. This section does not apply to the department of social and health services.

NEW SECTION. Sec. 137. To obtain maximum interagency use of aircraft, the aeronautics division in the department of transportation, in accordance with chapter 39.34 RCW, is hereby authorized to lease, purchase, or otherwise acquire suitable aircraft which shall be utilized for the purposes of the department of transportation and also by other state agencies which have a need for an aircraft to carry out agency assigned responsibilities: PROVIDED, That the department of transportation is further authorized to enter into contractual agreements with other state agencies in order to acquire aircraft, establish rental rates for aircraft under their control, provide pilot services, aircraft maintenance, and make such other provisions as necessary to provide aircraft and related services for multi-agency use: PROVIDED FURTHER, That in order to achieve economy in the use of the appropriations contained within this act, no state agency may purchase or otherwise acquire an aircraft or enter into a flying service or aircraft rental contract without first seeking such service from the department of transportation and without prior approval of the director of financial management.

NEW SECTION. Sec. 138. Unless prohibited by federal law, the receipt of federal or other funds which are not anticipated in the appropriation bill enacted by the legislature shall be used to support regular programs instead of using funds appropriated from state taxes or similar revenue sources. The portion of a state fund appropriation which is replaced by federal or other receipts shall lapse. This section does not apply to the department of social and health services.

NEW SECTION. Sec. 139. Any programs which are supported in whole or in part by federal funds shall not receive any additional state funds for the programs in the event that federal funds are reduced or eliminated for the program. This section does not apply to the department of social and health services.

NEW SECTION. Sec. 140. (1) Funds appropriated under this act for both years of the fiscal biennium shall be initially allotted so that the total allotments for the first fiscal year do not exceed fifty percent of the total appropriation, unless the director of financial management determines that greater allotments for the first fiscal year are required by special circumstances. Allotments may be revised as provided in RCW 43.88.110, but the portion of an appropriation which has been initially allotted for the first fiscal year shall lapse at the end of the first fiscal year.

(2) This section does not apply to allotments for agencies headed by elective officials.

NEW SECTION. Sec. 141. Unless the context clearly requires otherwise, the definitions in this section apply throughout this act.

(1) 'Provided solely' means that the specified amount may be spent only for the specified purpose. Unless otherwise stated in this act, any portion of an amount provided solely for a specified purpose which is unnecessary to fulfill the specified purpose shall lapse.

(2) 'Lapse' means the termination of authority to spend an appropriation or portion of an appropriation.

(3) 'FTE' means full time equivalent. FTE staff years specified in this act shall not be exceeded except with the written authorization of the director of financial management. The director of financial management shall grant authority to exceed specified FTE staff years only in cases of severe unanticipated need and shall report each authorization to the legislative budget committee, the legislative evaluation and accountability program committee, and the committees on ways and means of the senate and house of representatives.

NEW SECTION. Sec. 142. Any rate increases proposed for the legal services revolving fund or the general administration facilities and services revolving fund, or any change in the method of calculating changes from those funds, shall be subject to approval by the director of financial management prior to implementation.

NEW SECTION. Sec. 143. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 144. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title, after "budget;" strike the remainder of the title and insert "making appropriations and authorizing expenditures for the operations of state agencies for the fiscal biennium beginning July 1, 1981, and ending June 30, 1983; and declaring an emergency."

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Greengo, McDonald, Nisbet, Williams.

Voting nay: Representatives Sommers, Ranking Minority Member; Becker.

Not attending: Representatives Thompson, Warnke.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and Engrossed Substitute Senate Bill No. 3636 was advanced to second reading and read the second time in full.

MOTION

Mr. Nelson (G) moved that the House resolve itself into Committee of the Whole for the purpose of considering Engrossed Substitute Senate Bill No. 3636 on second reading.

Mr. King (R) spoke against the motion, and Mr. Nelson (G) spoke in favor of it.

Mr. King (R) spoke again in opposition to the motion, and Mr. Nelson (G) again spoke in favor of it.

POINT OF PARLIAMENTARY INQUIRY

Mr. O'Brien: "Rule 15 pertains to Committee of the Whole and the last sentence states, 'No amendments may be offered to change the budget other than in the committee of the whole and no division of the question shall be in order after leaving the committee of the whole.' My question is: After the bill leaves the Committee of the Whole, could we, by suspension of the rules, offer our amendments?"

The Speaker: "Representative O'Brien, I guess with suspension of the rules you can do a lot of things."

Mr. Ehlers spoke against the motion.

Mr. Heck demanded an electric roll call vote on the motion, and the demand was sustained.

Mr. Amen spoke in favor of the motion.

ROLL CALL

The Clerk called the roll on the motion that the House resolve itself into Committee of the Whole for the purpose of considering Engrossed Substitute Senate Bill No. 3636 on second reading, and the motion was carried by the following vote: Yeas, 52; nays, 41; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hinc, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representatives Bender, Garson, McGinnis, Prince, Winsley.

COMMITTEE OF THE WHOLE

Engrossed Substitute Senate Bill No. 3636 was considered in the Committee of the Whole, Representative Amen presiding, and reported back to the House with the recommendation that the House committee amendment be adopted with the following amendments, and that the bill do pass as amended by the House:

On page 7, section 13, after line 22 add a new subsection as follows:

"(5) A maximum of \$1,000 may be spent for implementation of the corporate responsibilities award program under which appropriate recognition shall be awarded by the governor to those private businesses or corporations which contribute at least two percent of their before-tax profit to programs which result in a reduction in state government costs, especially those programs which aid the poor and infirm."

On page 21, section 33, line 28 strike "963,000" and insert "998,000"

On page 21, section 33, line 29 strike "11.6" and insert "12.6"

On page 21, section 33, line 30 strike "11.6" and insert "12.6"

On page 30, section 49, line 34 strike "36,229,000" and insert "35,443,000"

On page 31, section 49, line 1 strike "36,911,000" and insert "36,125,000"

On page 31, section 49, line 9 strike "10,832,000 (including \$10,620,000)" and insert "10,046,000 (including \$9,834,000)"

On page 34, section 51, after line 20 insert the following:

"The appropriations to this subsection are subject to the following condition and limitation: The funds appropriated for community services are to be allocated by the Department to county services, including Developmental Disability Center funding, on a block grant basis. The block grants shall be awarded each biennial quarter. It shall be a condition of receipt of these funds that no county may take an action which will in the opinion of the department lessen the service level provided by state funding. The Department shall establish necessary regulations to carry out this subsection."

On page 34, section 51, line 31, strike all of subsection (a) and insert the following:

"(a) The Department of Social and Health Services in conjunction with the Superintendent of Public Instruction and a legislative study committee shall study the services provided by the school for the deaf and the school for the blind. The study shall be prepared in consultation with the parents of students enrolled in these schools as well as members of the deaf and blind community. The study shall include the role these schools plan in the provision of education to sensory handicapped pupils in the state. The study shall further include an assessment of the advantages and disadvantages of (1) continuing the operation of the schools; (2) changing the operation of the schools; and (3) closing the schools and serving the students through public schools' special programs. The report shall be completed and submitted to the legislature for review by December 30, 1981."

On page 35, section 51, line 15 after "1983" strike all material down to and including "section" on page 35, line 21.

On page 36, section 52, after line 23 strike all of subsections (1) and (2) and insert:

"(1) The appropriation assumes passage of Senate Bill 3765 and a two-year delay of implementation of 74.46 RCW."

On page 39, section 54, line 23 strike "136,728,000" and insert "137,474,000"

On page 39, section 54, line 26 strike "206,151,000" and insert "206,897,000"

On page 40, section 54, line 8 after "(2)" strike all material down through and including "income." on line 12 and insert the following:

"\$1,698,000 is provided solely for the provision of chore services on a case-by-case exception to policy basis to severely handicapped persons in need of attendant care whose income exceeds 30% of the state median income but does not exceed 57% of the state median income."

On page 40, section 54, after line 32 insert the following proviso:

"(7) \$40,000 of the general fund—state appropriation in this subsection is provided solely to complete the child abuse demonstration project directed by RCW 74.13.200"

On page 41, section 54, line 19 strike "8,891,000 (including \$1,718,000)" and insert "8,931,000 (including \$1,758,000)"

On page 41, section 54, line 23 strike "42,992,000 (including \$23,426,000)" and insert "43,698,000 (including \$24,132,000)"

On page 43, section 56, line 4 strike "30,394,000" and insert "30,434,000"

On page 43, section 56, line 24 strike "98,502,000" and insert "98,542,000"

On page 43, section 56, line 25 strike "118,402,000" and insert "118,442,000"

On page 43, section 56, after line 27 insert the following new subsection:

"The appropriations in this section are subject to the following conditions and limitations: \$40,000 of the general federal—state appropriation is provided solely for an epidemiological study on the incident of multiple sclerosis in Lincoln and Spokane counties."

On page 46, section 58, after line 8 insert the following subsection:

"(6) The Department of Social and Health Services shall perform ongoing random samplings of those individuals affected by the elimination and/or reduction of public assistance programs and chore services as required by this budget. This study shall include the detailing of the following impacts: (1) the extent to which individuals are institutionalized as a result of loss of assistance or service; (2) the number of individuals who were able to find assistance from private sources to meet basic needs; (3) the number of individuals who became enrolled in another state or locally funded program: PROVIDED, That the department shall make regular reports to the legislature detailing the progress of the projects done under the authority of this section."

On page 48, section 62, line 21 after "border" strike "towns" and insert "areas" and on line 25 after "budgets." insert "All funds received by Whatcom County under this section shall be spent within the Point Roberts area."

As used in this section, 'border area' means any incorporated city or town located within seven miles of the Washington—Canadian border and that area of Whatcom County commonly referred to as Point Roberts."

On page 57, section 77, line 13, strike "551.3" and insert "553.3"

On page 57, section 77, line 14 strike "551.4" and insert "553.4"

On page 58, section 77, after line 9 insert a new subsection as follows:

"(11) \$55,000 is provided solely to implement the recommendations of the Mt. St. Helens recreation and tourism task group for the operation of Seaquest State Park tourist information center and various viewpoints and sanitary facilities."

On page 59, section 81, after line 21 insert the following:

"The appropriations in this section are subject to the following condition or limitation: \$234,000 of the general fund—state appropriation is provided solely for bait fish and ling cod enhancement efforts."

On page 62, beginning on line 8 strike all of sections 85 and 86 and renumber the remaining sections consecutively.

On page 63, beginning on line 25 strike all of section 88 and renumber the remaining sections consecutively.

MOTION

Representative Amen moved that the report of the Committee of the Whole be adopted.

The motion was carried.

MOTION

Mr. O'Brien moved that the rules be suspended for the purpose of considering an amendment to Engrossed Substitute Senate Bill No. 3636. Mr. O'Brien spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

Mr. King (R) demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules to allow consideration of an amendment to Engrossed Substitute Senate Bill No. 3636, and the motion failed to receive the required two-thirds majority by the following vote: Yeas, 42; nays, 55; not voting, 1.

Voting yea: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Bender.

MOTION

POINT OF PERSONAL PRIVILEGE

Mr. Gallagher: "Several weeks ago I put a remonstrance on the desk which the Speaker refused to recognize and it's about time that we go to the ninth order of business and have the remonstrance report."

MOTION

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 3636 as amended by the House was placed on final passage.

Mr. Nelson (G) demanded an oral roll call vote.

Representatives Nisbet, McDonald, Williams, Barrett, McGinnis and Chandler spoke in favor of the bill, and Representatives Sommers, Heck, Rinehart, Ehlers, Taylor, Stratton, King (R), Nelson (D), Pruitt, Becker and O'Brien spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3636 as amended by the House, and the bill passed the House by the following vote: Yeas, 50; nays, 47; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Grengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hinc, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Teutsch, Thompson, Tupper, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representative Bender.

Engrossed Substitute Senate Bill No. 3636 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), Engrossed Substitute Senate Bill No. 3636 as amended by the House was ordered immediately transmitted to the Senate.

MESSAGE FROM THE SENATE

April 23, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3655,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 3655, by Committee on State Government (originally sponsored by Senators Metcalf, Fuller and Gould):

Providing for redistricting and reapportionment.

MOTION

Mr. Nelson (G) moved that the rules be suspended, and Engrossed Substitute Senate Bill No. 3655 be advanced to second reading.

Mr. King (R) spoke against the motion.

ROLL CALL

The Clerk called the roll on the motion that the rules be suspended, and Engrossed Substitute Senate Bill No. 3655 be advanced to second reading, and the motion failed to receive the required two-thirds majority by the following vote: Yeas, 53; nays, 44; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Schmidt, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Walk, Wang, Warnke.

Not voting: Representative Bender.

MOTIONS

On motion of Mr. Nelson (G), the House advanced to the eleventh order of business.

Mr. Grimm moved that the House revert to the fourth order of business.

Mr. Grimm spoke in favor of the motion.

The Speaker: "Representative Grimm, SJR 108 has not been received by the House. Your motion is out of order."

POINT OF ORDER

Mr. Heck: "Mr. Speaker, that bill is in the workroom. It has been received by the House of Representatives."

The Speaker: "Representative Heck, it has not been received here at the bar of the House. It has not been presented to the House."

POINT OF ORDER

Mr. Heck: "Regardless of the motives behind Representative Grimm's motion, that does not justify ruling it out of order. The motion to revert to the fourth order of business is in order."

The Speaker: "You are correct, Representative Heck."

ROLL CALL

The Clerk called the roll on the motion to revert to the fourth order of business, and the motion was lost by the following vote: Yeas, 44; nays, 52; not voting, 2.

Voting yea: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Nickell, North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Tupper, Valle, Walk, Wang, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Patrick, Prince, Rosbach, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Bender, Sanders.

POINT OF PERSONAL PRIVILEGE

Mr. Owen: "As many of you know, tonight was a benefit for Gerri Rainwater, and I thought you might be interested in a little information on it. First of all, it appears at this point, we have raised well over \$4,000 and probably somewhere around \$5,000, so the benefit was a success even though, unfortunately, none of us was able to attend the function.

I would like to speak of other things if I may, though, relative to that. One of the reasons that we had to hold this function is because of what I feel is the grossly inadequate way we treat our so-called temporary employees. Unfortunately, Gerri Rainwater was one of those that was subjected to this type of failure for us to recognize the value in these people. I know that many of you put a great deal of value in your secretaries, and you wouldn't even be here if it wasn't for a lot of them. I know that several of you bring your own secretaries from where you work down here because of the job they do for you, but when they come down here we really treat them very poorly when it comes to benefits. Therefore, the benefit was needed to

help Gerri, and there was an understanding and there was knowledge of this benefit for well over a month—or at least for a month. We were not provided the opportunity to go and express our concern over a super-fine lady who has worked for this House since 1975.

Why was it important that we do this? We have worked many, many hours in the House and we needed a break, just like anybody else does, that we guarantee good working conditions, too, in this House of Representatives. At this time of the session, toward the end of the session, we needed a chance to get away once in awhile. Let me point out to you the hours that you've worked in the House of Representatives this week. Today, if we would have gone for two hours at 8 o'clock, we would have worked for eleven hours minimum; yesterday, twelve hours; the day before, depending on if you had committee hearings or not, between nine and eleven hours minimum, the day before, fifteen hours minimum, that you worked and all we asked for was an opportunity to go and show our appreciation to those people who spent their money and expected us to put on a show and express our appreciation to them and to Gerri, and to express our concern over the turmoil that she's going through right now, and we were not provided that opportunity.

I believe that it's sad that we neglect our staff the way we do. I'm not surprised the way the budget came out and I'm not please with the budget; I'm not pleased with the way we've treated the elderly, the handicapped and the people who are going to school, but I'm not surprised. What do we do for our staff? Nothing. We pay them a salary that they could make on the outside with no overtime benefits, but they must be here if we are here. That's why we had to have a benefit for Gerri Rainwater even though she's worked for the House of Representatives since 1975.

I'm sorry that this had to take place because we have three days here in which we could complete the work of the state. The State of Washington expects a lot out of us and they get a hell of a lot out of us, everyone of us. Every one of us works very hard, not only during session, but also after session. The state of Washington could provide us the opportunity to go to a benefit and express our concern for a situation like that. If the state of Washington can't understand that, I don't want to be a member of the House of Representatives, representing those people. I believe very strongly that they would have understood. I believe equally as strong that we could have finished our work as well, if not better, had we not had to go on a marathon session of the legislature to complete that work tonight. I believe the people and the press would understand if we had taken that time. Unfortunately, even though this benefit was known about for a month, we were not provided that opportunity. However, I am happy to say Gerri Rainwater will be taken very good care of for the next six months due to the generosity of you, the Third House, and the friends of Gerri Rainwater."

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Friday, April 24, 1981.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

ONE HUNDRED THIRD DAY
MORNING SESSION

House Chamber, Olympia, Wash., Friday, April 24, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Susan Doyle and Jackie Devish. Prayer was offered by The Reverend Paul Jensen of the United Presbyterian Church of Mt. Vernon.

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

MESSAGES FROM THE SENATE

April 23, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE HOUSE BILL NO. 175,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 23, 1981

Mr. Speaker:

The President has signed:

	HOUSE BILL NO. 105,
	HOUSE BILL NO. 236,
SUBSTITUTE	HOUSE BILL NO. 184,
	HOUSE BILL NO. 244,
SUBSTITUTE	HOUSE BILL NO. 250,
SUBSTITUTE	HOUSE BILL NO. 285,
SUBSTITUTE	HOUSE BILL NO. 297,
SUBSTITUTE	HOUSE BILL NO. 323,
	HOUSE BILL NO. 354,
	HOUSE BILL NO. 371,
	HOUSE BILL NO. 372,
SUBSTITUTE	HOUSE BILL NO. 431,
	HOUSE BILL NO. 433,
SUBSTITUTE	HOUSE BILL NO. 466,
	HOUSE BILL NO. 468,
SUBSTITUTE	HOUSE BILL NO. 490,
SUBSTITUTE	HOUSE BILL NO. 491,
	HOUSE BILL NO. 502,
SUBSTITUTE	HOUSE BILL NO. 525,
	HOUSE BILL NO. 530,
SUBSTITUTE	HOUSE BILL NO. 532,
SUBSTITUTE	HOUSE BILL NO. 570,
	HOUSE BILL NO. 692,
	HOUSE BILL NO. 701,
	HOUSE BILL NO. 705,
	HOUSE BILL NO. 707,
	HOUSE BILL NO. 734,
	SENATE BILL NO. 3015,
	SENATE BILL NO. 3039,
	SENATE BILL NO. 3046,
	SENATE BILL NO. 3055,
SUBSTITUTE	SENATE BILL NO. 3060,
SECOND SUBSTITUTE	SENATE BILL NO. 3105,

- SENATE BILL NO. 3109,
- SUBSTITUTE SENATE BILL NO. 3127,
- SENATE BILL NO. 3153,
- SUBSTITUTE SENATE BILL NO. 3154,
- SENATE BILL NO. 3183,
- SENATE BILL NO. 3189,
- SENATE BILL NO. 3191,
- SENATE BILL NO. 3265,
- SUBSTITUTE SENATE BILL NO. 3299,
- SENATE BILL NO. 3306,
- SUBSTITUTE SENATE BILL NO. 3464,
- SENATE BILL NO. 3465,
- SENATE BILL NO. 3580,
- SUBSTITUTE SENATE BILL NO. 3584,
- SUBSTITUTE SENATE BILL NO. 3630,
- SENATE BILL NO. 3639,
- SENATE BILL NO. 3722,
- SENATE BILL NO. 3730,
- SENATE BILL NO. 3740,
- SENATE BILL NO. 3745,
- SENATE BILL NO. 3776,
- SUBSTITUTE SENATE BILL NO. 3777,
- SUBSTITUTE SENATE BILL NO. 3778,
- SUBSTITUTE SENATE BILL NO. 3780,
- SENATE BILL NO. 3784,
- SENATE BILL NO. 3785,
- SUBSTITUTE SENATE BILL NO. 3867,
- SENATE BILL NO. 3893,
- SENATE BILL NO. 4022,
- SENATE BILL NO. 4027,
- SUBSTITUTE SENATE BILL NO. 4209,
- SUBSTITUTE SENATE BILL NO. 4309,
- SENATE BILL NO. 4348,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

REPORT OF STANDING COMMITTEE

April 24, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3698, Prime Sponsor Committee on Transportation, adopting the transportation budget. Reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert:

***NEW SECTION.** Section 1. (1) The transportation budget of the state is hereby adopted and, subject to the provisions hereinafter set forth, the several amounts hereinafter specified, or so much thereof as may be necessary to accomplish the purposes designated, are hereby appropriated from the several accounts and funds hereinafter named to the designated state agencies and offices for salaries, wages, and other expenses, for capital projects, and for other specified purposes, including the payment of any final judgments arising out of such activities, for the period ending June 30, 1983.

NEW SECTION. Sec. 2. FOR THE TRAFFIC SAFETY COMMISSION

Highway Safety Fund Appropriation—State	\$	197,920
Highway Safety Fund Appropriation—Federal	\$	8,600,012
Total Appropriation	\$	8,797,932

NEW SECTION. Sec. 3. FOR THE BOARD OF PILOTAGE COMMISSIONERS

General Fund—Pilotage Account Appropriation—State	\$	55,000
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The appropriation contained in this section is appropriated to carry out chapter 88.16 RCW.

NEW SECTION. Sec. 4. FOR THE URBAN ARTERIAL BOARD

Motor Vehicle Fund—Urban Arterial Trust Account Appropriation—		
State	\$	33,960,800

The appropriation contained in this section is provided for implementing and administering the program of financial assistance to cities and counties in urban areas for urban arterial highways, roads, and streets and is subject to the following conditions and limitations:

(1) The appropriation includes \$10,000,000 from the proceeds of the sale of first authorization bonds provided for by RCW 47.26.420 through 47.26.427.

(2) During the 1981-83 biennium, the urban arterial board shall not authorize any additional projects which in the board's judgment cannot be placed under contract for construction within eighteen months of authorization.

(3) If House Bill No. 452 is enacted and if a Series III urban arterial bond program is not authorized in the 1981 regular session of the legislature, the \$33,960,800 appropriation in this section shall be reduced to \$33,560,800 and such appropriation shall be made to the department of transportation.

NEW SECTION. Sec. 5. FOR THE COUNTY ROAD ADMINISTRATION BOARD

Motor Vehicle Fund Appropriation \$ 254,208

NEW SECTION. Sec. 6. FOR THE STATE PATROL

General Fund Appropriation	\$	13,433,985
Motor Vehicle Fund Appropriation	\$	90,391,815
Highway Safety Fund Appropriation	\$	9,000
Total Appropriation	\$	103,834,800

The appropriations contained in this section are subject to the following conditions and limitations:

(1) The highway safety fund appropriation is provided for the vehicle equipment safety commission.

(2) If Substitute Senate Bill No. 3357 is enacted during the 1981 regular session of the legislature, the motor vehicle fund appropriation shall be made from the state patrol highway account in the motor vehicle fund.

(3) If House Bill No. 603 is enacted during the 1981 session of the legislature, the general fund—state appropriation shall be reduced by \$1,064,000.

NEW SECTION. Sec. 7. FOR THE TRANSPORTATION COMMISSION

General Fund—Aeronautics Account Appropriation—State	\$	390
General Fund Appropriation—State	\$	3,150
Motor Vehicle Fund—Puget Sound Capital Construction Account Appropria- tion—State	\$	22,380
Motor Vehicle Fund—Puget Sound Ferry Operations Account Appropria- tion—State	\$	49,710
Motor Vehicle Fund Appropriation—State	\$	324,370
Total Appropriation	\$	400,000

The appropriations contained in this section are contingent on the enactment of House Bill No. 75 during the 1981 regular session of the legislature. If House Bill No. 75 is enacted, the transportation commission shall submit to the legislative transportation committee prior to December 15, 1981, a detailed six-year plan for implementing House Bill No. 75. Upon legislative transportation committee approval of the plan, the department of transportation may transfer from any department of transportation appropriation contained in sections 8 through 19 of this act sufficient amounts to implement the plan. If House Bill No. 75 is not enacted during the 1981 regular session of the legislature, \$300,000 of this appropriation may be expended for executive management under Programs S and Z, and \$100,000 of this appropriation may be expended for highway construction under Program B.

NEW SECTION. Sec. 8. FOR THE DEPARTMENT OF TRANSPORTATION—EXECUTIVE MANAGEMENT—PROGRAM Z—MANAGEMENT SERVICES—PROGRAM S

General Fund—Aeronautics Account Appropriation—State	\$	8,722
General Fund Appropriation—State	\$	74,000
Motor Vehicle Fund—Puget Sound Capital Construction Account Appropria- tion—State	\$	525,462
Motor Vehicle Fund—Puget Sound Ferry Operations Account Appropria- tion—State	\$	441,773
Motor Vehicle Fund Appropriation—State	\$	15,676,283
Total Appropriation	\$	16,726,240

The appropriations contained in this section are provided for executive management, management services, and support costs of the department of transportation. The department of transportation may transfer any portion of the motor vehicle fund appropriations in this section between Programs S and Z.

NEW SECTION. Sec. 9. FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY MANAGEMENT AND SUPPORT—PROGRAM P

Motor Vehicle Fund Appropriation—State \$ 8,383,000

The appropriation contained in this section is provided for the management and support of the highway programs, for any necessary increase in stores, for necessary pit and stockpile sites and write-off of obsolete stores, pits, and stockpiles.

NEW SECTION. Sec. 10. FOR THE DEPARTMENT OF TRANSPORTATION—CONSTRUCTION MANAGEMENT AND SUPPORT—PROGRAM D

Motor Vehicle Fund Appropriation—State \$ 12,931,000

The appropriation contained in this section is provided for the improvement and construction of buildings and other highway plant construction, for management and support to the highway construction programs, and for administrative support necessary to support cities and counties in obtaining federal aid.

NEW SECTION. Sec. 11. FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC TRANSPORTATION AND PLANNING—PROGRAM T

(1) For public transportation and rail programs:

General Fund Appropriation—State	\$	815,570
General Fund Appropriation—Federal	\$	9,839,000
General Fund Appropriation—Local	\$	185,000

(2) For planning and research:

Motor Vehicle Fund Appropriation—State	\$	5,192,909
Motor Vehicle Fund Appropriation—Federal	\$	6,320,000
Total Public Transportation and Planning Appropriation	\$	22,352,479

The appropriations contained in this section are provided for the management and support of the public transportation and planning division, urban mass transportation administration programs, for rail programs, for state loans for formation of public transportation districts, for studies which support local public transportation programs, for maintenance of the state transportation plan, for highway planning and research by the department of transportation, and for research and studies approved by the department of transportation and the legislative transportation committee.

NEW SECTION. Sec. 12. FOR THE DEPARTMENT OF TRANSPORTATION—MARINE—PROGRAM W

Motor Vehicle Fund—Puget Sound Reserve Account Appropriation— State	\$	4,050,900
Motor Vehicle Fund—Puget Sound Ferry Operations Account Appropria- tion—State	\$	51,900,000
Motor Vehicle Fund—Puget Sound Capital Construction Account—State	\$	67,420,000
Motor Vehicle Fund—Puget Sound Capital Construction Account Appropria- tion—Federal	\$	10,080,000
Total Appropriation	\$	133,450,900

The appropriations contained in this section are provided for the management and support of the marine transportation division of the department of transportation and for the operation, maintenance, and capital improvements of the Washington state ferry system. The appropriations are subject to the following conditions and limitations:

(1) The Puget Sound reserve account appropriation is provided to carry out RCW 47.60.420.

(2) The Puget Sound ferry operations account appropriation is provided for the operation and maintenance of the Washington state ferries, supplementing revenues available from the Washington state ferry system. The Puget Sound ferry operations account appropriation includes \$35,800,000 transferred from the Puget Sound capital construction account in accordance with RCW 47.60.505.

(3) The Puget Sound ferry operations account appropriation includes \$5,400,000 to offset the loss of tolls on the Hood Canal bridge until the bridge is open to traffic, and for maintenance and operation of the existing portion of the Hood Canal bridge.

(4) The Puget Sound capital construction account appropriations are provided for improving the Washington state ferry system, including, but not limited to, vessel acquisition, vessel construction, major and minor vessel improvements, and terminal construction and improvements. The appropriation of state funds from the Puget Sound capital construction account contains \$55,000,000 of the proceeds from the sale of bonds authorized by RCW 47.60.560. In the event anticipated federal funds contained in this section do not become available, the state funds appropriation in this section from the Puget Sound capital construction account shall be increased by \$10,000,000 from the proceeds of a corresponding increase in the sale of bonds authorized by RCW 47.60.560.

(5) The department of transportation may direct the state treasurer to transfer an amount less than \$35,800,000 from the Puget Sound capital construction account to the Puget Sound ferry operations account if the department of transportation, in consultation with the legislative transportation committee, determines that less subsidy for maintenance and operations of the ferries is required.

(6) The department of transportation may transfer any appropriation contained in this section, subject to the prior approval of the transportation commission.

NEW SECTION. Sec. 13. FOR THE DEPARTMENT OF TRANSPORTATION—HOOD CANAL BRIDGE

Motor Vehicle Fund—State	\$	8,300,000
Motor Vehicle Fund—Federal	\$	134,700,000
Total Appropriation	\$	143,000,000

The appropriations contained in this section are provided for reconstruction of the Hood Canal bridge on state route 104 and for maintaining transportation services associated with the bridge failure. The appropriations are subject to the following conditions and limitations:

(1) The motor vehicle fund—state appropriation is provided for maintenance and operation of alternate transportation services across Hood Canal and for location, design, right of way, and construction of the Hood Canal bridge, and for capital projects necessary to maintain transportation service across Hood Canal and Puget Sound and on the Olympic and Kitsap peninsulas until the Hood Canal bridge is open to traffic. The motor vehicle fund—state appropriation includes \$8,000,000 of earnings from the investment of Hood Canal bridge insurance proceeds, or so much thereof as may be required to match federal bridge replacement funds: PROVIDED, That if the Hood Canal bridge insurance proceeds together with earnings of the

proceeds are placed in the Hood Canal bridge account in the motor vehicle fund pursuant to the enactment of either Substitute House Bill No. 106 or Substitute Senate Bill No. 3063, then the \$8,000,000 of investment earnings referred to in this subsection, or so much thereof as may be required to reimburse the motor vehicle fund for expenditures used to match federal bridge replacement funds expended for reconstruction of the Hood Canal bridge, shall be transferred from the Hood Canal bridge account to the motor vehicle fund: PROVIDED FURTHER, That \$300,000 of state funds, or so much thereof as may be necessary, shall be transferred from the Puget Sound capital construction account to the motor vehicle fund to reimburse the motor vehicle fund for capital costs associated with the Hood Canal bridge failure which are not eligible for federal participation.

(2) The motor vehicle fund appropriation of federal funds shall include \$2,500,000 for maintenance and operations of alternate transportation services across Hood Canal and Puget Sound and on the Olympic and Kitsap peninsulas while traffic flow is not permitted across the Hood Canal bridge.

(3) The department of transportation may reduce the state funds and increase by a like amount the federal funds contained in the appropriations described in subsections (1) and (2) of this section or may increase the state funds and decrease by a like amount the federal funds contained in the appropriations described in subsections (1) and (2) of this section to properly reflect the total amount of federal funds available to the state for assistance in restoring transportation services disrupted by the loss of the Hood Canal bridge. The department of transportation shall obtain the approval of the office of financial management and the legislative transportation committee prior to reducing or increasing either the state funds or the federal funds contained in these appropriations. The department of transportation may transfer any portion of the motor vehicle fund appropriations for construction, subsection (1) of this section, and for maintenance and operations, subsection (2) of this section, for the Hood Canal bridge between subsections (1) and (2).

NEW SECTION. Sec. 14. FOR THE DEPARTMENT OF TRANSPORTATION—AERONAUTICS—PROGRAM F

General Fund—Aeronautics Account Appropriation—State	\$	3,235,000
General Fund—Aeronautics Account Appropriation—Federal	\$	25,000
Total Appropriation	\$	3,260,000

The appropriations contained in this section are provided for management and support of the aeronautics division, state fund grants to local airports, development and maintenance of a state-wide airport system plan, maintenance of state-owned emergency airports, and the search and rescue program. \$2,100,000 of the aeronautics account—state appropriation is contingent on the enactment of Senate Bill No. 3946 during the 1981 regular session of the legislature.

NEW SECTION. Sec. 15. FOR THE DEPARTMENT OF TRANSPORTATION—SEARCH AND RESCUE—PROGRAM F

General Fund—Search and Rescue Account Appropriation—State	\$	105,000
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The appropriation contained in this section is provided for directing and conducting of searches for missing, downed, overdue, or presumed downed general aviation aircraft; for safety and education activities necessary to insure safety of persons operating or using aircraft; and for the Washington wing civil air patrol in accordance with RCW 47.68.370.

NEW SECTION. Sec. 16. FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY MAINTENANCE AND OPERATIONS—PROGRAM M

Motor Vehicle Fund Appropriation—State	\$	141,060,000
Motor Vehicle Fund Appropriation—Local	\$	2,407,000
Total Appropriation	\$	143,467,000

The appropriations contained in this section are for the maintenance and operations of state highways, maintenance and operations of highway plants, and associated management and support.

NEW SECTION. Sec. 17. FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY CONSTRUCTION—PROGRAM A

Motor Vehicle Fund Appropriation—State	\$	68,303,000
Motor Vehicle Fund Appropriation—Federal and Local	\$	137,260,000
Total Appropriation	\$	205,563,000

The appropriations contained in this section are provided for the location, design, right of way, and construction of state highway projects designated as category 'A' under RCW 47.05.030.

NEW SECTION. Sec. 18. FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY CONSTRUCTION—PROGRAM B

Motor Vehicle Fund Appropriation—State	\$	36,450,000
Motor Vehicle Fund Appropriation—Federal and Local	\$	333,750,000
Total Appropriation	\$	370,200,000

The appropriations contained in this section are provided for the location, design, right of way, and construction of state highway projects on the interstate system designated as category 'B' under RCW 47.05.030. Estimated expenditures of \$17,300,000 (consisting of \$2,000,000 of state funds consisting of the proceeds from the sale of bonds authorized by RCW 47.10.790, and \$15,300,000 of federal and local funds) are included in this appropriation for SR 90 from SR 5 to SR 405. Such estimated expenditures are subject to revision pursuant to section 24 of this act.

NEW SECTION. Sec. 19. FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY CONSTRUCTION—PROGRAM C

Motor Vehicle Fund Appropriation—State	\$ 10,937,000
Motor Vehicle Fund Appropriation—Local	\$ 3,000
Total Appropriation	\$ 10,940,000

The appropriations contained in this section are provided for the location, design, right of way, and construction of state highway projects designated as category 'C' under RCW 47.05.030.

NEW SECTION. Sec. 20. FOR THE DEPARTMENT OF TRANSPORTATION—COUNTY-CITY PROGRAM—PROGRAM R

Motor Vehicle Fund Appropriation—State	\$ 1,638,578
Motor Vehicle Fund Appropriation—Federal and Local	\$ 175,363,422
Total Appropriation	\$ 177,002,000

The appropriations contained in this section are provided for the County-City Program—Program R. The appropriations are subject to the following conditions and limitations:

(1) The appropriations contain \$497,578 of state funds and \$168,402,422 of federal and local funds for reimbursable expenditures for the location, design, right of way, and construction on city streets and county roads and other nonstate highways, including the reconstruction of the West Seattle bridge and including the unexpended balance of state funds from the sale of bonds for Columbia Basin county roads authorized in chapter 121, Laws of 1951, chapter 311, Laws of 1955, and chapter 121, Laws of 1965, for reimbursable expenditures on cooperative projects authorized by state and/or federal laws, and for expenditures through federal emergency relief acts.

(2) The appropriations contain \$241,000 of state funds and \$886,000 of local funds for reimbursable expenditures for maintenance on city streets, county roads, and other nonstate highways and for expenditures in accordance with RCW 47.56.720.

(3) The appropriations contain \$900,000 of state funds for the guarantee, pursuant to RCW 47.56.712, for the payment of principal of and interest on the Spokane River toll bridge revenue refunding bonds as the bonds become due, but only to the extent that net revenues from the operation of the bridge are insufficient therefor.

(4) The appropriations contain \$6,075,000 of local funds for miscellaneous sales and services to others.

NEW SECTION. Sec. 21. FOR THE DEPARTMENT OF TRANSPORTATION

General Fund Appropriation—Federal	\$ 1,200,000
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The appropriation contained in this section is provided for supportive services to off-the-job training programs for minority construction workers and for minority contractors' training programs: PROVIDED, That this appropriation or so much thereof as may be necessary shall be expended on or before June 30, 1983, and shall be fully reimbursable from federal funds.

NEW SECTION. Sec. 22. FOR THE DEPARTMENT OF TRANSPORTATION

Motor Vehicle Fund—RV Account Appropriation Transfer—State: For transfer to the Motor Vehicle Fund	\$ 657,000
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The appropriation transfer contained in this section is provided for the construction and maintenance of recreation vehicle sanitary disposal systems at rest areas on federal-aid highways. This appropriation is part of the motor vehicle fund construction and maintenance appropriations.

NEW SECTION. Sec. 23. FOR THE STATE PATROL

(1) To construct and equip a port-of-entry weigh station, Plymouth.

	Reappropriation	Appropriation
Motor Vehicle Fund—State	125,000	
Motor Vehicle Fund—Federal		402,600
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
60,000		587,600

(2) To provide for emergency repairs at various radio communication relay sites.

	Reappropriation	Appropriation
Motor Vehicle Fund—State		44,800
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		44,800

(3) To renovate and remodel existing facilities at various locations.

	Reappropriation	Appropriation
Motor Vehicle Fund—State		120,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		120,000

(4) To construct high- and low-speed pursuit and basic skill development course, Shelton Training Academy: PROVIDED, The state patrol shall submit to the legislative transportation committee prior to December 15, 1981, a detailed analysis of future requirements for an expanded driving course at the Shelton Training Academy.

	Reappropriation	Appropriation
Motor Vehicle Fund—State		600,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		600,000

(5) To renovate existing space and install equipment for vehicle mechanical service and repair shop, Bellevue.

	Reappropriation	Appropriation
Motor Vehicle Fund—State		59,100
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		59,100

NEW SECTION. Sec. 24. (1) The department of transportation may transfer any motor vehicle fund appropriations contained in sections 8 through 11 of this act into sections 16 through 19, and motor vehicle fund appropriations contained in sections 16 through 19 may be transferred between programs for expenditure.

(2) The department of transportation shall submit amended allotment forms which reflect the operating budget adopted by the transportation commission to the office of financial management in accordance with the budget and accounting act, chapter 43.88 RCW.

NEW SECTION. Sec. 25. The legislature recognizes the economic importance to the state of attracting new environmentally suitable high-technology industrial development, and that the availability of transportation services is a significant factor in locating such industries. In furtherance of the provisions and objectives of House Concurrent Resolution No. 17, passed by the 1981 regular session of the legislature, the transportation commission and department of transportation shall, therefore, lend their cooperation, and allocate so much of the funds provided by sections 17 through 19 of this act as are reasonably necessary, to fund the state's fair share of the improvements contemplated by House Concurrent Resolution No. 17.

NEW SECTION. Sec. 26. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed in whole or in part by other than general fund moneys, the director of financial management may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance the agency. No appropriation shall be necessary to effect such repayment.

NEW SECTION. Sec. 27. (1) Funds appropriated under this act for both years of the fiscal biennium shall be initially allotted so that the total allotments for the first fiscal year do not exceed fifty percent of the total appropriation, unless the director of financial management determines that greater allotments for the first fiscal year are required by special circumstances. Allotments may be revised as provided in RCW 43.88.110, but the portion of an appropriation which has been initially allotted for the first fiscal year shall lapse at the end of the first fiscal year.

(2) This section does not apply to allotments for agencies headed by elective officials.

NEW SECTION. Sec. 28. Unless the context clearly requires otherwise, the definitions in this section apply throughout this act.

(1) 'Provided solely' means that the specified amount may be spent only for the specified purpose. Unless otherwise stated in this act, any portion of an amount provided solely for a specified purpose which is unnecessary to fulfill the specified purpose shall lapse.

(2) 'Lapse' means the termination of authority to spend an appropriation or portion of an appropriation.

(3) 'FTE' means full time equivalent. FTE staff years specified in this act shall not be exceeded except with the written authorization of the director of financial management. The director of financial management shall grant authority to exceed specified FTE staff years only in cases of severe unanticipated need and shall report each authorization to the legislative budget committee, the legislative evaluation and accountability program committee, and the committees on ways and means of the senate and house of representatives.

NEW SECTION. Sec. 29. Any rate increases proposed for the legal services revolving fund or the general administration facilities and services revolving fund, or any change in the method of calculating changes from those funds, shall be subject to approval by the director of financial management prior to implementation.

NEW SECTION. Sec. 30. The motor vehicle fund revenues, including revenues from staggered licensing, are received at a relatively even flow throughout the year. Expenditures exceed the revenue during the accelerated summer and fall highway construction season, creating a negative cash balance during the heavy construction season. The legislature recognizes that the department of transportation may require interfund loans or other short-term financing to meet temporary seasonal cash requirements.

NEW SECTION. Sec. 31. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 32. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title, after "transportation financing;" strike the remainder of the title and insert "making appropriations and authorizing expenditures for the operations and capital improvements of the state department of transportation, the urban arterial board, the board of pilotage commissioners, the Washington state patrol, the vehicle equipment safety commission, the traffic safety commission, the department of licensing, and the county road administration board for the period ending June 30, 1983; and declaring an emergency."

Signed by Representatives Wilson, Chairman; Clayton, Vice Chairman; Cantu, Chamberlain, Eberle, Garson, Hankins, Lundquist, Prince, Schmidt, Smith, Sprague.

Voting nay: Representatives Martinis, Ranking Minority Member; Burns, Erak, Gallagher, Garrett, McCormick, Owen, Patrick, Schmidt, Walk.

Not attending: Representatives Bender, Sherman.

Passed to Committee on Rules for second reading.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SENATE BILL NO. 3015,
 SENATE BILL NO. 3039,
 SENATE BILL NO. 3046,
 SENATE BILL NO. 3055,
 SUBSTITUTE SENATE BILL NO. 3060,
 SECOND SUBSTITUTE SENATE BILL NO. 3105,
 SENATE BILL NO. 3109,
 SUBSTITUTE SENATE BILL NO. 3127,
 SENATE BILL NO. 3153,
 SUBSTITUTE SENATE BILL NO. 3154,
 SENATE BILL NO. 3183,
 SENATE BILL NO. 3189,
 SENATE BILL NO. 3191,
 SENATE BILL NO. 3265,
 SUBSTITUTE SENATE BILL NO. 3299,
 SENATE BILL NO. 3306,
 SUBSTITUTE SENATE BILL NO. 3464,
 SENATE BILL NO. 3465,
 SENATE BILL NO. 3580,
 SUBSTITUTE SENATE BILL NO. 3584,
 SUBSTITUTE SENATE BILL NO. 3630,
 SENATE BILL NO. 3639,
 SENATE BILL NO. 3722,
 SENATE BILL NO. 3730,
 SENATE BILL NO. 3740,
 SENATE BILL NO. 3745,

SENATE BILL NO. 3776,
 SUBSTITUTE SENATE BILL NO. 3777,
 SUBSTITUTE SENATE BILL NO. 3778,
 SUBSTITUTE SENATE BILL NO. 3780,
 SENATE BILL NO. 3784,
 SENATE BILL NO. 3785,
 SUBSTITUTE SENATE BILL NO. 3867,
 SENATE BILL NO. 3893,
 SENATE BILL NO. 4022,
 SENATE BILL NO. 4027,
 SUBSTITUTE SENATE BILL NO. 4209,
 SUBSTITUTE SENATE BILL NO. 4309,
 SENATE BILL NO. 4348.

SENATE AMENDMENTS TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 144 with the following amendments:

On page 1, line 9 of the title after "48.07.130;" insert "amending section .13.16, chapter 79, Laws of 1947 as last amended by section 3, chapter 151, Laws of 1973 and RCW 48.13.160;"

On page 1, line 28 of the title after "48.17.390;" insert "amending section .19.08, chapter 79, Laws of 1947 and RCW 48.19.080;"

On page 1, line 28 of the title after "48.17.390;" insert "amending section 20, chapter 241, Laws of 1969 ex. sess. as last amended by section 7, chapter 199, Laws of 1979 ex. sess. and RCW 48.18.292;"

On page 1, line 29 of the title after "48.20.460;" insert "amending section .32.01, chapter 79, Laws of 1947 and RCW 48.36.010;"

On page 2, line 4 of the title after "48.29 RCW;" insert "adding a new section to chapter 48.30 RCW;"

On page 6, after line 16 insert the following:

"Sec. 6. Section .13.16, chapter 79, Laws of 1947 as last amended by section 3, chapter 151, Laws of 1973 and RCW 48.13.160 are each amended to read as follows:

(1) An insurer may own and invest or have invested in its home office and branch office buildings any of its funds in aggregate amount not to exceed ten percent of its assets unless approved by the commissioner, or if a mutual or reciprocal insurer not to exceed ten percent of its assets nor such amount as would reduce its surplus, exclusive of such investment, below fifty thousand dollars unless approved by the commissioner.

(2) An insurer may own real property acquired in satisfaction or on account of loans, mortgages, liens, judgments, or other debts previously owing to the insurer in the course of its business.

(3) An insurer may invest or have invested in aggregate amount not exceeding three percent of its assets in the following real property, and in the repair, alteration, furnishing, or improvement thereof:

(a) Real property requisite for its accommodation in the convenient transaction of its business if approved by the commissioner.

(b) Real property acquired by gift or devise.

(c) Real property acquired in exchange for real property owned by it. If necessary in order to consummate such an exchange, the insurer may put up cash in amount not to exceed twenty percent of the fair value of its real property to be so exchanged, in addition to such property.

(d) Real property acquired through a lawful merger or consolidation with it of another insurer and not required for the purposes specified in subsection (1) and in paragraph (a) of subsection (2) of this section.

(e) Upon approval of the commissioner, in real property and equipment incident to real property, requisite or desirable for the protection or enhancement of the value of other real property owned by the insurer.

(4) A domestic life insurer with assets of at least twenty-five million dollars and at least ten million dollars in capital and surplus, and a domestic property and casualty insurer with assets of at least seventy-five million dollars and at least thirty million dollars in capital and surplus, or, if a mutual or reciprocal property or casualty insurer, at least thirty million dollars in surplus, may, in addition to the real property included in subsections (1), (2) and (3) of this section, own such real property other than property to be used ((primarily)) for ((agricultural; horticultural;)) ranch, mining, recreational, amusement, or club purposes, as may be acquired as an investment for the production of income, or as may be acquired to be improved or developed for such investment purpose pursuant to an existing program therefor, subject to the following limitations and conditions:

(a) The cost of each parcel of real property so acquired under this subsection (4), including the estimated cost to the insurer of the improvement or development thereof, when added to the book value of all other real property under this subsection (4), together with the admitted value of all common stock, then held by it, shall not exceed twenty percent of its admitted assets or fifty percent of its surplus over the minimum required surplus, whichever is greater, as of the thirty-first day of December next preceding; and

(b) The cost of each parcel of real property so acquired, including the estimated cost to the insurer of the improvement or development thereof, shall not exceed as of the thirty-first day of December next preceding, four percent of its admitted assets.

(c) Indirect or proportionate interests in real estate held by a domestic life insurer through any subsidiary shall be included in proportion to such insurer's interest in the subsidiary in applying the limits provided in subsection (4)."

On page 14, after line 8 insert the following:

"Sec. 16. Section .19.08, chapter 79, Laws of 1947 and RCW 48.19.080 are each amended to read as follows:

Under such rules and regulations as he shall adopt the commissioner may, by order, suspend or modify the requirement of filing as to any kind of insurance (~~(; subdivision or combination thereof, or as to classes of risks, the rates for which cannot practically be filed before they are used)~~). Such orders, rules and regulations shall be made known to insurers and rating organizations affected thereby. The commissioner may make such examination as he may deem advisable to ascertain whether any rates affected by such order meet the standard prescribed in RCW 48.19.020."

Renumber the sections consecutively and correct internal references accordingly.

On page 14, after line 8 insert the following:

"Sec. 16. Section 20, chapter 241, Laws of 1969 ex. sess. as last amended by section 7, chapter 199, Laws of 1979 ex. sess. and RCW 48.18.292 are each amended to read as follows:

(1) Each insurer shall be required to renew any contract of insurance subject to RCW 48.18.291 unless one of the following situations exists:

(a) The insurer gives the named insured at least twenty days' notice in writing as provided for in RCW 48.18.291(1), that it proposes to refuse to renew the insurance contract upon its expiration date; and sets forth therein the actual reason for refusing to renew; or

(b) At least twenty days prior to its expiration date, the insurer has communicated its willingness to renew in writing to the named insured, and has included therein a statement of the amount of the premium or portion thereof required to be paid by the insured to renew the policy, including the amount by which the premium or deductibles have changed from the previous policy period, and the date by which such payment must be made, and the insured fails to discharge when due his obligation in connection with the payment of such premium or portion thereof; or

(c) The insured's agent or broker has procured other coverage acceptable to the insured prior to the expiration of the policy period.

(2) Renewal of a policy shall not constitute a waiver or estoppel with respect to grounds for cancellation which existed before the effective date of such renewal.

(3) 'Renewal' or 'to renew' means the issuance and delivery by an insurer of a contract of insurance replacing at the end of the contract period a contract of insurance previously issued and delivered by the same insurer, or the issuance and delivery of a certificate or notice extending the term of a contract beyond its policy period or term: PROVIDED, HOWEVER, That any contract of insurance with a policy period or term of six months or less whether or not made continuous for successive terms upon the payment of additional premiums shall for the purpose of RCW 48.18.291 through 48.18.297 be considered as if written for a policy period or term of six months: PROVIDED, FURTHER, That any policy written for a term longer than one year or any policy with no fixed expiration date, shall, for the purpose of RCW 48.18.291 through 48.18.297, be considered as if written for successive policy periods or terms of one year.

(4) On and after January 1, 1980, no policy of insurance subject to RCW 48.18.291 shall be issued for a policy period or term of less than six months.

(5) No insurer shall refuse to renew the liability and/or collision coverage of an automobile insurance policy on the basis that an insured covered by the policy of the insurer has submitted one or more claims under the comprehensive, road service, or towing coverage of the policy. Nothing in this subsection shall prohibit the nonrenewal of comprehensive, road service, or towing coverage on the basis of one or more claims submitted by an insured."

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 15, after line 3 insert the following:

"Sec. 17. Section .32.01, chapter 79, Laws of 1947 and RCW 48.36.010 are each amended to read as follows:

(1) Any corporation, society, order, or voluntary association, without capital stock, organized and carried on solely for the mutual benefit of its members and their beneficiaries, and not for profit, and having a lodge system with ritualistic form of work and representative form of government, and which shall make provision for the payment of benefits in accordance with RCW 48.36.050 hereof, is hereby declared to be a fraternal benefit society.

(2) A new fraternal benefit society or similar association shall not be organized or thereafter licensed, under this chapter or under any other law, which provides for the payment of benefits to members, unless it has surplus in the minimum amount of total capital and surplus required by RCW 48.05.340."

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 16, line 30 strike "two" and insert "one"

On page 17, line 5 strike "two" and insert "one"

On page 17, line 15 after "own" insert "or lease"

On page 17, after line 22 add a new section to read as follows:

"NEW SECTION. Sec. 21. There is added to chapter 48.30 RCW a new section to read as follows:

(1) No licensed insurance agent shall be empowered to participate in the replacement of an existing life insurance policy or policies issued by a company that such agent does not have an appointment pursuant to RCW 48.17.160 unless and until such agent has been licensed pursuant to this chapter for two consecutive years;

(2) No licensed agent or general agent shall receive directly or indirectly any compensation for the issuance of a policy in violation of subsection (1) of this section; and

(3) No insurer shall directly or indirectly permit issuance of any policy in violation of subsection (1) of this section."

Renumber the remaining section accordingly.
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Dawson, the House concurred in the Senate amendments to Substitute House Bill No. 144.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 144 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 144 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Houchen, Isaacson.

Substitute House Bill No. 144 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 20, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 596 with the following amendments:

On page 1, line 8 after "lands" strike "may" and insert "shall"

On page 1, line 13 after "The" strike "state finance committee or the"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTIONS

On motion of Ms. Rosbach, the House refused to concur in the Senate amendment to page 1, line 8 of House Bill No. 596, and asked the Senate to recede therefrom.

On motion of Ms. Rosbach, the House concurred in the Senate amendment to page 1, line 13.

SENATE AMENDMENT TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 620 with the following amendment:

On page 1, line 27 after "disability" insert "status"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Garson, the House concurred in the Senate amendment to Engrossed House Bill No. 620.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 620 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 620 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; nays, 1; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Schmidt.

Not voting: Representatives Dawson, Houchen, Isaacson.

Engrossed House Bill No. 620 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 628 with the following amendment:

On page 3, line 10 after "Sec. 3." strike everything down through "assumed" on line 14 and insert "It is the intent of the legislature" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Struthers, the House concurred in the Senate amendment to Second Substitute House Bill No. 628.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Second Substitute House Bill No. 628 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 628 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Dawson, Houchen, Isaacson.

Second Substitute House Bill No. 628 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

Due to being off the floor for personal reasons, I was unable to vote for Second Substitute House Bill No. 628. I would like the record to show my "Yes" vote on this measure.

JOAN HOUCHEM, 10th District.

SENATE AMENDMENT TO HOUSE BILL

April 15, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 667 with the following amendment:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 4, chapter 325, Laws of 1977 ex. sess. as amended by section 1, chapter 172, Laws of 1979 ex. sess. and RCW 84.52.0531 are each amended to read as follows:

The maximum dollar amount which may be levied by or for any school district for maintenance and operation support under the provisions of RCW 84.52.053 shall be as follows:

(1) ~~((For excess levies in 1977 for collection in 1979; for excess levies in 1978 for collection in 1979; for excess levies in 1978 for collection in 1980; and for excess levies in 1979 for collection in 1980, the sum of:~~

~~(a) That amount equal to ten percent of each school district's prior year basic education allocation converted to one hundred percent of formula; plus~~

~~(b) That amount equal to each school district's prior year basic education allocation converted to one hundred percent of formula minus each school district's basic education allocation for such school year.~~

~~(2)) For excess levies in 1979 for collection in 1981, for excess levies in 1980 for collection in 1981 and thereafter, the sum of:~~

~~(a) That amount equal to ten percent of each school district's prior year basic education allocation converted to one hundred percent of formula; plus~~

~~(b) That amount equal to each school district's prior year basic education allocation converted to one hundred percent of formula minus each school district's basic education allocation for such school year; plus~~

~~(c) That amount equal to ten percent of each school district's prior year state allocation, exclusive of federal funds, for the following programs:~~

~~(i) Pupil transportation;~~

~~(ii) Handicapped education costs;~~

~~(iii) Gifted; and~~

~~(iv) Compensatory education, including but not limited to remediation assistance, bilingual education, and urban, rural, racial disadvantaged programs.~~

~~((3)) (2) Excess levies authorized under this section or under RCW 84.52.052 shall not be used directly or indirectly to increase the average salary or fringe benefits for certificated or classified personnel in any school district: PROVIDED, That any school district may expend excess levy funds to provide increases in salary and fringe benefits for classified or certificated personnel whose salary and fringe benefits are provided wholly from local school district excess levies in a percentage not to exceed the respective average percentage increases in the salary and fringe benefit levels for classified and certificated employees of the district funded with state appropriated funds: PROVIDED FURTHER, That those contracts which have been negotiated prior to July 1, 1977 by those school districts for such school year shall not be abrogated by this section. 'Fringe benefits' for purposes of this subsection shall include:~~

~~(a) Employer retirement contributions, if applicable;~~

~~(b) Health and insurance payments including life, accident, disability, unemployment compensation, and workmen's compensation; and~~

~~(c) Employer social security contributions.~~

~~((4)) (3) Any school district whose average base compensation for certificated or classified personnel respectively is below state-wide average base compensation level for certificated or classified personnel during the preceding school year, may collect and expend property taxes authorized by this section, or under RCW 84.52.052, for the purpose of increasing such district's average compensation for certificated or classified personnel as allowed in the latest applicable state operating budget. 'Compensation', for purposes of this subsection, shall mean salary plus fringe benefits for classified and certificated personnel of a school district as allowed in the latest applicable state operating budget.~~

~~((5)) (4) For the purpose of this section, the basic education allocation shall be determined pursuant to RCW 28A.41.130, 28A.41.140, and 28A.41.145, as now or hereafter amended: PROVIDED, That when determining the basic education allocation under subsection(s) (1) ~~(and (2))~~ of this section, effective September 1, 1979, nonresident full time equivalent pupils who are participating in a program provided for in chapter 28A.44 RCW or in any other program pursuant to an interdistrict agreement shall be included in the enrollment of the resident district and excluded from the enrollment of the serving district.~~

Certificated personnel shall include those persons employed by a school district in a teaching, instructional, administrative or supervisory capacity and who hold positions as certificated personnel as defined under RCW 28A.01.130, as now or hereafter amended, and every school district superintendent, and any person hired in any manner to fill a position designated as, or which is in fact, that of deputy superintendent or assistant superintendent. Classified personnel shall include those persons employed by a school district other than certificated personnel as defined in this section in a capacity for which certification is not required.

(5) Any district which is qualified to exceed the maximum dollar amount permitted under subsection (1) of this section during calendar year 1982 is authorized to exceed the levy limitations imposed by subsection (1) for taxes to be collected during calendar years 1983 through 1990 as follows:

(a) The dollar amount of levy qualification for taxes to be collected in 1983 shall be the same as the maximum qualification for 1982.

(b) For every district which qualifies to exceed the limitations in subsection (1) of this section during calendar year 1982, a 'base year levy percentage' shall be established. This levy percentage shall be equal to the percent a district's levy qualification during calendar year 1982 is of the prior 1980-81 school fiscal year's basic education allocation and state allocation for categorical programs.

(c) The base year levy percentage shall be reduced in even increments beginning in calendar year 1984. The incremental reduction shall equal one-seventh of the percentage points the base year levy percentage exceeds the amount authorized in subsection (1) of this section.

(d) For excess levies to be collected in calendar year 1990, the maximum dollar amount which may be levied by or for any school district shall not exceed the amount authorized in subsection (1) of this section. The provisions of this subsection shall not apply to excess levies to be collected after calendar year 1990.

(6) For the purpose of subsection(s) (1) (~~and (2)~~) of this section, the superintendent of public instruction may grant local school districts authority to exceed the levy limitations imposed by said subsections: PROVIDED, That said limitations can only be exceeded by an amount that will insure local school districts the ability to raise a total excess levy dollar amount per annual average full time equivalent student which when combined with the basic education allocation is equal to but does not exceed (~~one hundred and four percent for levies to be collected in 1979, and~~) one hundred and six percent for levies to be collected in 1980 and thereafter of the previous school year's comparable dollars per annual average full time equivalent student: PROVIDED FURTHER, That for levies to be collected in 1980 and thereafter any school district receiving authority to exceed the levy limitation and whose enrollment is declining at a rate of at least four percent, or three hundred full time equivalent students, whichever is less, from the immediately preceding school year, may, in addition to the increase above, further increase its levy by an amount equal to fifty percent of the enrollment decline multiplied by the previous school year's comparable dollars per annual full time equivalent student. The provisions of this subsection (6) shall only apply to excess levies for collection prior to calendar year 1983.

(7) The superintendent of public instruction shall develop rules and regulations and inform school districts of the pertinent data necessary to carry out the provisions of this section."
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Taylor moved that the House do concur in the Senate amendment to Substitute House Bill No. 667.

Mr. Taylor spoke against the motion to concur and Mr. Heck spoke in favor of it.

STATEMENT FOR THE JOURNAL

Let the record show that I voted not to concur in the Senate amendment to Substitute House Bill No. 667.

REN TAYLOR, 4th District.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 667 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 667 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; nays, 3; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hastings, Heck, Hine, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Hankins, Thompson.

Not voting: Representatives Dawson, Houchen, Isaacson.

Substitute House Bill No. 667 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 20, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 697 with the following amendment:

On page 1, line 4 strike everything after the enacting clause and insert the following:

*NEW SECTION. Section 1. There is added to chapter 42.04 RCW a new section to read as follows:

The right to petition executive officials or members of legislative bodies of counties, cities, and towns shall not be limited by application of the appearance of fairness common law doctrine.

NEW SECTION. Sec. 2. There is added to chapter 42.04 RCW a new section to read as follows:

No action taken by a municipal legislative body or its members shall be invalidated by application of the appearance of fairness doctrine unless it can be demonstrated that the deliberative functions of the legislative body were prejudiced by reason of the act or actions purported to form the basis of any appearance of fairness challenge."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Lundquist, the House concurred in the Senate amendment to House Bill No. 697.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 697 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 697 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 81; nays, 13; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, James, Johnson, King R., Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Ehlers, Eng, Gruger, Kreidler, Lux, Nelson D., Rust, Sherman, Sommers, Valle, Van Dyken, Wang.

Not voting: Representatives Hine, Houchen, Isaacson, King J.

House Bill No. 697 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 711 with the following amendments:

On page 1, line 27 after "level" strike all language down through "study" on line 28 and insert ", course of study, or special academic program as designated by the local school board"

On page 1, line 28 after "study" insert ": PROVIDED FURTHER, That notwithstanding the provisions of section 98 of Engrossed Substitute Senate Bill No. 3636, any moneys not reimbursed to a school district for transportation costs pursuant to this subsection shall be allocated to the school district for block grants under section 104 of Engrossed Senate Bill No. 3636"

On page 1, line 28 after "study" insert ": PROVIDED FURTHER, That the superintendent of public instruction, when so requested by the appropriate educational service districts superintendent or his or her designee, may waive the requirements of this 1981 provision, if natural geographic boundaries or safety factors would make this provision unworkable and/or more costly to the district or to the state"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Addison, the House concurred in the Senate amendments to Engrossed Substitute House Bill No. 711.

Mr. Taylor requested that the record show that he voted to not concur in the Senate amendments.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 711 as amended by the Senate.

Representatives Kreidler, Eng and Ehlers spoke against passage of the bill, and Representatives Addison, Taylor and Tupper spoke in favor of it.

MOTION

Mr. Van Dyken moved that the rules be suspended to reconsider the vote by which the House concurred in the Senate amendments to Engrossed Substitute House Bill No. 711.

Mr. Van Dyken spoke in favor of the motion.

POINT OF INQUIRY

Mr. Van Dyken yielded to question by Ms. Brekke.

Ms. Brekke: "Representative Van Dyken, where did we give to Seattle all this wonderful money that it was taking from Seattle in the first place?"

Mr. Van Dyken: "The Senate amendments state that the money which was previously to be used for transportation toward school busing in Seattle would remain within the Seattle school district for a period of one year to be used for special programs for the Seattle school district.

Ms. Sommers spoke against the motion.

POINT OF INQUIRY

Mr. McDonald yielded to question by Ms. Winsley.

Ms. Winsley: "Representative McDonald, Representative Sommers has said that this money will go back to help disadvantaged children in the urban areas. Does this also include the urban areas of Tacoma, Pasco and other urban areas besides Seattle?"

Mr. McDonald: "Yes, that's correct."

The motion was lost.

Representatives Nelson (D), Brekke and Kreidler spoke against passage of the bill, and Representative Lane spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 711 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 55; nays, 41; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Garson, Greengo, Hastings, Houchen, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Struthers, Taylor, Tilly, Tupper, Valle, Van Dyken, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Hankins, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Stratton, Teutsch, Thompson, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Isaacson, Vander Stoep.

Engrossed Substitute House Bill No. 711 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 727 with the following amendments:

On page 2, line 14 after "assessed" strike "shall be designated as of the year the assessment becomes due and payable by the owner and"

On page 3, after line 35 insert:

***NEW SECTION. Sec. 2.** This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately, and the assessments provided for in section 1 of this amendatory act shall be payable in 1982 and thereafter."

On page 1, line 3 of the title after "76.04.360" insert "and declaring an emergency" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Williams, the House concurred in the Senate amendments to House Bill No. 727.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 727 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 727 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yeas: Representatives Addison, Amen, Barnes, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greeno, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinchart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Isaacson.

House Bill No. 727 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 22, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 40 with the following amendments:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. There is added to chapter 42.17 RCW a new section to read as follows:

(1) Every candidate for or elected official of an agency which is: A city or town containing seven hundred fifty or fewer registered voters as of the date of the last preceding gubernatorial election; a school district with an enrollment of four hundred or fewer pupils as of December 31st of the preceding year; or a special purpose district having total operating and capital expenditures during its last fiscal year of two hundred and fifty thousand dollars or less shall, if an elected official, after January 1st and before April 15th of each year for the preceding calendar year or, if a candidate, within two weeks of becoming a candidate, for the preceding twelve months, file with the commission a written statement sworn as to its truth and accuracy stating for himself and all members of his immediate family: **PROVIDED**, That no individual shall be required to file more than once in any calendar year: **PROVIDED HOWEVER**, That a statement of a candidate or appointee filed during the period January 1st to April 15th shall cover the period from January 1st of the preceding calendar year to the time of candidacy or appointment if the filing of such statement would relieve the individual of a prior obligation to file a statement covering the entire preceding calendar year:

(a) Occupation, name of employer, and business address; and

(b) Each stock, bond, or business interest in which any such person or persons owned a direct financial interest which exceeded five hundred dollars at any time during such period; and the name, address, nature of entity, nature and highest value of each such direct financial interest during the reporting period; and

(c) The name and address of each creditor to whom the value of five hundred dollars or more was owed; the original amount of each debt to each such creditor; the amount of each debt owed to each creditor as of the date of filing; the terms of repayment of each such debt; and the security given, if any, for each such debt: PROVIDED, That debts arising out of a 'retail installment transaction' as defined in chapter 63.14 RCW (Retail Installment Sales Act) need not be reported; and

(d) Every public or private office, directorship and position as trustee held in any entity which is within the county or counties containing the agency; and

(e) The name of any corporation, partnership, joint venture, association, union, or other entity which is within the county or counties containing the agency and in which is held any office, directorship or any general partnership interest, or an ownership interest of ten percent or more; the name or title of that office, directorship, or partnership; the nature of ownership interest; and with respect to each such entity: (i) With respect to a governmental unit in which the official holds any office or position, if such entity has received compensation in any form during the preceding twelve months from such governmental unit, the value of such compensation and the consideration given or performed in exchange for such compensation; (ii) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the county or counties containing the agency, the assessed valuation of which exceeds five thousand dollars: PROVIDED, That the term 'compensation' for purposes of this subsection (1)(e)(i) shall not include payment for water and other utility services at rates approved by the Washington state utilities and transportation commission or the legislative authority of the public entity providing such service: PROVIDED FURTHER, That with respect to any bank or commercial lending institution in which is held any such office, directorship, partnership interest, or ownership interest, it shall only be necessary to report either the name, address, and occupation of every director and officer of such bank or commercial lending institution and the average monthly balance of each account held during the preceding twelve months by such bank or commercial lending institution from the governmental entity for which the individual is an official or candidate or professional staff member, or all interest paid by a borrower on loans from and all interest paid to a depositor by such bank or commercial lending institution if such interest exceeds six hundred dollars; and

(f) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the county or counties containing the agency, the assessed valuation of which exceeds two thousand five hundred dollars in which any direct financial interest was acquired during the preceding calendar year, and a statement of the amount and nature of the financial interest and of the consideration given in exchange for such interest; and

(g) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the county or counties containing the agency, the assessed valuation of which exceeds two thousand five hundred dollars in which any direct financial interest was divested during the preceding calendar year, and a statement of the amount and nature of the consideration received in exchange for such interest, and the name and address of the person furnishing such consideration; and

(h) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the county or counties containing the agency, the assessed valuation of which exceeds two thousand five hundred dollars in which a direct financial interest was held: PROVIDED, That if a description of such property has been included in a report previously filed, such property may be listed, for purposes of this provision, by reference to such previously filed report; and

(i) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the county or counties containing the agency, the assessed valuation of which exceeds five thousand dollars, in which a corporation, partnership, firm, enterprise, or other entity had a direct financial interest, in which corporation, partnership, firm or enterprise a ten percent or greater ownership interest was held; and

(j) Such other information as the commission may deem necessary in order to properly carry out the purposes and policies of this chapter, as the commission shall by rule prescribe.

(2) Where an amount is required to be reported under subsection (1), paragraphs (a) through (i), of this section, it shall be sufficient to comply with such requirement to report whether the amount is less than one thousand dollars, at least one thousand dollars but less than five thousand dollars, at least five thousand dollars but less than ten thousand dollars, at least ten thousand dollars but less than twenty-five thousand dollars, or twenty-five thousand dollars or more. An amount of stock may be reported by number of shares instead of by market value. No provision of this subsection shall be interpreted to prevent any person from filing more information or more detailed information than required.

(3) Any person filing pursuant to this section will not be required to file pursuant to RCW 42.17.240.

NEW SECTION. Sec. 2. There is added to chapter 42.17 RCW a new section to read as follows:

The provisions of this chapter relating to the reporting of financial affairs shall not apply to any candidate for or elected official of a cemetery district created pursuant to RCW 68.16.060.

Sec. 3. Section 12, chapter 1, Laws of 1973 as amended by section 3, chapter 294, Laws of 1975 1st sess. and RCW 42.17.120 are each amended to read as follows:

(1) No contribution shall be made and no expenditure shall be incurred, directly, or indirectly, in a fictitious name, anonymously, or by one person through an agent, relative, or other person in such a manner as to conceal the identity of the source of the contribution or in any other manner as to effect concealment.

(2) (a) Political advertising, whether relating to a candidate or ballot proposition, however promulgated or disseminated, shall identify either the candidate or political committee or other person, paying for the advertising, by giving the name and address of that person on the material or in connection with its presentation. When such person is a corporation, association, or other entity, the identification shall include the

name of its chief executive officer, or where none is so designated, a representative of the entity. Political yard signs and radio and television advertising are exempt from the requirements of this subsection (2)(a).

(b) Political advertising for a candidate for partisan political office shall identify clearly and conspicuously on the material or in connection with its presentation, the party with which such candidate is affiliated. A generally recognized abbreviation may be used to identify a candidate's party affiliation. All advertising relating to a candidate shall identify the office sought.

(c) The public disclosure commission may, by rule and/or on a case-by-case basis, exempt from the identification requirements of subsections (2)(a) and/or (2)(b) of this section, forms of political advertising such as campaign buttons, balloons, pens, pencils, and other forms of advertising where identification is impractical.

(3) At least one picture of the candidate used in any single item of political advertising shall have been taken within the last five years and shall be no smaller than the largest picture of the same candidate used in the advertisement.

(4) No political advertising may falsely represent that a candidate is an incumbent for the office sought.
NEW SECTION. Sec. 4. The following acts or parts of acts are each repealed:

(1) Section 29.85.270, chapter 9, Laws of 1965, section 1, chapter 162, Laws of 1975 1st ex. sess. and RCW 29.85.270; and

(2) Section 29.85.280, chapter 9, Laws of 1965, section 2, chapter 162, Laws of 1975 1st ex. sess. and RCW 29.85.280."

On page 1, line 1 of the title after "disclosure;" strike the remainder of the title and insert "amending section 12, chapter 1, Laws of 1973 as amended by section 8, chapter 294, Laws of 1975 1st ex. sess. and RCW 42.17.120; repealing section 29.85.270, chapter 9, Laws of 1965, section 1, chapter 162, Laws of 1975 1st ex. sess. and RCW 29.85.270; repealing section 29.85.280, chapter 9, Laws of 1965, section 2, chapter 162, laws of 1975 1st ex. sess. and RCW 29.85.280; and adding new sections to chapter 42.17 RCW."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Barr moved that the House do not concur in the Senate amendments to Substitute House bill No. 40.

Mr. Barr spoke in favor of the motion, and Ms. Rust spoke against it.

MOTION

Mr. Ehlers moved that the House do concur in the Senate amendments to Substitute House Bill No. 40.

Representatives Pruitt and Rinehart spoke in favor of the motion to concur and Representatives Prince and Barr spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the House do concur in the Senate amendments to Substitute House Bill No. 40, and the motion was lost by the following vote: Yeas, 48; nays, 50; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lux, Maxie, McCormick, McDonald, Monohon, Nelson D., Nisbet, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Stratton, Taylor, Teutsch, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McGinnis, Mitchell, Nelson G. A., Nickell, North, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Struthers, Tilly, Vander Stoep, Wilson, Winsley, and Mr. Speaker.

MOTION FOR RECONSIDERATION

Ms. Sommers, having voted on the prevailing side, moved that the House now reconsider the vote by which the House refused to concur in the Senate amendments to Substitute House Bill No. 40.

Representatives Ehlers, Rinehart and Pruitt spoke in favor of the motion, and Mr. Barr spoke against it.

ROLL CALL

The Clerk called the roll on the motion to reconsider the vote by which the House refused to concur in the Senate amendments to Substitute House Bill No. 40, and the motion was lost by the following vote: Yeas, 46; nays, 51; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Nisbet, North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Valle, Van Dyken, Walk, Wang, Warnke, Williams.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Vander Stoep.

SENATE AMENDMENTS TO HOUSE BILL

April 20, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 677 with the following amendments:

On page 1, line 10 after "system" insert the following: "In the event of such an emergency, the governor may assume all the powers granted by law to the transportation commission and department of transportation with respect to the ferry system. In addition, notwithstanding the provisions of chapters 47.60 and 47.64 RCW, the governor may contract with any qualified persons for the operation of the Washington state ferry system, or any part thereof, or for ferry service to be provided by privately owned vessels."

On page 1, line 21 after "immediately," insert the following:

NEW SECTION. Sec. 4. Chapter 31, Laws of 1961, and RCW 47.60.120 are each amended to read as follows:

~~((In the event the authority acquires or constructs, maintains and operates any ferry crossings upon or toll bridges over Puget Sound or any of its tributary or connecting waters there shall not be constructed, operated or maintained any other ferry crossing upon or bridge over any such waters within ten miles of any such crossing or bridge operated or maintained by the authority excepting such bridges or ferry crossings in existence, and being operated and maintained under a lawfully issued franchise at the time of the location of the ferry crossing or construction of the toll bridge by the authority. The authority shall not maintain and operate any ferry crossing or toll bridge over Puget Sound or any of its tributary or connecting waters which would infringe upon any franchise lawfully issued by the state and in existence and being exercised at the time of the location of the ferry crossing or toll bridge by the authority, without first acquiring the rights granted to such franchise holder under said franchise.))~~

While any revenue bonds issued by the authority under the provisions of this chapter are outstanding no additional bonds shall be issued for the purposes of acquiring, constructing, operating or maintaining any ferries or toll bridges within the aforesaid ten mile distance by the authority unless the revenues of any such additional ferries or toll bridges are pledged to the bonds then outstanding to the extent provided by the resolution authorizing the issue of such outstanding bonds. The provisions of this section shall be binding upon the state, and all of its departments, agencies and instrumentalities, ~~((as well as any and all private, political, municipal and public corporations and subdivisions, including cities, towns, counties and other political subdivisions.))~~ and the prohibitions of this section shall restrict and limit the powers of the legislature of the state in respect to the matters herein mentioned so long as any of such bonds are outstanding and unpaid and shall be deemed to constitute a contract to that effect for the benefit of the holders of all such bonds.

NEW SECTION. Sec. 5. There is added to chapter 47.60 RCW a new section to read as follows:

Notwithstanding any other provision of law, there shall be free and open competition of vessel or ferry operators for public hire on the waters of Puget Sound.

NEW SECTION. Sec. 6. The following acts or parts of acts are each repealed:

- (1) Chapter 14, Laws of 1961 and RCW 81.84.010;
- (2) Chapter 14, Laws of 1961 and RCW 81.84.020;
- (3) Chapter 14, Laws of 1961 and RCW 81.84.030;
- (4) Section 14, chapter 115, Laws of 1961 and RCW 81.84.040;
- (5) Chapter 14, Laws of 1961 and RCW 81.84.050."

On page 1, line 1 after "system" insert "amending chapter 31, Laws of 1961, and RCW 47.60.120"

On page 1, line 2 after "adding" strike "a new section" and insert "new sections"

On page 1, line 2 after "47.60 RCW," insert "repealing chapter 14, Laws of 1961 and RCW 81.84.010; chapter 14, Laws of 1961 and RCW 81.84.020; chapter 14, Laws of 1961 and RCW 81.84.030; section 14, chapter 115, Laws of 1961 and RCW 81.84.040; chapter 14, Laws of 1961 and RCW 81.84.050;" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTIONS

On motion of Mr. Wilson, the House refused to concur in the Senate amendments to page 1, line 21 and the amendments to the title, and asked the Senate to recede therefrom.

Mr. Wilson moved that the House do concur in the Senate amendment to page 1, line 10.

Representatives Wilson and Patrick spoke in favor of the motion, and Representatives Martinis, Lux and Scott spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the House do concur in the Senate amendment to page 1, line 10 of Engrossed House Bill No. 677, and the motion was carried by the following vote: Yeas, 55; nays, 42; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Not voting: Representative Sommers.

The Speaker declared the House to be recessed until 1:30 p.m.

AFTERNOON SESSION

The House was called to order at 1:30 p.m. by the Speaker. The Clerk called the roll and all members were present.

MOTION

On motion of Mr. Nelson (G), the House advanced to the sixth order of business.

MESSAGE FROM THE SENATE

April 22, 1981

Mr. Speaker:

The Senate refuses to concur in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 3554, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Flanagan moved that the House refuse to recede from its position on Engrossed Substitute Senate bill No. 3554, and ask the Senate for a conference thereon.

Representatives Flanagan and Scott spoke in favor of the motion, and it was carried.

POINT OF PARLIAMENTARY INQUIRY

Mr. Nelson (D): "Mr. Speaker, my understanding is that our rules do not include a procedure for a conference, and I wonder if you can tell me under what rule the conference on Senate Bill 3554 will be convened and what the procedure is for that conference? Who will be appointed?"

The Speaker: "Representative Nelson, I will refer you to Senate Concurrent Resolution No. 103, section 6, which is the joint rules of the legislature and provides for the mechanism for a conference. You will find it in your billbook."

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 3655, by Committee on State Government (originally sponsored by Senators Metcalf, Fuller and Gould):

Providing for redistricting and reapportionment.

The bill was read the second time.

Mr. Nelson (D) moved adoption of the following amendment:

On page 2, line 3 after "intent" strike the remainder of the section and insert "of the legislature that each legislative and congressional district meet the following criteria:

(1) Districts shall have a population as nearly equal as is practicable, excluding nonresident military personnel, based on the population reported in the federal decennial census;

(2) To the extent consistent with other criteria of this section, district lines shall be drawn so as to coincide with the boundaries of the local political subdivisions. The number of counties and municipalities divided among more than one district shall be as small as possible;

(3) Districts shall be composed of convenient, contiguous, and compact territory. Land areas are deemed contiguous if they share a common land border or are connected by a highway, bridge, or tunnel. Areas separated by unbridged water are deemed contiguous to the nearest land area only where necessary to comply with the other criteria enumerated in the Constitution and this section. Areas which only share common borders at the points of adjoining corners may not be deemed contiguous. Areas separated by geographical boundaries or artificial barriers that prevent transportation within a district may not be deemed contiguous;

(4) No district may be drawn for the purpose of diluting the voting strength of any language or racial minority group;

(5) No district may be drawn for the purpose of favoring any political party or incumbent member of the legislature.

The legislature hereby declares that in the event these criteria are not followed the plan shall be declared invalid and void and a nonpartisan demographer shall be selected by the Washington state supreme court for purposes of preparing a new redistricting plan following the criteria."

Mr. Nelson (D) spoke in favor of the amendment, and Mr. Eberle spoke against it.

Mr. Nelson (D) spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nelson (D) to page 2, line 3 of Engrossed Substitute Senate Bill No. 3655, and the amendment was not adopted by the following vote: Yeas, 41; nays, 57; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Mr. Bender moved adoption of the following amendment:

On page 72, after line 20 insert a new section as follows:

***NEW SECTION.** Sec. 85. Any and all computer software, hardware, maps, and other related material purchased or leased by the legislature for the purpose of redistricting shall be made available for use by the office of the secretary of state or other public agencies for pertinent demographic use."

Remember the remaining sections consecutively.

Representatives Bender and Ehlers spoke in favor of the amendment, and Representatives Eberle and Nelson (G) spoke against it.

Mr. Bender spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Bender to page 72, line 20 of Engrossed Substitute Senate Bill No. 3655, and the amendment was not adopted by the following vote: Yeas, 41; nays, 57; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Mr. Ehlers moved adoption of the following amendment:

On page 72, following line 24 insert a new section to read as follows:

***NEW SECTION.** Sec. 87. There is hereby appropriated from the general fund to the office of the secretary of state forty thousand dollars: PROVIDED, That the appropriation contained in this section shall

lapse if Substitute Senate Joint Resolution No. 108 is rejected by the voters at the November 1981 general election. The appropriation contained in this section shall be expended exclusively for expenses incurred by the redistricting commission established by Substitute Senate Joint Resolution No. 108, subject to the approval of the office of financial management."

Renumber the remaining sections consecutively.

Mr. Ehlers spoke in favor of the amendment, and Mr. Eberle spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Ehlers to page 72, line 24 of Engrossed Substitute Senate Bill No. 3655, and the amendment was not adopted by the following vote: Yeas, 44; nays, 53; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hinc, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Vander Stoep, Williams, and Mr. Speaker.

Not voting: Representative Wilson.

Mr. King (R) moved adoption of the following amendment by Representatives King (R), Heck and Grimm:

On page 72, line 25 strike all of section 87 and add a new section as follows:

***NEW SECTION.** Sec. 87. The provisions of this act shall take effect on December 8, 1981, if the proposed amendment to Article II, section 3 of the state Constitution establishing a redistricting commission (Substitute Senate Joint Resolution No. 108) is validly submitted and rejected by the voters at the November 1981 general election.

If such proposed amendment is not validly submitted or if validly submitted is approved and ratified by the voters at the November 1981 general election, this act shall be null and void in its entirety."

Mr. King (R) spoke in favor of the amendment, and Representatives Eberle and Barrett spoke against it.

Mr. Grimm spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Heck yielded to question by Mr. Grimm.

Mr. Grimm: "Representative Heck, given that you have outlined rather clearly that this is a question of voting on a redistricting commission, can you give us any indication of the people who have knowingly, knowledgeably, with some experience indicated that they support a redistricting commission concept?"

Mr. Heck: "That's a good question, Representative Grimm. It is, in fact, a referendum on the issue and some very popular, respected, esteemed—not only colleagues of ours, but also leaders throughout this state—have endorsed this concept and I think lending their support in the past to this concept is worth sharing with the body the names of these people. They include such distinguished leaders as Representative Taylor, Representative Bond, Representatives Scott, Barr, Gene Prince, Sim Wilson, Joan Houchen, Mike Patrick, Earl Tilly, Sid Flanagan, Curt Smith, Jim Lewis, Harold Clayton, Gene Struthers, Bob Williams—"

POINT OF ORDER

Mr. Nelson (G): "Mr. Speaker, I object to the reading of papers on the House floor."

The Speaker: "Representative Heck, the rules prohibit you from reading from papers that are on everyone's desks anyway."

Mr. Heck: "I won't read from papers anymore. I think I have the names memorized. The list continues with the name of Representative Gary Nelson, Jim Lewis, Bill Garson, Helen Fancher, Stan Johnson, Shirley Winsley—"

The Speaker: "Representative Grimm, your three minutes are up."

POINT OF ORDER

Mr. Heck: "The three minutes does not apply to the question and answer period."

SPEAKER'S RULING

The Speaker: "Representative Heck, under the House rules you have three minutes when a member is recognized. Representative Grimm was recognized for a three minute floor speech; he yielded part of his time to you by way of asking you a question, but it is Representative Grimm's time that was being used."

POINT OF PARLIAMENTARY INQUIRY

Mr. Ehlers: "Did you just instruct the keeper of the Journal not to enter those remarks in the Journal?"

The Speaker: "No."

Mr. Bond spoke against the amendment.

POINT OF ORDER

Mr. Grimm: "He's totally out of line. Democrats haven't done what he's said."

The Speaker: "Representative Bond, will you continue your remarks."

Mr. Bond continued his remarks in opposition to the amendment, and Representatives Gruger and Grimm spoke in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives King (R), Heck and Grimm to Engrossed Substitute Senate Bill No. 3655, and the amendment was not adopted by the following vote: Yeas, 46; nays, 52; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Mr. Grimm moved adoption of the following amendment:

On page 72, line 25 strike all of section 87.

Representatives Grimm and King (R) spoke in favor of the amendment, and Mr. Eberle spoke against it.

Mr. Eberle spoke again in opposition to the amendment, and Mr. Bender spoke in favor of it.

POINT OF ORDER

Mr. Barrett: "Mr. Speaker, I've lost track of the speaker's comments toward the subject in question which is section 87. I can't seem to relate his comments to that section."

The Speaker: "I couldn't either, Representative Barrett. Representative Bender, you have a great speech for final passage, but we're now working on the amendment by Representative Grimm to page 72, line 25 striking the emergency clause. Could you confine your remarks to that question."

Mr. Bender continued his remarks in favor of the amendment, and Mr. Ehlers also spoke in favor of it.

POINT OF INQUIRY

Mr. Nelson (D) asked Mr. Eberle to yield to question and Mr. Eberle refused to yield.

Representatives Nelson (D) and Grimm spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Grimm to page 72, line 25 of Engrossed Substitute Senate Bill No. 3655, and the amendment was not adopted by the following vote: Yeas, 43; nays, 55; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Representative Nelson (D) moved adoption of the following amendment:

On page 2, line 3 after "intent" strike the remainder of the section and insert "of the legislature that each legislative and congressional district meet the following criteria:

(1) Districts shall have a population as nearly equal as is practicable, excluding nonresident military personnel, based on the population reported in the federal decennial census;

(2) To the extent consistent with other criteria of this section, district lines shall be drawn so as to coincide with the boundaries of the local political subdivisions. The number of counties and municipalities divided among more than one district shall be as small as possible;

(3) Districts shall be composed of convenient, contiguous, and compact territory. Land areas are deemed contiguous if they share a common land border or are connected by a highway, bridge, or tunnel. Areas separated by unbridged water are deemed contiguous to the nearest land area only where necessary to comply with the other criteria enumerated in the Constitution and this section. Areas which only share common borders at the points of adjoining corners may not be deemed contiguous. Areas separated by geographical boundaries or artificial barriers that prevent transportation within a district may not be deemed contiguous;

(4) No district may be drawn for the purpose of diluting the voting strength of any language or racial minority group;

(5) No district may be drawn for the purpose of favoring any political party or incumbent member of the legislature."

Mr. Nelson (D) spoke in favor of the amendment, and Mr. Eberle spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nelson (D) to page 2, line 3 of Engrossed Substitute Senate Bill No. 3655, and the amendment was not adopted by the following vote: Yeas, 41; nays, 57; Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

MOTION

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 3655 was placed on final passage.

Representatives Eberle and Hastings spoke in favor of the bill, and Ms. Stratton spoke against it.

POINT OF INQUIRY

Mr. Eberle yielded to question by Ms. Gruger.

Ms. Gruger: "Representative Eberle, in the first legislative district, on page 5 of the bill, lines 20 and 21, there is a three-block piece of a district which is in Snohomish County. The remainder of the district is in King County. Could you tell me the reason you drew the district this way? Is it because Senator Kiskaddon lives in that particular piece of the area?"

Mr. Eberle: "Representative Gruger, it's for another reason. It turns out that Senator Kiskaddon lives in that area, the Lake Ballinger area. The country club is there; he goes to church down in that area; shops in that area; the entire community interests are in that area, and the people you represent live in that area. The two former districts which would make up the new district were the First and the Forty-fourth. Most of the First and most of the Forty-fourth are both in that district; it could go either way. It turns out that Senator Kiskaddon has a sincere belief that he can represent the people in that area for the good of the state of Washington and I believe and agree with him."

Representatives Gruger and Erak spoke against passage of the bill.

MOTION

Mr. O'Brien moved that Representative Erak be granted an additional three minutes to speak, and the motion was lost.

Representatives Monohon and Tupper spoke against passage of the bill.

POINT OF INQUIRY

Mr. Bender yielded to question by Ms. Sherman.

Ms. Sherman: "Representative Bender, the courts in the past have been in favor of uniform single member districts throughout the United States. This particular redistricting bill creates two legislative districts which each contain two single-member districts, but the remaining ones are regular two-member districts—it's even difficult to explain. Can you tell me why the committee chose to do this?"

Mr. Bender: "Representative Sherman, I can't really tell you why the committee did this because the committee never had this piece of legislation before it. I can only comment as to why I think they did it. My comment would be very simply that the two A and B districts are for one purpose and that's to protect two incumbent legislators from the majority side. It's a flagrant example of gerrymandering."

Ms. Sherman: "This is to protect the two incumbent legislators, is that what you're saying?"

Mr. Bender: "Exactly."

POINT OF INQUIRY

Mr. Eberle yielded to question by Mr. Hastings.

Mr. Hastings: "Representative Eberle, could you tell me why the two districts were divided into A and B districts and what the criteria was for that?"

Mr. Eberle: "Certainly, Representative Hastings. First to the question of the Thirty-ninth District: It has in it a large diverse area, but one concentrated area of population that, in fact, makes up roughly half a legislative district. This is precisely the criteria that the courts have recognized as appropriate for redistricting. The same thing is true for the Ninth District where you have some other area in the Longview area which, again, has a localized community of interest which is precisely the criteria established by the federal courts."

POINT OF INFORMATION

Ms. Sommers: "If this bill passes, will any member of the House be permitted to mail to a newly drawn district prior to being elected to that district and make that mailing at taxpayers' expense?"

The Speaker: "I guess, Representative Sommers, that will be up to the decisions that haven't been made yet by the Rules Committee."

Ms. Sommers: "Will you make that decision available to each member and to the press?"

The Speaker: "The decisions on mailing privileges have always been made public to the press and to all the members, Representative Sommers."

Ms. Sommers: "When can we expect to have that decision?"

The Speaker: "I don't know."

Ms. Sommers: "When do you think you'll know?"

The Speaker: "Sometime soon when we have to get down to concerning ourselves with it. The bill hasn't passed yet."

Ms. Sommers: "You expect it to fail?"

The Speaker: "Representative Sommers, I'm just a technician with a gavel in my hand; I can't respond to that kind of question."

POINT OF INQUIRY

Mr. Owen asked Mr. Eberle to yield to question and Mr. Eberle refused to yield.

Mr. Taylor spoke in favor of the bill, and Mr. Gallagher spoke against it.

POINT OF INQUIRY

Mr. Pruitt asked Mr. Eberle to yield to question, and Mr. Eberle refused to yield.

POINT OF INQUIRY

Mr. Ehlers yielded to question by Mr. Pruitt.

Mr. Pruitt: "Representative Ehlers, could you, in this question, so I won't have to change the wording, pretend that you are Representative Eberle?"

Mr. Ehlers: "I'm afraid I don't know anything if that's the case."

Mr. Pruitt: "Throughout this plan, it's apparent you have many longstanding communities. This has to do with the community of interest, one of the criteria, and these involve moving Western Washington University, a portion of Bellingham, into the Fortieth District; splitting the city of Bremerton between the Twenty-third and the Thirty-fifth; splitting Aberdeen and Hoquiam between the Twenty-fourth and the Thirty-fifth and the Nineteenth, which has been alluded to; Longview and Kelso, between the Nineteenth and the Eighteenth; Olympia and Tumwater between the Twenty-second and the Twentieth Districts; and then in the Congressional plan, splitting Spokane between the Fourth and Fifth and splitting Seattle into three congressional districts, the First, the Sixth and the Seventeenth. In the light of your position, Representative Eberle, of being strongly in favor of community of interest, could you explain why you have divided these obvious communities of interest?"

Mr. Ehlers: "If I am responding for the floor, I don't know; if I'm responding the way Representative Eberle would, I would say for blatant political advantage."

Representatives Flanagan and Bond spoke in favor of passage of the bill, and Representatives North, Rinehart, Lux and Eng spoke against it.

POINT OF INQUIRY

Ms. Hine asked Mr. Eberle to yield to question and he refused to yield.

POINT OF INQUIRY

Mr. Ehlers yielded to question by Ms. Hine.

Ms. Hine: "My question is, how is the military population counted for this redistricting bill and the nonresidential military? How were they counted and how was it decided that, in fact, there were nonresident military?"

Mr. Ehlers: "That's a good question. I don't think anyone knows the answer. The census takers—and there are people at McChord and Fort Lewis who are on a temporary basis, just passing through—they are there for basic training. Those people apparently were counted, but there are other nonresidential military who apparently were not counted. I really don't know. I suppose that perhaps Representative Eberle was out there one day and counted all those with uniforms and they were military and those who didn't have uniforms were nonmilitary. That's the only solution I can think of."

Ms. Hine spoke against passage of the bill.

POINT OF INQUIRY

Mr. Walk asked Mr. Eberle to yield to question and he refused to yield.

POINT OF INQUIRY

Mr. Bender yielded to question by Mr. Walk.

Mr. Walk: "Representative Bender, I'm sorry none of the majority members of the committee would yield; perhaps you can help me. It's my understanding that there is a long standing theory that in drawing redistricting boundaries, you start from a central core and spread outward, and another principle is that you do not cross natural boundaries such as large bodies of water. I'm curious if you know what the committee's rationale was in looking at the First and Second Congressional Districts, one of which crosses Puget Sound at its widest point and the other which seems to have an ocean separating the two parts of the district?"

Mr. Bender: "Representative Walk, I really can't tell you why the select committee did this because the select committee never had a hearing on this piece of legislation. My only response to you would be that this was done in the back room without public hearing, and the select committee has never responded to this piece of legislation, so I really can't tell you why they did it."

POINT OF INQUIRY

Ms. Becker yielded to question by Mr. Burns.

Mr. Burns: "Representative Becker, section 62 in this bill provides for election this year in some of the new districts, if the bill passes. The result would be that a group of voters will be represented by one member of the House of Representatives and another group of voters will be represented by three members of the House of Representatives. Is this, in your opinion, a disparity of representation? Is it a violation of our equal protection of our Constitution and the violation of the one-man one-vote rule?"

Ms. Becker: "Representative Burns, in law school one of the first things they teach you to be suspicious of after they've taught you to be suspicious of legislators and doctors, is to be suspicious of people who claim to know for sure how a court will cite. I would certainly say, in answer to your question, that there would be strong ground for arguing the violation of the one-man one-vote decision. Given that the result will certainly be in the next session of the legislature, when important decisions bearing on the future of the state will be made here in this body, exactly the result you mentioned will be obtained. Some people will be represented by one member and others will have three."

POINT OF INQUIRY

Mr. King (J) asked Mr. Eberle to yield to question, and he refused to yield.

POINT OF INQUIRY

Mr. Ehlers yielded to question by Mr. King (J).

Mr. King (J): "Representative Ehlers, could you give to us the maximum population and the minimum population of all the legislative districts in the state of Washington?"

Mr. Ehlers: "I really don't know. We weren't supplied with that data. The response I made earlier about the military population is, I guess, part of that. If you count the military population as transient, for example, the Second Legislative District is about 83,000, but the fact is that most of those people are phantom people who are no longer there, so I would say two or three thousand are there. So in that case, I would say the district might be in the neighborhood of 50,000 or some. I know in other districts, where there appears to be double counting of some populations, there may be, in fact, 90,000 to 100,000, so I would say the range is somewhere between 55,000 and 100,000 instead of the 83,000 approximate population."

Mr. King (J) spoke against passage of the bill.

POINT OF INQUIRY

Mr. Eberle yielded to question by Mr. Bond.

Mr. Bond: "Representative Eberle, would you give us the numbers of voters, numbers of citizens living in the legislative districts?"

Mr. Eberle: "Yes, Representative Bond, I would be delighted. As a matter of fact, Dean Foster, the Democratic staff director, asked for this information yesterday and I gave him a copy. Actually there are 49 districts, and I would like to tell you that the average absolute deviation from absolute nominal is 565 persons and the average—"

POINT OF ORDER

Mr. King (R): "My point of order is that you should get somebody else to answer the questions. Based on your earlier rulings, Representative Eberle's time is up."

SPEAKER'S RULING

The Speaker: "Your objection is not timely made, Representative King."

POINT OF INQUIRY

Mr. Eberle yielded to question by Mr. Padden.

Mr. Padden: "Representative Eberle, could you answer the question regarding the median population for the legislative districts and the congressional districts?"

Mr. Eberle: "Of course, Representative Padden. I would like to point out that the exact number for a legislative district is 84,289 persons and the districts which we—"

POINT OF ORDER

Mr. Ehlers: "We have a rule that calls for a member not to read something."

SPEAKER'S RULING

The Speaker: "He's using notes, I believe, Representative Ehlers, to give exact figures so you won't be confused since you were unable to answer the question before."

Mr. Eberle: "The average deviation in our plan is 565 people. That is an average percent deviation of .0067%. That's for legislative districts. For congressional districts, the maximum number is 516,270 persons. With permission, I would like to read the populations of the eight congressional districts: District 1: 516,514 persons; District 2: 514,045 persons; District 3: 519,160 persons; District 4: 515,547 persons; District 5: 515,376 persons; District 6: 516,247 persons; District 7: 516,351 persons; District 8: 516,923 persons. The maximum deviation is .0056%."

POINT OF INQUIRY

Mr. Wang asked Mr. Eberle to yield to question and he refused to yield.

POINT OF INQUIRY

Mr. Eng yielded to question by Mr. Wang.

Mr. Wang: "Representative Eng, while drawing the lines for the new districts in this bill, was consideration given to the racial makeup of the areas and did this consideration include the location of Indian reservations and concentrations of blacks, Caucasians, Asians, and other groups?"

Mr. Eng: "Representative Wang, I really can't answer specifically your question. The only thing I can tell you about is in relation to my own district. In my district, the Forty-Third District, which is the new one I'm going to be in, there is going to be a ten percent Asian population, where in my old one I have a sixteen percent Asian population. In my old District Thirty-seven, I have a thirty-five percent black population whereas now the black population is split between the new Thirty-seventh and the new Forty-third with twenty-two percent in each."

Mr. Wang spoke against passage of the bill.

POINT OF INQUIRY

Mr. Bender yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Bender, in your opinion, when the Thirteenth, Fourteenth and Fifteenth Districts in the Yakima Valley area were relocated, were the native American and Mexican-American populations in those areas considered?"

Mr. Bender: "Representative Nelson, in my opinion, I would have to say 'no,' because the select committee never considered any legislation, nor did it ever consider this bill itself, so I

can't tell you what was considered. Again, it was done not by the select committee but by some individuals in the back room."

Mr. Nelson (D) spoke against passage of the bill.

POINT OF INQUIRY

Ms. Rinehart asked Mr. Prince to yield to question, and he refused to yield.

POINT OF INQUIRY

Mr. Bender yielded to question by Ms. Rinehart.

Ms. Rinehart: "Representative Bender, my question concerns an Indian reservation which previously was in two districts. They are located on the Olympic Peninsula and the Eberle plan now lumps all of these into one district. Could you tell me the purpose of changing the boundary of the Twenty-fourth District?"

Mr. Bender: "Representative Rinehart, again let me emphasize that I can't respond as to why Representative Eberle drew the lines the way he did. I can only respond that the select committee never met on this piece of legislation; there was no public input; we never had any information or any opportunity to ask these kinds of questions."

Representatives Rinehart, King (R) and Grimm spoke against passage of the bill, and Mr. Tilly spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3655, and the bill passed the House by the following vote: Yeas, 57; nays, 41; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kridler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Walk, Wang.

Engrossed Substitute Senate Bill No. 3655, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), Engrossed Substitute Senate Bill No. 3655 was ordered immediately transmitted to the Senate.

The Speaker declared the House to be at ease until 9:00 o'clock p.m.

The Speaker called the House to order at 9:00 p.m.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

SUBSTITUTE SENATE JOINT RESOLUTION NO. 108, by Committee on Constitution and Elections (originally sponsored by Senators Haley, Scott, Gould, Woody, Fuller, Lee and Charnley):

Amending the Constitution to establish a redistricting commission.

MOTION

Mr. King (R) moved that the rules be suspended and Substitute Senate Joint Resolution No. 108 be advanced to second reading and read the second time in full.

Representatives King (R) and Rinehart spoke in favor of the motion, and Mr. Hastings spoke against it.

Mr. Heck demanded an electric roll call vote on the motion, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and place Substitute Senate Joint Resolution No. 108 on second reading, and the motion was lost by the following vote: Yeas, 45; nays, 51; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Nisbet, Taylor.

MOTIONS

On motion of Mr. Nelson (G), introduction of Substitute Senate Joint Resolution No. 108 was considered first reading, and the resolution was referred to Committee on Ways and Means.

On motion of Mr. Nelson (G), the House advanced to the sixth order of business.

SECOND READING

SUBSTITUTE SENATE BILL NO. 3360, by Committee on Parks and Ecology (originally sponsored by Senators Patterson, Charnley and Zimmerman):

Providing for park and recreation service areas.

The House resumed consideration of the bill on second reading. (For previous action, see Journal, 101st Day, April 22, 1981.)

The Speaker stated the question before the House to be the amendment by Representative Greengo.

With the consent of the House, Mr. Greengo withdrew the amendment.

On motion of Mr. Greengo, the following amendment was adopted:

On page 12, line 4 beginning with "forty-five" strike all the matter down to and including "84.57.043" on line 9 and insert "fifteen cents or less per thousand dollars of assessed value of property in the district in each year for five consecutive years when specifically authorized so to do by a majority of at least three-fifths of the voters thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve month period, either at a special election or at the regular election of the district, at which election the number of persons voting 'yes' on the proposition shall constitute three-fifths of a number equal to forty per centum of the total votes cast in such district at the last preceding general election when the number of electors voting on the proposition does not exceed forty per centum of the total votes cast in such taxing district in the last preceding general election. In the event park and recreation districts are levying property taxes, which in combination with property taxes levied by other taxing district result in taxes in excess of the one percent limitation provided for in Article VII, section 1, of our state Constitution, the park and recreation district property tax levy shall be reduced or eliminated before the property tax levies of other taxing districts are reduced."

On motion of Mr. Isaacson, the following amendment by Representatives Isaacson and Dawson was adopted:

On page 12, line 25 beginning with "and" strike all the matter down to and including "when" on line 33 and insert ")). A park and recreation district may additionally issue bonds equal to one and one-fourth percent of the value of the taxable property within the district, as the term 'value of the taxable property' is defined in RCW 39.36.015, when such bonds are approved by three-fifths of the voters of the district at a general or special election called for that purpose and may provide for the retirement thereof by levies in excess of dollar rate limitations in accordance with the provisions of RCW 84.52.056 ((-PROVIDED; That)). When"

Mr. Amen moved adoption of the following amendments:

On page 13, line 13 after "hospital district," insert "road district,"

On page 13, line 15 after "city" insert " ; "

On page 13, line 22 after "hospital district," insert "road district,"

On page 13, line 24 after "city" insert " ; "

On page 13, line 30 after "the" strike "board of county commissioners or other" and insert "(~~board of county commissioners or other~~)"

On page 13, line 31 after "commissioners" insert ", 1"

On page 14 at the beginning of line 1, after "district," and before "rural" insert "road district,"

Mr. Amen spoke in favor of the amendments.

POINT OF ORDER

Mr. Dawson: "Mr. Speaker, it appears to me that the amendments that are being offered are beyond the scope and object of this bill, which is about park and recreation service areas."

SPEAKER'S RULING

The Speaker: "Representative Dawson, the portion of the bill that is being amended deals with excess levies with special taxing districts. I find the amendments are adding additional taxing districts to that section and, therefore, I would find it within the scope and object of the bill. Your point of order is not well taken."

POINT OF ORDER

Mr. Isaacson: "Mr. Speaker, what is the title of the bill, the first line?"

SPEAKER'S RULING

The Speaker: "Representative Isaacson, the title of the bill states, 'AN ACT Relating to parks and recreation...' and goes on from there. In making the ruling, the speaker looks to the title of the bill, looks to the subject matter of the bill and the intent of the various sections within the bill. All of these things are taken into account in making a ruling as to whether or not an amendment can fit within the scope and object of the bill."

Mr. Isaacson spoke against the amendments, and Mr. Addison spoke in favor of them.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Amen to Substitute Senate Bill No. 3360, and the amendments were adopted by the following vote: Yeas, 71; nays, 20; not voting, 7.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Erak, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Hine, Houchen, James, Johnson, King J., Lane, Leonard, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Van Dyken, Vander Stoep, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Ehlers, Eng, Erickson, Grimm, Heck, King R., Kreidler, Lewis, Lux, Maxie, Nelson D., Nickell, North, Rinehart, Sherman, Valle, Walk.

Not voting: Representatives Eberle, Gallagher, Isaacson, Sommers, Tilly, Wang, Wilson.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3360 as amended by the House, and the bill passed the House by the following vote: Yeas, 73; nays, 24; not voting, 1.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Chamberlain, Chandler, Clayton, Dawson, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Rosbach, Rust, Sanders, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Brekke, Burns, Cantu, Dickie, Ehlers, Eng, Grimm, Gruger, James, Kreidler, Lux, Maxie, Nelson D., Owen, Pruitt, Rinehart, Salatino, Sommers, Valle, Walk, Williams.

Not voting: Representative Eberle.

Substitute Senate Bill No. 3360 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3458, by Senators Shinpoch, Jones, McDermott and Deccio:

Authorizing the retention of an additional two percent of wagers on exotic races.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Greengo yielded to question by Mr. Ehlers.

Mr. Ehlers: "From what I understand from this bill, if I do understand correctly, in addition to the revenue raised there is a movement of some money from a dedicated fund into the general fund. Is that correct?"

Mr. Greengo: "Representative Ehlers, my understanding is that one percent of this fee on wagering will go to the general fund and that's all that I'm aware of."

Mr. Ehlers: "According to the fiscal note that many of us have, there is an indication that certain earmarked funds—fair funds, trade fair funds, horse racing commission—that is a revenue loss to those and an increase in the general fund part of parimutuel tax. From that it would appear that there is going to be a loss of funds for each of those three other accounts. Would you explain that to me and to the body?"

Mr. Greengo: "Representative Ehlers, to the best of my understanding those funds are a wash. That's what we're talking about. The funds there, the trade to the horse racing commission, those are the moneys from the two percent as I understand it, and they will go into improving the racetrack, to improving the barns and to give a little more money to the horse breeders to improve the quality of these races. That becomes a wash. Apparently the one percent was added after in the Senate and is not included in the fiscal note that was written on the bill before the Senate added the extra one percent. It originally came out as eighteen percent."

Mr. Ehlers spoke against passage of the bill, and Representatives Scott, Patrick and Fancher spoke in favor of it.

Mr. Ehlers now spoke in favor of the bill, and Mr. Struthers also spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3458, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Kreidler.

Not voting: Representative Eberle.

Engrossed Senate Bill No. 3458, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF CONFEREES

The Speaker appointed Representatives Flanagan, Greengo and Rinehart as conferees on Engrossed Substitute Senate Bill No. 3554.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MESSAGES FROM THE SENATE

April 24, 1981

Mr. Speaker:

The Senate has granted the request of the House for a conference on ENGROSSED SUBSTITUTE SENATE BILL NO. 3554, and the President has appointed as members of said conference committee: Senators Bluechel, Williams, Sellar.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate refuses to recede from its amendments to SUBSTITUTE HOUSE BILL NO. 601, and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Hemstad, Talmadge, Newhouse.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House granted the request of the Senate for a conference on Substitute House Bill No. 601.

APPOINTMENT OF CONFEREES

The Speaker appointed Representatives Ellis, Padden and Salatino as conferees on Substitute House Bill No. 601.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 27, by Representative Nelson (G):

Suspending the cutoff as to certain House and Senate bills.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and House Concurrent Resolution No. 27 was advanced to second reading and read the second time in full.

Mr. Scott moved adoption of the following amendment:

On page 1, line 8 after "ESB 3007" strike "ESHB 31"

Representatives Scott, Lux, Heck, King (R) and Salatino spoke in favor of the amendment, and Mr. Amen spoke against it.

Mr. Scott spoke again in favor of the amendment.

POINT OF PARLIAMENTARY INQUIRY

Ms. Rinehart: "Mr. Speaker, I'm looking at HCR 27 and I'm trying to determine the rationale for the list of bills. I have a printout from the digest and I find no consistent rationale. Could you give me that rationale please?"

The Speaker: "It's not the place of the Speaker to tell you of the rationale about any legislation, Representative Rinehart."

MOTION

Mr. O'Brien moved that House Concurrent Resolution No. 27 be made a Special Order of Business for 10:00 p.m. today.

Mr. O'Brien spoke in favor of the motion, and the motion was lost.

The Speaker stated the question before the House to be the amendment by Representative Scott.

POINT OF INQUIRY

Mr. Scott yielded to question by Mr. Wang.

Mr. Wang: "Representative Scott, in your remarks earlier you were stating that House Bill 31 might be used for political purposes. Would you explain that further?"

Mr. Scott: "I'll tell you a little brief history about what worked up to this thing. We started out with a 67-page bill; we ad 113 pages of amendments, not 113 amendments, but 113 pages of amendments. I would guess there were probably three or four hundred amendments. We had kind of a conference committee, with representatives of all interested parties, and we sat in the majority caucus room. It was kind of a free poll, with everybody having an amendment and a few were passed and so on. That's not what I would call a real legislative process on a very, very complex piece of legislation. Then Representative Lux got his engineer's hat on and I think that kind of typifies the process. I think if the public really knew how little time was spent and how screwed up this bill was when it left here, they would be awed at the process. When the bill left the House, as complex as it was, it wasn't even capable of working. It went over to the Senate and I expect we probably have some people recovering from broken arms and legs and it's come back here and section 1 is the only thing left out of a 109-page bill that left the House. Really why I don't want this thing passed, and if it is going to pass, I like to have it passed next session, is because I'm afraid some people may forget what House Bill 31 tried to do to them. If they are going to pass this, have them pass it next session. That way it will be fresh in everybody's mind what we really tried to do to them and maybe they'll become angry enough to vote for us Democrats. Does that answer your question, Representative Wang?"

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Scott to House Concurrent Resolution No. 27, and the amendment was not adopted by the following vote: Yeas, 41; nays, 56; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representative Teutsch.

Mr. Dawson moved adoption of the following amendment by Representatives Dawson and Owen:

On page 1, line 8 following "ESHB 31" insert "HB 454"

Mr. Dawson spoke in favor of the amendment, and Mr. King (R) spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Dawson and Owen to House Concurrent Resolution No. 27, and the amendment was adopted by the following vote: Yeas, 64; nays, 32; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Garson, Greengo, Gruger, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Pruitt, Rinehart, Rust, Salatino, Sherman, Valle, Wang, Warnke.

Not voting: Representatives Bender, Winsley.

Ms. Sommers moved adoption of the following amendment:

On page 1, line 8 before the period insert "SHB 243"

Ms. Sommers spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Sommers to House Concurrent Resolution No. 27, and the amendment was adopted by the following vote: Yeas, 60; nays, 35; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Cantu, Chamberlain, Clayton, Dawson, Eberle, Ellis, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson,

Granlund, Greengo, Grimm, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lundquist, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting yea: Representatives Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Dickie, Ehlers, Eng, Fancher, Gruger, Hankins, Kreidler, Lewis, Lux, Martinis, Maxie, McCormick, Nelson D., North, Owen, Padden, Pruitt, Rinehart, Rust, Salatino, Sherman, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representatives Chandler, Heck, Winsley.

Mr. Nelson (D) moved adoption of the following amendment:

On page 1, line 7 after "SB 3100," insert "SB 3310,"

Mr. Nelson (D) spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nelson (D) to House Concurrent Resolution No. 27, and the amendment was not adopted by the following vote: Yeas, 39; nays, 57; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Scott, Sherman, Sommers, Teutsch, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Grimm, Nisbet.

Ms. Winsley moved adoption of the following amendment:

On page 1, line 8 before the period insert "HB 621"

Ms. Winsley spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Ms. Winsley to House Concurrent Resolution No. 27, and the amendment was adopted by the following vote: Yeas, 51; nays, 45; not voting, 2.

Voting yea: Representatives Barrett, Becker, Bender, Brekke, Brown, Burns, Dickie, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, Johnson, King J., King R., Kreidler, Lane, Lundquist, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Schmidt, Scott, Sommers, Teutsch, Thompson, Valle, Vander Stoep, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Eberle, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Leonard, Lewis, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Van Dyken, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Dawson, Ellis.

Mr. Wang moved adoption of the following amendment:

On page 1, line 8 after "SJM 105," strike "ESB 3007,"

QUESTION OF CONSIDERATION

Mr. Nelson (G) raised the question of consideration on the amendment by Representative Wang.

The Speaker informed the members of the House that if they wished to consider the amendment by Representative Wang they should vote yes on the question of consideration.

ROLL CALL

The Clerk called the roll on the question of consideration of the amendment by Representative Wang to House Concurrent Resolution No. 27, and the House indicated they wished not to consider the amendment by the following vote: Yeas, 44; nays, 49; not voting, 5.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Dickie, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Taylor, Thompson, Valle, Vander Stoep, Walk, Wang, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King R., Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Prince, Rosbach, Sanders, Smith, Sprague, Stratton, Struthers, Tilly, Tupper, Van Dyken, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Nisbet, North, Schmidt, Teutsch, Warnke.

Ms. Gruger moved adoption of the following amendment:

On page 1, line 6 strike "HB 149."

QUESTION OF CONSIDERATION

Mr. Nelson (G) raised the question of consideration on the amendment by Representative Gruger.

ROLL CALL

The Clerk called the roll on the question of consideration of the amendment by Representative Gruger to House Concurrent Resolution No. 27, and the House indicated they wished not to consider the amendment by the following vote: Yeas, 33; nays, 59; not voting, 6.

Voting yea: Representatives Becker, Bender, Brekke, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Gruger, Heck, Hine, King J., Kreidler, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Brown, Eng, Grimm, Nisbet, Tupper, Warnke.

MOTION FOR RECONSIDERATION

Mr. King (R) moved that the House reconsider the vote by which the amendment by Representative Gruger was not considered.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which the House voted not to consider the Gruger amendment to House Concurrent Resolution No. 27, and the motion was lost by the following vote: Yeas, 40; nays, 56; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Teutsch, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, Maxie, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Lane, Sommers.

Mr. King (J) moved adoption of the following amendment:

On page 1, line 8 strike "SJM 105."

QUESTION OF CONSIDERATION

Mr. Nelson (G) raised the question of consideration of the amendment.

ROLL CALL

The Clerk called the roll on the question of consideration of the amendment by Representative King (J) to House Concurrent Resolution No. 27, and the House indicated they wished not to consider the amendment by the following vote: Yeas, 43; nays, 53; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Leonard, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lewis, Lundquist, McDonald, McGinnis, Mitchell,

Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.
Not voting: Representatives Eng, Lux.

Mr. Gallagher moved adoption of the following amendment:
On page 1, after line 8 insert "HB 714"

QUESTION OF CONSIDERATION

Mr. Nelson (G) raised the question of consideration of the amendment.

ROLL CALL

The Clerk called the roll on the question of consideration of the amendment by Representative Gallagher to House Concurrent Resolution No. 27, and the House indicated they wished not to consider the amendment by the following vote: Yeas, 40; nays, 56; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Eng, Lux.

Ms. Granlund moved adoption of the following amendment:
On page 1, line 7 after "HB 353," insert "SHB 368,"

QUESTION OF CONSIDERATION

Mr. Nelson (G) raised the question of consideration of the amendment.

ROLL CALL

The Clerk called the roll on the question of consideration of the amendment by Representative Granlund to House Concurrent Resolution No. 27, and the House indicated they wished not to consider the amendment by the following vote: Yeas, 34; nays, 55; not voting, 9.

Voting yea: Representatives Becker, Brekke, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., Kreidler, Lux, Martinis, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rust, Scott, Sherman, Sommers, Thompson, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Maxie, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representatives Bender, Brown, Erickson, King R., Mitchell, Rinehart, Salatino, Teutsch, Valle.

Mr. Nelson (D) moved adoption of the following amendment:
On page 1, line 7 after "SB 3765," insert "HB 4,"

QUESTION OF CONSIDERATION

Mr. Nelson (G) raised the question of consideration of the amendment.

ROLL CALL

The Clerk called the roll on the question of consideration of the amendment by Representative Nelson (D) to House Concurrent Resolution No. 27, and the House indicated they wished not to consider the amendment by the following vote: Yeas, 39; nays, 57; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt,

Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Erickson, Patrick.

The resolution was ordered engrossed.

MOTION

Mr. Nelson (G) moved that the rules be suspended, the second reading considered the third, and the resolution be placed on final passage.

ROLL CALL

The Clerk called the roll on the motion that the rules be suspended, and Engrossed House Concurrent Resolution No. 27 be placed on final passage, and the motion was carried by the following vote: Yeas, 59; nays, 32; not voting, 7.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Brown, Burns, Eng, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, McCormick, Monohon, Nelson D., North, O'Brien, Rust, Salatino, Scott, Sherman, Sommers, Thompson, Walk, Wang, Warnke.

Not voting: Representatives Bender, Ehlers, Erickson, Gruger, Maxie, Rinchart, Stratton.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 27, and the resolution was adopted by the following vote: Yeas, 59; nays, 31; not voting, 8.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Burns, Erak, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Martinis, Maxie, Monohon, Nelson D., O'Brien, Pruitt, Rinchart, Rust, Salatino, Scott, Sommers, Stratton, Teutsch, Valle, Wang.

Not voting: Representatives Brown, Ehlers, Eng, Erickson, Lux, Sherman, Thompson, Walk.

Engrossed House Concurrent Resolution No. 27, having received the constitutional majority, was declared adopted.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

	SUBSTITUTE HOUSE BILL NO.	62,
SECOND	SUBSTITUTE HOUSE BILL NO.	169,
	SUBSTITUTE HOUSE BILL NO.	175,
	SUBSTITUTE HOUSE BILL NO.	178,
	HOUSE BILL NO.	228,
	HOUSE BILL NO.	254,
	SUBSTITUTE HOUSE BILL NO.	266,
	HOUSE BILL NO.	276,
	SUBSTITUTE HOUSE BILL NO.	324,
	SUBSTITUTE HOUSE BILL NO.	320,
	SUBSTITUTE HOUSE BILL NO.	324,
	SUBSTITUTE HOUSE BILL NO.	335,
SECOND	SUBSTITUTE HOUSE BILL NO.	338,
	SUBSTITUTE HOUSE BILL NO.	388,
	SUBSTITUTE HOUSE BILL NO.	425,
	HOUSE BILL NO.	427,
SECOND	SUBSTITUTE HOUSE BILL NO.	440,
	HOUSE BILL NO.	493,
	SUBSTITUTE HOUSE BILL NO.	520,
	HOUSE BILL NO.	537,
	SUBSTITUTE SENATE BILL NO.	3464.

MOTION

On motion of Mr. Nelson (G), the House adjourned until 9:30 a.m., Saturday, April 25, 1981.

VITO T. CHIECHI, Chief Clerk

WILLIAM M. POLK, Speaker.

ONE HUNDRED FOURTH DAY
MORNING SESSION

House Chamber, Olympia, Wash., Saturday, April 25, 1981

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Allison Mazzuca and Katie Cavanaugh. Prayer was offered by The Reverend Lester Olson of the Gloria Dei Lutheran Church of Olympia.

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

MESSAGE FROM THE GOVERNOR

April 23, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I have the honor to advise you that on April 23, 1981 Governor Spellman approved the following House Bills, entitled:

HOUSE BILL NO. 42: Relating to drug-related paraphernalia;
HOUSE BILL NO. 66: Relating to urban area state parks—Auburn Game Farm;
HOUSE BILL NO. 83: Relating to the practice of optometry;
SUBSTITUTE HOUSE BILL NO. 88: Relating to health, DMSO;
SUBSTITUTE HOUSE BILL NO. 112: Relating to limited partnerships;
HOUSE BILL NO. 161: Relating to television improvement districts;
SUBSTITUTE HOUSE BILL NO. 316: Relating to midwifery;
HOUSE BILL NO. 364.: Relating to educational excellence;
SUBSTITUTE HOUSE BILL NO. 636: Relating to reimbursement of municipal officers
and employees.

Sincerely,
Marilyn Showalter, Counsel.

MESSAGES FROM THE SENATE

April 24, 1981

Mr. Speaker:

The Senate has passed:

SECOND SUBSTITUTE HOUSE BILL NO. 246,
SUBSTITUTE HOUSE BILL NO. 277,
HOUSE BILL NO. 615,
ENGROSSED HOUSE BILL NO. 616,
SUBSTITUTE HOUSE BILL NO. 747,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3669,
SUBSTITUTE SENATE BILL NO. 3993,
SUBSTITUTE SENATE BILL NO. 4095,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE HOUSE BILL NO. 61,
 SECOND SUBSTITUTE HOUSE BILL NO. 169,
 SUBSTITUTE HOUSE BILL NO. 175,
 SUBSTITUTE HOUSE BILL NO. 178,
 HOUSE BILL NO. 228,
 HOUSE BILL NO. 254,
 SUBSTITUTE HOUSE BILL NO. 266,
 HOUSE BILL NO. 276,
 SUBSTITUTE HOUSE BILL NO. 314,
 SUBSTITUTE HOUSE BILL NO. 320,
 SUBSTITUTE HOUSE BILL NO. 324,
 SUBSTITUTE HOUSE BILL NO. 335,
 SECOND SUBSTITUTE HOUSE BILL NO. 338,
 SUBSTITUTE HOUSE BILL NO. 388,
 SUBSTITUTE HOUSE BILL NO. 425,
 HOUSE BILL NO. 427,
 SECOND SUBSTITUTE HOUSE BILL NO. 440,
 HOUSE BILL NO. 493,
 SUBSTITUTE HOUSE BILL NO. 520,
 HOUSE BILL NO. 537,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The President has signed:

SENATE BILL NO. 3072,
 SUBSTITUTE SENATE BILL NO. 3254,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SENATE AMENDMENT TO HOUSE BILL

April 23, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 590 with the following amendment:

On page 1, line 29 strike "Five" and insert "Three"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Ellis moved that the House do concur in the Senate amendment to Engrossed House Bill No. 590.

Representatives Ellis, Fiske and Thompson spoke in favor of the motion, and Mr. Williams spoke against it.

The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 590 as amended by the Senate.

Representatives Ehlers and Williams spoke against passage of the bill, and Representatives Nelson (G) and Struthers spoke in favor of it.

Mr. Ehlers again opposed passage of the bill.

Mr. Hastings demanded the previous question and the demand was sustained.

MOTION

Mr. Williams moved that Engrossed House Bill No. 590 as amended by the Senate be laid on the table, and the motion was lost.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 590 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 72; nays, 21; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Martinis, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Prince, Pruitt, Rinehart, Rosbach, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Ehlers, Eng, Heck, Leonard, Lux, Maxie, McDonald, North, Padden, Patrick, Rust, Sherman, Teutsch, Tupper, Walk, Warnke, Williams, Wilson.

Not voting: Representatives Clayton, Erak, Grimm, Salatino, Wang.

Engrossed House Bill No. 590 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 23, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 650 with the following amendment:

On page 1, strike everything after the enacting clause and insert:

"Section 1. Section 28A.51.010, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 170, Laws of 1980 and RCW 28A.51.010 are each amended to read as follows:

The board of directors of any school district may borrow money and issue negotiable coupon bonds therefor for the purpose of:

- (1) Funding outstanding indebtedness or bonds theretofore issued; or
- (2) For the purchase of sites for all buildings, playgrounds, physical education and athletic facilities and structures authorized by law (~~(or necessary or proper to carry out the functions of a school district)~~); or
- (3) For erecting all buildings authorized by law, including but not limited to those mentioned in (~~(subparagraph) subsection (2) ((immediately above or necessary or proper to carry out the functions of a school district, and providing the necessary furniture, apparatus, or equipment therefor))~~) of this section; or
- (4) For improving the energy efficiency of school district buildings and/or installing systems and components to utilize renewable and/or inexhaustible energy resources; or
- (5) For major and minor structural changes and structural additions to buildings, structures, facilities, heating systems and sites (~~(necessary or proper to carrying out the functions of the school district)~~); or
- (6) Providing the necessary initial equipment, furniture, to be utilized in the capital facilities described in subsections (2) through (5) of this section; or
- (7) For special assessments for capital improvements, including but not limited to streets, curbs, water mains, drainage, and sidewalks; or
- (8) For normal and necessary costs of acquisition, construction, and supervising construction of items enumerated in subsections (2) through (5) of this section; or
- (9) For any or all of these purposes.

Neither the amount of money borrowed nor bonds issued therefor shall exceed the limitation of indebtedness prescribed by chapter 39.36 RCW, as now or hereafter amended.

Bonds may be issued only when authorized by the vote of the qualified electors of the district as provided by law.

The bonds so issued shall be in such form, for such terms, bear such interest, be sold in such manner, and be payable and redeemable, as the board of directors shall determine in accordance with this chapter and chapter 39.44 RCW.

NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new section to read as follows:

School districts shall establish the following funds in addition to those provided elsewhere by law:

- (1) A general fund for maintenance and operation of the school district to account for all financial operations of the school district except those required to be accounted for in another fund.
- (2) A building reserve fund shall be established. Money to be deposited into the building reserve fund shall include but not be limited to rental and lease proceeds as authorized by RCW 28A.58.035, and proceeds from the sale of real property as authorized by RCW 28A.58.0461.

Money legally deposited into the building reserve fund may be used for:

(a) The conduct of preliminary energy audits and energy audits of school district buildings. For the purpose of this section

(i) 'Preliminary energy audits' means a determination of the energy consumption characteristics of a building, including the size, type, rate of energy consumption, and major energy using systems of the building.

(ii) 'Energy audit' means a survey of a building or complex which identifies the type, size, energy use level, and major energy using systems; which determines appropriate energy conservation maintenance or operating procedures and assesses any need for the acquisition and installation of energy conservation measures, including solar energy and renewable resource measures.

(iii) 'Energy capital improvement' means the installation, or modification of the installation, of energy conservation measures in a building which measures are primarily intended to reduce energy consumption or allow the use of an alternative energy source.

(b) Those energy capital improvements which are identified as being cost-effective in the audits authorized by this section.

(c) Purchase or installation of additional major items of equipment and furniture: PROVIDED, That vehicles shall not be purchased with building reserve fund money.

(d) Transfer to the building and capital projects fund.

(3) A building and capital projects fund shall be established for major capital purposes. All statutory references to a 'building fund' shall mean the building and capital projects fund so established. Money to be deposited into the building and capital projects fund shall include but not be limited to bond proceeds, proceeds from excess levies authorized by RCW 84.52.053, state apportionment proceeds as authorized by RCW 28A.41.143, earnings from building fund investments as authorized by RCW 28A.58.435 and 28A.58.440, and transfers from the building reserve fund.

Money derived from the sale of bonds, including interest earnings thereof, may only be used for those purposes described in RCW 28A.51.010, except that accrued interest paid for bonds shall be deposited in the bond interest and redemption fund.

Money legally deposited into the building and capital projects fund from other sources may be used for the purposes described in RCW 28A.51.010, and for the purposes of:

(a) Major renovation, including the replacement of facilities and systems where periodical repairs are no longer economical. Major renovation and replacement shall include but shall not be limited to roofing, heating and ventilating systems, floor covering, and electrical systems.

(b) Renovation and rehabilitation of playgrounds, athletic fields, and other district real property.

Sec. 3. Section 2, chapter 243, Laws of 1975 1st ex. sess. as amended by section 1, chapter 80, Laws of 1975-'76 2nd ex. sess. and RCW 28A.58.0461 are each amended to read as follows:

The proceeds from any sale of school district real property by a board of directors shall be ~~((used solely for the purposes of school district bond retirement, real property improvements, the equipping or furnishing of school district buildings or grounds, or the acquisition of improved or unimproved real property. PROVIDED: That such acquisition shall be made only in contemplation of using such improved or unimproved real property for school district purposes))~~ deposited to the bond interest and redemption fund and/or the building reserve fund.

Sec. 4. Section 4, chapter 115, Laws of 1980 and RCW 28A.58.035 are each amended to read as follows:

Each school district's board of directors shall deposit moneys derived from the lease, rental or occasional use of surplus school property into the district's building reserve fund except for moneys required to be expended for general maintenance, utility, insurance costs, and any other costs associated with the lease or rental of such property, which moneys shall be deposited in the district's general fund.

NEW SECTION. Sec. 5. The effective date of this amendatory act shall be September 1, 1981.* and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Taylor, the House concurred in the Senate amendment to Substitute House Bill No. 650.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 650 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 650 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, Erak.

Substitute House Bill No. 650 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 23, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 214 with the following amendments:

On page 2, following line 6 insert:

*NEW SECTION. Sec. 2. There is added to chapter 84.36 RCW a new section to read as follows:

Real or personal property owned by a nonprofit organization, association, or corporation in connection with the operation of a public assembly hall or meeting place is exempt from taxation. The area exempt under this section includes the building or buildings, the land under the buildings, and an additional area necessary for parking, not exceeding a total of one acre: PROVIDED, That for property essentially unimproved except for restroom facilities and structures on such property which has been used primarily for annual community celebration events for at least ten years, such exempt property shall not exceed twenty-nine acres.

To qualify for this exemption the property must be used exclusively for public gatherings and be available to all organizations or persons desiring to use the property, but the owner may impose conditions and restrictions which are necessary for the safekeeping of the property and promote the purposes of this exemption. Membership shall not be a prerequisite for the use of the property.

The use of the property for pecuniary gain or to promote business activities, except fund raising activities conducted by a nonprofit organization, nullifies the exemption otherwise available for the property for the assessment year. The exemption is not nullified by the collection of rent or donations if the amount is reasonable and does not exceed maintenance and operation expenses created by the user.

The department of revenue shall narrowly construe this exemption and shall annually report to the legislature the names of organizations receiving such property tax exemptions.

Sec. 3. Section 6, chapter 40, Laws of 1973 2nd ex. sess. and RCW 84.36.800 are each amended to read as follows:

As used in (~~this 1973 amendatory act~~) RCW 84.36.020, 84.36.030, 84.36.040, 84.36.050, 84.36.060, section 1 of this 1981 act, and 84.36.800 through 84.36.865:

(1) 'Church purposes' means the use of real and personal property owned by a nonprofit religious organization for religious worship or related administrative, educational, eleemosynary, and social activities. This definition is to be broadly construed;

(2) 'Convent' means a house or set of buildings occupied by a community of clergymen or nuns devoted to religious life under a superior;

(3) 'Hospital' means any portion of a hospital building, or other buildings in connection therewith, used as a residence for persons engaged or employed in the operation of a hospital, or operated as a portion of the hospital unit;

(4) 'Nonprofit' means an organization, association or corporation no part of the income of which is paid directly or indirectly to its members, stockholders, officers, directors or trustees except in the form of services rendered by the organization, association, or corporation in accordance with its purposes and bylaws and the salary or compensation paid to officers of such organization, association or corporation is for actual services rendered and compares to the salary or compensation of like positions within the public services of the state;

(5) 'Parsonage' means a residence occupied by a clergyman who is designated for a particular congregation and who holds regular services therefor.

Sec. 4. Section 7, chapter 40, Laws of 1973 2nd ex. sess. and RCW 84.36.805 are each amended to read as follows:

In order to be exempt pursuant to RCW 84.36.030, 84.36.040, 84.36.050 (~~and~~), 84.36.060, and section 1 of this 1981 act, said nonprofit organizations, associations or corporations shall satisfy the following conditions:

(a) The property is used for the actual operation of the activity for which exemption is granted and does not exceed an amount reasonably necessary for that purpose;

(b) The property is irrevocably dedicated to the purpose for which exemption has been granted, and on the liquidation, dissolution, or abandonment by said organization, association, or corporation, said property will not inure directly or indirectly to the benefit of any shareholder or individual, except a nonprofit organization, association, or corporation which too would be entitled to property tax exemption: PROVIDED, That the provision of this subsection shall not apply to those qualified for exemption pursuant to RCW 84.36.040 if the property used for the purpose stated is either leased or rented;

(c) The facilities and services are available to all regardless of race, color, national origin or ancestry;

(d) The organization, association, or corporation is duly licensed or certified where such licensing or certification is required by law or regulation;

(e) Property sold to organizations, associations, or corporations with an option to be repurchased by the seller shall not qualify for exempt status;

(f) The director of the department of revenue shall have access to its books in order to determine whether such organization, association, or corporation is exempt from taxes within the intent of RCW 84.36.030, 84.36.040, 84.36.050 ((and)), 84.36.060, and section 1 of this 1981 act.

Sec. 5. Section 8, chapter 40, Laws of 1973 2nd ex. sess. as amended by section 1, chapter 209, Laws of 1977 ex. sess. and RCW 84.36.810 are each amended to read as follows:

(1) Upon cessation of a use under which an exemption has been granted pursuant to RCW 84.36.030, 84.36.040, ((and)), 84.36.060, and section 1 of this 1981 act, the county treasurer shall collect all taxes which would have been paid had the property not been exempt during the seven years preceding, or the life of such exemption, if such be less, together with the interest at the same rate and computed in the same way as that upon delinquent property taxes.

(2) Upon cessation of a use under which an exemption has been granted pursuant to RCW 84.36.050 to a school or college, the county treasurer shall collect all taxes which would have been paid had the property not been exempt during the three years preceding, or the life of such exemption, if such be less, together with the interest at the same rate and computed in the same way as that upon delinquent property taxes, plus a tax, at the same rate as the property tax rate for that year, on the amount of profit from the sale of property (the difference between the sales price and the purchase price plus improvements): PROVIDED, That where the school or college has operated for more than ten years, no penalty shall be assessed.

(3) If the cessation of use under subsections (1) or (2) of this section involves a portion of the total property exemptions the provisions of those subsections shall apply only to that portion: PROVIDED FURTHER, That such additional tax shall not be imposed if the cessation of use resulted solely from:

(a) Transfer to an organization, association, or corporation for a use which also qualifies and is granted exemption under the provisions of chapter 84.36 RCW;

(b) A taking through the exercise of the power of eminent domain, or sale or transfer to an entity having the power of eminent domain in anticipation of the exercise of such power;

(c) Official action by an agency of the state of Washington or by the county or city within which the property is located which disallows the present use of such property;

(d) A natural disaster such as a flood, windstorm, earthquake, or other such calamity rather than by virtue of the act of the organization, association, or corporation changing the use of such property;

(e) Relocation of the activity and use of another location or site except for undeveloped properties of camp facilities exempted under RCW 84.36.030."

Renumber remaining section accordingly.

On page 1, line 3 of the title following "060;" insert "amending section 6, chapter 40, Laws of 1973 2nd ex. sess. and RCW 84.36.800; amending section 7, chapter 40, Laws of 1973 2nd ex. sess. and RCW 84.36.805; amending section 8, chapter 40, Laws of 1973 2nd ex. sess. as amended by section 1, chapter 209, Laws of 1977 ex. sess. and RCW 84.36.810; and adding a new section to chapter 84.36 RCW." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Greengo moved that the House do concur in the Senate amendments to Engrossed House Bill No. 214.

Mr. Greengo spoke in favor of the motion.

POINT OF INQUIRY

Mr. Greengo yielded to question by Mr. Warnke.

Mr. Warnke: "Representative Greengo, this bill just sort of ticked something in my mind that I read about a year ago regarding some community swimming pools. Would they fall under this as being tax exempt?"

Mr. Greengo: "No, Representative Warnke, they would not. If they are all unimproved property—it it's an unimproved park and has restroom facilities on it, but a bunch of open acreage—it's very narrowly written. It has to have been in existence for ten years."

The motion to concur was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 214 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 214 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 91; nays, 6; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm,

Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, James, King J., Prince, Rosbach, Sherman.

Not voting: Representative Clayton.

Engrossed House Bill No. 214 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 21, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 339 with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 43.52.250, chapter 8, Laws of 1965 as amended by section 1, chapter 184, Laws of 1977 ex. sess. and RCW 43.52.250 are each amended to read as follows:

As used in this chapter and unless the context indicates otherwise, words and phrases shall mean:

'District' means a public utility district as created under the laws of the state of Washington authorized to engage in the business of generating and/or distributing electricity.

'City' means any city or town in the state of Washington authorized to engage in the business of generating and/or distributing electricity.

'Canada' means Canada or any province thereof.

'Operating agency' or 'joint operating agency' means a municipal corporation created pursuant to RCW 43.52.360, as now or hereafter amended.

'Public utility' means any person, firm or corporation, political subdivision or governmental subdivision including cities, towns and public utility districts engaged in or authorized to engage in the business of generating, transmitting or distributing electric energy.

'Revenue bonds or warrants' means bonds, notes, bond anticipation notes, warrants, certificates of indebtedness, commercial paper, refunding or renewal obligations, payable from a special fund or revenues of the utility properties operated by the joint operating agency.

Sec. 2. Section 43.52.3411, chapter 8, Laws of 1965 and RCW 43.52.3411 are each amended to read as follows:

For the purposes provided for in this chapter, an operating agency shall have power to issue revenue bonds or warrants payable from the revenues of the utility properties operated by it. Whenever the board of a joint operating agency shall deem it advisable to issue bonds or warrants to construct or acquire any public utility or any works, plants or facilities or any additions or betterments thereto or extensions thereof it shall provide therefor by resolution, which shall specify and adopt the system or plan proposed and declare the estimated cost thereof as near as may be. Such cost may include funds for working capital, for payment of expenses incurred in the acquisition or construction of the utility and for the repayment of advances made to the operating agency by any public utility district or city. Except as otherwise provided in RCW 43.52.343, all the provisions of law as now or hereafter in effect relating to revenue bonds or warrants of public utility districts shall apply to revenue bonds or warrants issued by the joint operating agency including, without limitation, provisions relating to: The creation of special funds and the pledging of revenues thereto; the time and place of payment of such bonds or warrants and the interest rate or rates thereon; the covenants that may be contained therein and the effect thereof; the execution, issuance, sale, funding, or refunding, redemption and registration of such bonds or warrants; and the status thereof as negotiable instruments, as legal securities for deposits of public moneys and as legal investments for trustees and other fiduciaries and for savings and loan associations, banks and insurance companies doing business in this state. However, for revenue bonds or warrants issued by an operating agency, the provisions under RCW 54.24.030 relating to additional or alternate methods for payment may be made a part of the contract with the holders of revenue bonds or warrants of an operating agency maturing in not less than six years from the date of issuance. The board may authorize the managing director or the treasurer of the operating agency to sell revenue bonds or warrants maturing one year or less from the date of issuance, and to fix the interest rate or rates on such revenue bonds or warrants with such restrictions as the board shall prescribe.

NEW SECTION. Sec. 3. The legislature believes that the new authority granted in the 1981 amendment of RCW 43.52.250 and 43.52.3411 requires a prudent review of the status of those nuclear projects which are in the early stages of construction and financing on the effective date of this act. Therefore, the study prescribed in sections 4 through 8 of this act is authorized, to examine project financing, estimate the amount necessary to finance, assess the need for financing the projects, as compared to cost-effective alternatives, and determine the electric rate impacts of the projects to be financed. The legislature directs that an independent study shall be made of the feasibility of completion and operation of the Washington Public Power Supply System (WPPSS) Nuclear Projects Nos. Four and Five, which are the least advanced in construction of the five WPPSS projects.

NEW SECTION. Sec. 4. The study shall include, but not be limited to the following:

(1) The probability of successful financing of plant construction, including analysis of inflation effects, probable interest rates, future monetary policy, market reaction to financing arrangements, and risks associated with such financing arrangements;

(2) The probable ultimate costs and schedule for completing each plant assuming that: (a) Construction continues without a deferral, and (b) construction is completed after a deferral lasting as long as ten years;

(3) The probable cost of power produced by each plant throughout the period of plant operation;

(4) The electric rates that are to be expected assuming that each plant is completed according to the determinations under subsection (2) of this section, including costs of substitutes for the outputs of each plant if the plant's completion is subject to a deferral, the plant is not completed, or the plant ceases operation before the plant is finally amortized;

(5) The need for projected output of each plant considering projected demand for electricity, other supply or conservation programs that will be initiated during the period before each plant would be on line, and the availability of and potential for using alternative resources and conservation in new programs which could be undertaken;

(6) The market for and probable rate at which surplus electricity, if any, could be sold outside the Pacific Northwest region; and

(7) The cost-effectiveness of available energy alternatives as compared to continued investment in each plant, considering among other factors life cycle costs, time of availability, and options for the disposition of uncompleted plants.

NEW SECTION. Sec. 5. The legislature intends that the study described in section 4 of this act shall be managed and conducted by an independent research unit, recognized both for expertise in the investigation of electric energy supply and demand in the Pacific Northwest, particularly the process of electric generation by nuclear fission, and for objectivity in past research. The joint Washington energy research center of the University of Washington and Washington State University shall conduct this study through its affiliate office of applied energy studies of Washington State University. A study director shall be appointed by Washington State University. The study director shall contract with nationally recognized experts and disinterested consultants as needed for expeditious completion of the study. WPPSS shall provide unrestricted access to its personnel and records to the persons, including consultants, conducting the study.

The legislative budget committee shall monitor the fiscal administration of the study described in section 4 of this act and may require adherence to such fiscal practices as are appropriate to the needs of the state and the intent of this section and section 3 of this act.

The study director shall assemble an advisory panel which shall provide technical advice and support for the study. Experts from the private sector in the fields of public works construction and finance shall be included on the panel.

NEW SECTION. Sec. 6. The study required by section 4 of this act is needed as expeditiously as possible and shall be completed by March 15, 1982. The study director shall report periodically upon the concurrent request of the chairman of the energy and utility committees of the senate and the house of representatives regarding study progress and preliminary findings and shall provide a draft report to the Washington state legislature by January 31, 1982.

A full report of the findings and recommendations in the study shall be submitted by the office of applied energy studies of the Washington energy research center to the governor, the speaker of the house of representatives, the president of the senate, the chairmen of the energy and utilities committees of the senate and house of representatives, the managing director and the president of the board of directors of the Washington Public Power Supply System, and the governing body of each participant in the projects.

NEW SECTION. Sec. 7. There is hereby appropriated to Washington State University the sum of one million five hundred thousand dollars or so much thereof as is necessary for the 1981-1983 biennium from the state general fund to be used for the sole purpose of paying the costs of conducting the study under section 4 of this act.

NEW SECTION. Sec. 8. The Washington Public Power Supply System shall reimburse the state general fund in the amount of one million five hundred thousand dollars or so much thereof as is paid from the state general fund to Washington State University for the sole purpose of conducting the study which is the subject of section 4 of this act and such reimbursement shall be made to the state general fund upon completion of the study, but in no event later than June 30, 1982. The moneys reimbursed shall be considered part of the cost of construction of WPPSS Projects Nos. Four and Five.

Sec. 9. Section 43.52.343, chapter 8, Laws of 1965 and RCW 43.52.343 are each amended to read as follows:

All bonds issued by an operating agency shall be sold and delivered in such manner, at such rate or rates of interest and for such price or prices and at such time or times as the board shall deem in the best interests of the operating agency, whether by negotiation or to the highest and best bidder after such advertising for bids as the board of the operating agency may deem proper: PROVIDED, That the board may reject any and all bids so submitted and thereafter sell such bonds so advertised under such terms and conditions as it may deem most advantageous to its own interests.

NEW SECTION. Sec. 10. There is added to chapter 43.52 RCW a new section to read as follows:

Any municipal corporation, cooperative or mutual which has entered into a contract with an operating agency to participate in the construction or acquisition of an energy plant as defined in chapter 80.50 RCW shall annually adopt a plan for the repayment of its contractual share of any operating agency obligation

which matures prior to the planned operation of the plant. The manner of adoption of the plan shall be subject to the laws regarding approval of rates of the municipal corporation, cooperative or mutual.

The plan shall include the effect of the means of repayment on its financial condition, its customers' rates, its other contractual rights and obligations, and any other matter deemed useful by the participant.

Each such participating municipal corporation, cooperative or mutual shall include a statement of the extent of its contractual obligation to any operating agency in an annual financial report.

NEW SECTION. Sec. 11. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 12. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 5 of the title after "43.52.3411;" strike "repealing" and insert "amending"

On page 1, line 6 of the title after "43.52.343;" insert "creating new sections; making an appropriation;"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTIONS

Mr. Barnes moved that the House do not concur in the Senate amendments to Substitute House Bill No. 339.

Mr. Nelson (D) moved that the House do concur in the Senate amendments to Substitute House Bill No. 339.

The Speaker declared the positive motion to be the question before the House.

Representatives Barnes and Isaacson spoke against the motion to concur and Representatives Rinehart, Hine and Nelson (D) spoke in favor of it.

Mr. Dawson demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion that the House do concur in the Senate amendments to Substitute House Bill No. 339, and the motion was lost by the following vote: Yeas, 42; nays, 56; not voting, 0.

Voting yea: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, O'Brien, Owen, Padden, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Taylor, Thompson, Tupper, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Substitute House Bill No. 339 was returned to the Senate, asking them to recede from their amendments.

SENATE AMENDMENTS TO HOUSE BILL

April 17, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 160 with the following amendments:

On page 1, after line 11 insert the following:

"Section 1. Section 1, chapter 236, Laws of 1963 as amended by section 1, chapter 47, Laws of 1972 ex. sess. and RCW 63.14.010 are each amended to read as follows:

In this chapter, unless the context otherwise requires:

(1) 'Goods' means all chattels personal when purchased primarily for personal, family or household use and not for commercial or business use, but not including money or, except as provided in the next sentence, things in action. The term includes but is not limited to merchandise certificates or coupons, issued by a retail seller, to be used in their face amount in lieu of cash in exchange for goods or services sold by such a seller and goods which, at the time of sale or subsequently, are to be so affixed to real property as to become a part thereof, whether or not severable therefrom;

(2) 'Services' means work, labor or services of any kind when purchased primarily for personal, family or household use and not for commercial or business use whether or not furnished in connection with the

delivery, installation, servicing, repair or improvement of goods and includes repairs, alterations or improvements upon or in connection with real property, but does not include services for which the price charged is required by law to be determined or approved by or to be filed, subject to approval or disapproval, with the United States or any state, or any department, division, agency, officer or official of either as in the case of transportation services;

(3) 'Retail buyer' or 'buyer' means a person who buys or agrees to buy goods or obtain services or agrees to have services rendered or furnished, from a retail seller;

(4) 'Retail seller' or 'seller' means a person engaged in the business of selling goods or services to retail buyers;

(5) 'Retail installment transaction' means any transaction in which a retail buyer purchases goods or services from a retail seller pursuant to a retail installment contract or a retail charge agreement, as defined in this section, which provides for a service charge, as defined in this section, and under which the buyer agrees to pay the unpaid balance in one or more installments or which provides for no service charge and under which the buyer agrees to pay the unpaid balance in more than four installments;

(6) 'Retail installment contract' or 'contract' means a contract, other than a retail charge agreement or an instrument reflecting a sale made pursuant thereto, entered into or performed in this state for a retail installment transaction. The term 'retail installment contract' may include a chattel mortgage, a conditional sale contract and a contract in the form of a bailment or a lease if the bailee or lessee contracts to pay as compensation for their use a sum substantially equivalent to or in excess of the value of the goods sold and if it is agreed that the bailee or lessee is bound to become, or for no other or a merely nominal consideration, has the option of becoming the owner of the goods upon full compliance with the provisions of the bailment or lease;

(7) 'Retail charge agreement,' 'revolving charge agreement' or 'charge agreement' means an agreement entered into or performed in this state prescribing the terms of retail installment transactions which may be made thereunder from time to time and under the terms of which a service charge, as defined in this section, is to be computed in relation to the buyer's unpaid balance from time to time;

(8) 'Service charge' however denominated or expressed, means the amount which is paid or payable for the privilege of purchasing goods or services to be paid for by the buyer in installments over a period of time. It does not include the amount, if any, charged for insurance premiums, delinquency charges, attorneys' fees, court costs or official fees;

(9) '~~((Cash))~~ Sale price' means the price for which the seller would have sold or furnished to the buyer, and the buyer would have bought or obtained from the seller, the goods or services which are the subject matter of a retail installment transaction(~~(, if the sale had been a sale for cash)~~). The ~~((cash))~~ sale price may include any taxes, registration and license fees, and charges for transferring vehicle titles, delivery, installation, servicing, repairs, alterations or improvements;

(10) 'Official fees' means the amount of the fees prescribed by law for filing, recording or otherwise perfecting, and releasing or satisfying, a retained title, lien or other security interest created by a retail installment transaction;

(11) 'Time balance' means the principal balance plus the service charge;

(12) 'Principal balance' means the ~~((cash))~~ sale price of the goods or services which are the subject matter of a retail installment contract less the amount of the buyer's down payment in money or goods or both, plus the amounts, if any, included therein, if a separate identified charge is made therefor and stated in the contract, for insurance and official fees;

(13) 'Person' means an individual, partnership, joint venture, corporation, association or any other group, however organized;

(14) 'Rate' means the percentage which, when multiplied times the outstanding balance for each month or other installment period, yields the amount of the service charge for such month or period.

Sec. 2. Section 3, chapter 236, Laws of 1963 as amended by section 2, chapter 234, Laws of 1967 and RCW 63.14.030 are each amended to read as follows:

The retail seller shall deliver to the retail buyer, at the time the buyer signs the contract a copy of the contract as signed by the buyer, unless the contract is completed by the buyer in situations covered by RCW 63.14.060, and if the contract is accepted at a later date by the seller the seller shall mail to the buyer at his address shown on the retail installment contract a copy of the contract as accepted by the seller or a copy of the memorandum as required in RCW 63.14.060. Until the seller does so, the buyer shall be obligated to pay only the ~~((cash))~~ sale price. Any acknowledgment by the buyer of delivery of a copy of the contract shall be in a size equal to at least ten point bold type and, if contained in the contract, shall appear directly above the buyer's signature."

Renumber the remaining sections consecutively

On page 1, on line 23, strike "cash" and insert "~~((cash))~~"

On page 4, on line 12, strike "cash" and insert "~~((cash))~~"

On page 5, line 18 after "buyer." strike all of the material down to and including "lessor." on line 23

On page 5, beginning on line 26 after "(a)" strike the remainder of the subsection and insert "~~((One percent per month on the outstanding unpaid balances; or)) A rate on outstanding unpaid balances which exceeds six percentage points above the average, rounded to the nearest one-quarter of one percent, of the equivalent coupon issue yields (as published by the Federal Reserve Bank of San Francisco) of the bill rates for twenty-six week treasury bills for the last market auctions conducted during February, May, August, and November of the year prior to the year in which the retail installment contract is executed; or~~"

On page 8, line 10 after "chapter" and before the period insert "but shall be subject to the provisions of chapter 19.52 RCW"

On page 8, on line 11, strike "4 through 6" and insert "6 through 8"

On page 1, on line 1 of the title, after "sales;" insert "amending section 1, chapter 236, Laws of 1963 as amended by section 1, chapter 47, Laws of 1972 ex. sess. and RCW 63.14.010; amending section 3, chapter 236, Laws of 1963 as amended by section 2, chapter 234, Laws of 1967 and RCW 63.14.030;" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Dawson moved that the House do concur in the Senate amendments to Engrossed House Bill No. 160.

Representatives Struthers and Dawson spoke in favor of the motion, and Representatives Lux and Scott spoke against it.

MOTION

The Clerk called the roll on the motion that the House do concur in the Senate amendments to Engrossed House Bill No. 160, and the motion was carried by the following vote: Yeas, 51; nays, 47; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Heck, Houchen, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Van Dyken, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Hine, Isaacson, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Schmidt, Scott, Sherman, Sommers, Stratton, Tupper, Valle, Vander Stoep, Walk, Wang, Warnke, Winsley.

STATEMENT FOR THE JOURNAL

Please record my vote for concurrence with the Senate amendments to Engrossed House Bill No. 160 as "Aye."

RAY ISAACSON, 8th District.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 160 as amended by the Senate.

Representatives Lux, Scott and King (R) spoke against passage of the bill, and Representatives Struthers and Van Dyken spoke in favor of it.

Mr. Lux again opposed passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 160 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 57; nays, 41; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Lewis, Lundquist, Martinis, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Berleen, Brekke, Brown, Burns, Eberle, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Hine, King J., King R., Leonard, Lux, Maxie, McCormick, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Tupper, Valle, Walk, Wang, Warnke.

Engrossed House Bill No. 160 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 17, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 137 with the following amendments:

On page 1, beginning on line 13 after "exceeding" strike "the higher of twelve percent per annum or four" and insert "((twelve percent per annum)) five"

On page 4, line 14 after "chapter" insert "but shall be subject to the provisions of chapter 19.52 RCW"

On page 4, line 30 strike "after May 1, 1980 and" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Struthers moved that the House do concur in the Senate amendments to Engrossed House Bill No. 137.

Mr. Lux spoke against the motion to concur and Mr. Dawson spoke in favor of it.

POINT OF INQUIRY

Mr. Dawson yielded to question by Mr. Scott.

Mr. Scott: "Representative Dawson, would you explain to me what the language on page 4, line 14 does to section 6? It adds '...but shall not be subject to the provisions of chapter 19.52 RCW.' We're talking about credit cards."

Mr. Dawson: "The language only specifies the setup charges. In this new bill, it would be that they would have to comply with existing law as it pertains to setup charges for credit."

Representatives Scott, Erak and Owen spoke against the motion, and Mr. Struthers spoke in favor of it.

Mr. Scott again opposed the motion.

ROLL CALL

The Clerk called the roll on the motion that the House do concur in the Senate amendments to Engrossed House Bill No. 137, and the motion was lost by the following vote: Yeas, 39; nays, 58; not voting, 1.

Voting yea: Representatives Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chandler, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, North, Smith, Sprague, Struthers, Teutsch, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Amen, Becker, Bender, Berleen, Brekke, Brown, Burns, Chamberlain, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Leonard, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang.

Not voting: Representative Eberle.

Engrossed House Bill No. 137 was returned to the Senate, asking them to recede from their amendments.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

	SUBSTITUTE HOUSE BILL NO.	144,
	HOUSE BILL NO.	620,
SECOND	SUBSTITUTE HOUSE BILL NO.	628,
	SUBSTITUTE HOUSE BILL NO.	667,
	HOUSE BILL NO.	697,
	SUBSTITUTE HOUSE BILL NO.	711,
	SUBSTITUTE HOUSE BILL NO.	727,
	SENATE BILL NO.	3072,
	SUBSTITUTE SENATE BILL NO.	3254.

MESSAGE FROM THE SENATE

April 23, 1981

Mr. Speaker:

The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 3359, except for subsection (5)(b) of section 4, on page 7, lines 22 through 30, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Wilson moved that the House do recede from its amendment to page 7 of Engrossed Senate Bill No. 3359.

Mr. Martinis spoke against the motion to recede from the amendment, and Mr. Wilson spoke in favor of it.

Mr. Martinis spoke again in opposition to the motion.

Ms. Schmidt spoke in favor of the motion, and Representatives Lux and Scott spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the House do recede from one amendment to Engrossed Senate Bill No. 3359, and the motion was carried by the following vote: Yeas, 95; nays, 1; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Owen.

Not voting: Representatives Becker, Grimm.

FINAL PASSAGE OF SENATE BILL
WITHOUT CERTAIN HOUSE AMENDMENT

The Speaker stated the question before the House to be final passage of Engrossed Senate Bill No. 3359 without the House amendment to page 7, lines 22 through 30.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3359 without the House amendment to page 7, and the bill passed the House by the following vote: Yeas, 55; nays, 42; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke, Williams, Winsley.

Not voting: Representative Garson.

Engrossed Senate Bill No. 3359 without one House amendment, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House advanced to the sixth order of business.

The Speaker called on Mr. Amen to preside.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 3698, by Committee on Transportation (originally sponsored by Senator Hansen):

Adopting the transportation budget.

The bill was read the second time.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendments, see Journal, 103rd Day, April 24, 1981.)

Mr. Wilson moved adoption of the committee amendment striking everything after the enacting clause and inserting new material.

Mr. Wilson moved adoption of the following amendments to the committee amendment:

On page 2, line 26 strike "\$13,433,985" and insert "\$13,049,485"

On page 2, line 27 strike "\$90,391,815" and insert "\$84,950,315"

On page 2, line 29 strike "\$103,834,800" and insert "\$98,008,800"

Representatives Wilson and McDonald spoke in favor of the amendments, and Representatives Martinis, Patrick, Lundquist, Ehlers, Heck, Bond, Erak, Fiske and Warnke spoke against them.

Mr. Martinis again opposed the amendments, and Mr. Wilson spoke again in favor of them.

The amendments to the committee amendment were not adopted.

Ms. Rinehart moved adoption of the following amendments to the committee amendment:

On page 5, line 5 strike "815,570" and insert "1,065,570"

On page 5, line 13 strike "22,352,479" and insert "22,602,479"

On page 5, line 23 after "committee." insert "Of the general fund state appropriation contained in this section \$250,000 will be used by the legislative transportation committee and the department of transportation for the conduct of an immediate, objective study of transportation demands on the western corridor of Washington between Vancouver, British Columbia and Portland, Oregon. The study shall consider alternative modes of rapid transportation which could be developed to satisfy predicted future travel needs while conserving energy, reducing urban sprawl, reducing air and noise pollution, and maintaining the unique quality of life in the Northwest. The study and its recommendations shall be reported to the legislature by June 30, 1983."

Ms. Rinehart spoke in favor of the amendments to the amendment, and Representatives Eberle, Wilson, Sherman, Stratton and Sanders spoke against them.

Mr. Nelson (G) demanded the previous question, and the demand was sustained.

The amendments to the committee amendment were not adopted.

Mr. Pruitt moved adoption of the following amendment by Representatives Pruitt and Addison to the committee amendment:

On page 5, line 32 strike "\$67,420,000" and insert "\$65,530,000"

Representatives Pruitt and Addison spoke in favor of the amendment to the committee amendment, and Representatives Granlund and Eberle spoke against it.

Mr. Nelson (G) demanded the previous question, and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Pruitt and Addison to the Transportation Committee amendment, and the amendment was not adopted by the following vote: Yeas, 30; nays, 65; not voting, 3.

Voting yea: Representatives Addison, Becker, Bender, Berleen, Brekke, Burns, Eng, Garrett, Garson, Grimm, Gruger, Heck, Johnson, Kreydler, Leonard, Lux, McDonald, McGinnis, Nelson D., Nelson G. A., Nisbet, Owen, Pruitt, Rinehart, Rust, Sprague, Tilly, Tupper, Valle, Walk.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Granlund, Greengo, Hankins, Hastings, Hine, Houchen, Isaacson, James, King J., King R., Lane, Lewis, Lundquist, Martinis, McCormick, Mitchell, Monohon, Nickell, North, O'Brien, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Stratton, Struthers, Taylor, Teutsch, Thompson, Van Dyken, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Ehlers, Maxie, Sherman.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

April 24, 1981

HOUSE BILL NO. 124, Prime Sponsor: Representative Winsley, authorizing flexible-time work schedules for public employees. Reported by Committee on Ways and Means.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Sommers, Ranking Minority Member; Becker, Greengo, McDonald, Nisbet, Thompson, Warnke, Williams.

April 24, 1981

HOUSE BILL NO. 744, Prime Sponsor: Committee on Appropriations - General Government, modifying the salary of members of the legislature. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, beginning on line 19 after "~~1982~~," strike all material down do and including "~~1983~~," on line 20 and insert "twelve thousand eight hundred fifty dollars effective January 10, 1983."

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Becker, Greengo, McDonald, Nisbet, Williams.

Voting nay: Representatives Sommers, Ranking Minority Member; Thompson, Warnke.

April 24, 1981

SUBSTITUTE SENATE BILL NO. 4090, Prime Sponsor: Committee on Higher Education, modifying higher education tuition and fees. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 2, chapter 279, Laws of 1971 ex. sess. as last amended by section 14, chapter 151, Laws of 1979 and RCW 28B.15.031 are each amended to read as follows:

The term 'operating fees' as used in this chapter shall include the fees, other than general tuition fees, charged all students registering at the state's colleges and universities but shall not include fees for short courses, marine station work, experimental station work, correspondence or extension courses, and individual instruction and student deposits or rentals, disciplinary and library fines, which colleges and universities shall have the right to impose, laboratory, gymnasium, health, and student activity fees, or fees, charges, rentals, and other income derived from any or all revenue producing lands, buildings and facilities of the colleges or universities heretofore or hereafter acquired, constructed or installed, including but not limited to income from rooms, dormitories, dining rooms, hospitals, infirmaries, housing or student activity buildings, vehicular parking facilities, land, or the appurtenances thereon, or such other special fees as may be established by any college or university board of trustees or regents from time to time. All moneys received as operating fees at any institution of higher education shall be transmitted to the state treasurer within thirty-five days of receipt to be deposited in the state general fund: PROVIDED, That required matching moneys for federal and state financial aid programs may be exempt from such deposit with approval of the director of financial management: PROVIDED FURTHER, That two and one-half percent of moneys received as operating fees be exempt from such deposit and be retained by the institutions for the purposes of section 9 of this amendatory act.

NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW a new section to read as follows:

General tuition and operating fees shall be established and adjusted biennially under the provisions of this chapter beginning with the 1983-84 academic year. Such fees shall be identical, subject to other provisions of this chapter, for students enrolled at either state university, for students enrolled at the regional universities and The Evergreen State College and for students enrolled at any community college. The general tuition and operating fees shall reflect the educational costs of the state universities, the regional universities and the community colleges, respectively, in the amounts herein prescribed.

Sec. 3. Section 7, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.070 are each amended to read as follows:

The house and senate higher education committees shall develop, in cooperation with the council for postsecondary education and the respective fiscal committees of the house and senate, the office of ((fiscat)) financial management and the state institutions of higher education no later ((of)) than ((January 1978)) December 1981, and at each two year interval thereafter, definitions, criteria and procedures for determining the ((operating)) educational costs ((of instruction)) for the state universities, regional universities and community colleges upon which general tuition and operating fees ((recommendations)) will be based. In the

event that no action is taken or disagreement exists between the committees as of that date, the recommendations of the council shall be deemed to be approved.

NEW SECTION. Sec. 4. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW a new section to read as follows:

The council for postsecondary education shall determine and transmit amounts constituting approved educational costs to the several boards of regents and trustees of the state institutions of higher education by November 10 of each even-numbered year. General tuition fees and operating fees shall be based on such costs in accordance with the provisions of this chapter.

Sec. 5. Section 28B.15.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.100 are each amended to read as follows:

(1) The board of regents or board of trustees at each of the state's regional and state universities and at The Evergreen State College shall charge to and collect from each of the students registering at the particular institution for any quarter or semester such general tuition fees, operating fees, services and activities fees, and other fees as such board shall in its discretion determine, the total of all such fees, the general tuition fee, operating fee, and services and activities fee, to be rounded-out to the nearest whole dollar amount: **PROVIDED**, That such general tuition fees and operating fees for other than summer session quarters or semesters shall be in the amounts for the respective institutions as otherwise set forth in this chapter, as now or hereafter amended: **PROVIDED FURTHER**, That the fees charged by boards of trustees of community college districts shall be in the amounts for the respective institutions as otherwise set forth in this chapter, as now or hereafter amended.

(2) Part time students shall be charged general tuition, operating, and services and activities fees proportionate to full time student rates established for residents and nonresidents: **PROVIDED**, That residents of Idaho or Oregon who are enrolled in community college district number twenty for six or fewer credits during any quarter or semester may be allowed to enroll at resident tuition and fee rates upon a declaration by the council for postsecondary education that it finds Washington residents from such community college district are afforded substantially equivalent treatment by such other states or that, until June 30, 1983, it is in the interest of the residents of such community college district to authorize the exchange of educational opportunities between Washington and other such states on a resident tuition and fee basis.

NEW SECTION. Sec. 6. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW a new section to read as follows:

General tuition fees, operating fees, and services and activities fees at the University of Washington and at Washington State University for other than summer quarters or semesters shall be as follows: **PROVIDED**, That increases in tuition and fee rates for the 1981 summer session shall reflect the increases set forth below for the 1981-82 academic year:

(1) For full time resident undergraduate students and all other full time resident students not in graduate study programs or enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, and doctor of veterinary medicine, the total of general tuition and operating fees for the 1981-82 academic year shall be nine hundred and twenty-one dollars, and for the 1982-83 academic year shall be one thousand and thirty-eight dollars, and thereafter such fees shall be one-third of the per student educational costs at the state universities computed as provided in sections 2 and 3 of this amendatory act: **PROVIDED**, That the general tuition fee for each academic year shall be one hundred and twenty dollars.

(2) For full time resident graduate students not enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, and doctor of veterinary medicine, the total of general tuition and operating fees for the 1981-82 academic year shall be one thousand one hundred and one dollars, and for the 1982-83 academic year shall be one thousand two hundred and forty-eight dollars, and thereafter such fees shall be one hundred and twenty percent of such fees charged in subsection (1) above: **PROVIDED**, That the general tuition fee for each academic year shall be one hundred and twenty dollars.

(3) For full time resident students enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, and doctor of veterinary medicine, the total of general tuition and operating fees for the 1981-82 academic year shall be one thousand seven hundred and ninety-one dollars, and for the 1982-83 academic year shall be two thousand and seventy-nine dollars, and thereafter such fees shall be two hundred percent of such fees charged in subsection (1) above: **PROVIDED**, That the general tuition fee for each academic year shall be three hundred and forty-two dollars.

(4) For full time nonresident undergraduate students and such other full time nonresident students not in graduate study programs or enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, or doctor of veterinary medicine, the total of general tuition and operating fees for the 1981-82 academic year shall be two thousand nine hundred and ten dollars, and for the 1982-83 academic year shall be three thousand one hundred and seventeen dollars, and thereafter such fees shall be one hundred percent of the per student educational costs at the state universities computed as provided in sections 2 and 3 of this amendatory act: **PROVIDED**, That the general tuition fee for each academic year shall be three hundred and fifty-four dollars.

(5) For full time nonresident graduate students not enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, and doctor of veterinary medicine, the total of general tuition and operating fees for the 1981-82 academic year shall be three thousand four hundred and sixty-two dollars, and for the 1982-83 academic year shall be three thousand seven hundred and forty-one dollars, and thereafter such fees shall be one hundred and twenty percent of such fees charged in subsection (4) above: **PROVIDED**, That the general tuition fee for each academic year shall be three hundred and fifty-four dollars.

(6) For full time nonresident students enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, and doctor of veterinary medicine, the total of general tuition and operating fees for the 1981-82 academic year shall be five thousand five hundred and ninety-two dollars, and for the 1982-83 academic year shall be six thousand two hundred and thirty-seven dollars, and thereafter such fees shall be two hundred percent of such fees charged in subsection (4) above: PROVIDED, That the general tuition fee for each academic year shall be five hundred and fifty-five dollars.

(7) The boards of regents of each of the state universities shall charge and collect equally from each of the students registering at the particular institution and included in subsections (1) through (6) hereof a services and activities fee which for each academic year shall not exceed one hundred and twenty dollars.

NEW SECTION, Sec. 7. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW a new section to read as follows:

General tuition fees, operating fees, and services and activities fees at the regional universities and The Evergreen State College for other than summer quarters or semesters shall be as follows: PROVIDED, That increases in tuition and fee rates for the 1981 summer session shall reflect the increases set forth below for the 1981-82 academic year:

(1) For full time resident undergraduate students and all other full time resident students not in graduate study programs, the total of general tuition and operating fees for the 1981-82 academic year shall be six hundred eighty-two dollars and fifty cents, and for the 1982-83 academic year shall be seven hundred fifty-seven dollars and fifty cents, and thereafter such fees shall be one-fourth of the per student educational costs at the regional universities computed as provided in sections 2 and 3 of this amendatory act: PROVIDED, That the general tuition fee for each academic year shall be seventy-six dollars and fifty cents.

(2) For full time resident graduate students, the total of general tuition and operating fees for the 1981-82 academic year shall be eight hundred eleven dollars and fifty cents, and for the 1982-83 academic year shall be nine hundred seven dollars and fifty cents, and thereafter such fees shall be one hundred and twenty percent of such fees charged in subsection (1) above: PROVIDED, That the general tuition fee for each academic year thereafter shall be seventy-six dollars and fifty cents.

(3) For full time nonresident undergraduate students and all other full time nonresident students not in graduate study programs, the total of general tuition and operating fees for the 1981-82 academic year shall be two thousand seven hundred twenty-five dollars and fifty cents, and for the 1982-83 academic year shall be three thousand twenty-five dollars and fifty cents, and thereafter such fees shall be one hundred percent of the per student educational costs at the regional universities computed as provided in sections 2 and 3 of this amendatory act: PROVIDED, That the general tuition fee for each academic year shall be two hundred and ninety-five dollars and fifty cents.

(4) For full time nonresident graduate students, the total of general tuition and operating fees for the 1981-82 academic year shall be three thousand two hundred fifty dollars and fifty cents, and for the 1982-83 academic year shall be three thousand six hundred thirty-one dollars and fifty cents, and thereafter such fees shall be one hundred and twenty percent of such fees charged in subsection (3) above: PROVIDED, That the general tuition fee for each academic year shall be two hundred and ninety-five dollars and fifty cents.

(5) The boards of trustees of each of the regional universities and The Evergreen State College shall charge and collect equally from each of the students registering at the particular institution and included in subsections (1) through (4) hereof a services and activities fee which for each academic year shall not exceed one hundred and sixty-six dollars and fifty cents.

NEW SECTION, Sec. 8. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW a new section to read as follows:

General tuition fees, operating fees and services and activities fees at each community college other than at summer quarters shall be as follows: PROVIDED, That increases in tuition and fee rates for the 1981 summer session shall reflect the increases set forth below for the 1981-82 academic year:

(1) For full time resident students, the total of general tuition and operating fees for the 1981-82 academic year shall be four hundred six dollars and fifty cents, and for the 1982-83 academic year shall be four hundred fifty-four dollars and fifty cents, and thereafter such fees shall be twenty-three percent of the per student educational costs at the community colleges computed as provided in sections 2 and 3 of this amendatory act: PROVIDED, That the general tuition fee for each academic year shall be one hundred and twenty-seven dollars and fifty cents.

(2) For full time nonresident students, the total of general tuition and operating fees for the 1981-82 academic year shall be one thousand seven hundred sixty-five dollars and fifty cents, and for the 1982-83 academic year shall be one thousand nine hundred seventy-two dollars and fifty cents, and thereafter such fees shall be one hundred percent of the per student educational costs at the community colleges computed as provided in sections 2 and 3 of this amendatory act: PROVIDED, That the general tuition fee for each academic year shall be four hundred and three dollars and fifty cents.

(3) The boards of trustees of each of the state community colleges shall charge and collect equally from each of the students registering at the particular institution and included in subsections (1) and (2) hereof a services and activities fee which for each academic year shall not exceed fifty-two dollars and fifty cents.

(4) General tuition, operating fees and services and activities fees consistent with the above schedule will be fixed by the state board for community colleges for summer school students.

The board of trustees shall charge such fees for ungraded courses, noncredit courses, community services courses, and short courses as it, in its discretion, may determine, not inconsistent with the rules and regulations of the state board for community college education.

NEW SECTION. Sec. 9. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW a new section to read as follows:

(1) Each institution of higher education shall deposit two and one-half percent of revenues collected from tuition, operating, and services and activities fees in an institutional long-term loan fund which is hereby created and which shall be held locally. Moneys in such fund shall be used to make guaranteed loans to eligible students.

(2) An 'eligible student' for the purposes of this section is a student registered for at least six credit hours or the equivalent, who is a 'resident student' as defined in RCW 28B.15.012, and who is a 'needy student' as defined in RCW 28B.10.802.

(3) The amount of the loans made under subsection (1) of this section shall not exceed the demonstrated financial need of the student. Each institution shall establish loan terms and conditions which shall be consistent with the terms of the guaranteed loan program established by 20 U.S. Code Section 1071 et. seq., as now or hereafter amended. All loans made shall be guaranteed by the Washington student loan guaranty association or its successor agency. Institutions are hereby granted full authority to operate as an eligible lender under the guaranteed loan program.

(4) Each institution is responsible for collection of loans made under subsection (1) of this section and shall exercise due diligence in such collection, maintaining all necessary records to insure that maximum repayments are made. Institutions shall cooperate with other lenders and the Washington student loan guaranty association, or its successor agency, in the coordinated collection of guaranteed loans, and shall assure that the guarantability of the loans is not violated. Collection and servicing of loans under subsection (1) of this section shall be performed by entities approved for such servicing by the Washington student loan guaranty association or its successor agency: PROVIDED, That institutions be permitted to perform such servicing if specifically recognized to do so by the Washington student loan guaranty association or its successor agency. Collection and servicing of loans made by community colleges under subsection (1) of this section shall be coordinated by the state board for community college education and shall be conducted under procedures adopted by such state board.

(5) Receipts from payment of interest or principle or any other subsidies to which institutions as lenders are entitled, which are paid by or on behalf of borrowers of funds under subsection (1) of this section, shall be deposited in each institution's general local fund and shall be used to cover the costs of making the loans under subsection (1) of this section and maintaining necessary records and making collections under subsection (4) of this section: PROVIDED, That such costs shall not exceed five percent of aggregate outstanding loan principle. Institutions shall maintain accurate records of such costs, and all receipts beyond those necessary to pay such costs, shall be used for the support of the institution's operating budget.

(6) The boards of regents of the state universities, the boards of trustees of the regional universities and The Evergreen State College, and the state board for community college education, on behalf of the community colleges, shall each adopt necessary rules and regulations to implement this section.

(7) Lending activities under this section shall be directed toward students who would not normally have access to educational loans from private financial institutions in Washington state, and maximum use shall be made of secondary markets in the support of loan consolidation.

NEW SECTION. Sec. 10. Notwithstanding any other provision of this amendatory act, the boards of regents and trustees of the respective institutions of higher education shall set aside from tuition and fees charged in each schedule an amount heretofore pledged and necessary for the purposes of bond retirement until such time as any such debt has been satisfied.

NEW SECTION. Sec. 11. The following acts or parts hereof are each hereby repealed:

- (1) Section 1, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.060;
- (2) Section 8, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.075;
- (3) Section 3, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.201;
- (4) Section 4, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.401; and
- (5) Section 28B.15.500, chapter 223, Laws of 1969 ex. sess., section 10, chapter 279, Laws of 1971 ex. sess., section 5, chapter 322, Laws of 1977 ex. sess., section 1, chapter ... [Substitute House Bill No. 520], Laws of 1981 and RCW 28B.15.500.

NEW SECTION. Sec. 12. This amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

NEW SECTION. Sec. 13. If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Beginning on line 1 of the title after "fees;" strike the remainder of the title and insert "amending section 2, chapter 279, Laws of 1971 ex. sess. as last amended by section 14, chapter 151, Laws of 1979 and RCW 28B.15.031; amending section 7, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.070; amending section 28B.15.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.100; creating new sections; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW; repealing section 1, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.060; repealing section 8, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.075; repealing section 3, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.201; repealing section 4, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.401; repealing section 28B.15.500, chapter 223, Laws of 1969 ex. sess., section 10, chapter 279, Laws of 1971 ex. sess., section 5, chapter 322, Laws of 1977 ex. sess., section 1,

chapter ... [Substitute House Bill No. 520], Laws of 1981 and RCW 28B.15.500; and declaring an emergency."

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; Greengo, McDonald, Nisbet, Thompson, Williams.

Voting nay: Representatives Sommers, Ranking Minority Member; Becker, Warnke.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended, and the bills listed on standing committee reports were advanced to second reading.

On motion of Mr. Nelson (G), further consideration of the bills was deferred, and they were ordered placed at the bottom of today's second reading calendar.

The Speaker (Mr. Amen presiding) declared the House to be recessed until 1:30 p.m.

AFTERNOON SESSION

The House was called to order at 1:30 p.m. by the Speaker. The Clerk called the roll and all members were present.

MESSAGE FROM THE SENATE

April 24, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 27,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House advanced to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 3698:

The House resumed consideration of the bill on second reading.

The Clerk read the following amendment by Representatives Pruitt and Addison to the committee amendment:

On page 6, line 2 strike "133,450,900" and insert "131,560,900"

On page 6, line 27 after "improvements." insert "None of the funds appropriated in this section from the Puget Sound capital construction account shall be expended for any of the following projects at the Fautleroy ferry terminal: Construction of a second slip, construction of a bus/high occupancy vehicle lane and sheltered bus area, widening of sidewalks, intersection and signal modifications, or construction of a passenger pick-up area and second tollbooth."

With the consent of the House, Mr. Pruitt withdrew the amendment.

Ms. Granlund moved adoption of the following amendment by Representatives Granlund and Owen to the committee amendment:

On page 7, following line 9 insert a new subsection as follows:

"(7) The ferry operations account appropriation provided by this section is contingent upon providing discounted fares at the rates and on the terms and conditions in effect for ferry system patrons on December 31, 1980. In restoring the rates and policies regarding discounted fares in effect on that date, the commission may provide for such additional discounts as it deems warranted, but in no case shall any of the discounts which were provided on December 31, 1980, be reduced or eliminated during the remainder of this biennium."

Ms. Granlund spoke in favor of the amendment.

POINT OF INQUIRY

Ms. Granlund yielded to question by Mr. Nisbet.

Mr. Nisbet: "What will the impact be on the noncommuter commutation bookholders with the passage of this amendment? Will it raise the fares they must pay or what will its fiscal impact be on those persons?"

Ms. Granlund: "Representative Nisbet, the impact has been mostly on those commuters. We hear a lot about a twenty-seven percent increase in fares and that isn't even telling the whole story. Those people who commute and do have this kind of book would have to pay around fifty-seven percent. I say that the burden is on those who commute."

Mr. Nisbet: "I'm not concerned about the context of commutation, but I'm concerned about the rollback of the discount rate, and as I read your amendment, the price for that is at the 1980 level. You are correct. Many of the people in my district utilize the ferries, but only to go to Seattle for their hospital treatments and things of that nature, and I'm concerned if we are creating a disadvantage for those people who must use the ferry systems, but not as regularly as those in your district, by rolling this back to that point in time—1980?"

Ms. Granlund: "Actually, those commuters do subsidize the walk-on ferry users. I think I did answer your question."

Representatives Nisbet and Wilson spoke against the amendment to the committee amendment, and Representatives Owen and Dawson spoke in favor of it.

POINT OF INQUIRY

Ms. Granlund yielded to question by Mr. Nisbet.

Mr. Nisbet: "My concern, Representative Granlund, is in the total words put together in here. I receive the impression that what you are attempting to do here is not what you would be doing with the words contained herein. Is it your intention by this amendment to roll back the amount that would be paid or the amount of the discount allowed for commutation tickets?"

Ms. Granlund: "What we are attempting to do with this amendment is to make sure that the same percentage of discounts count apply as in December 31, 1980."

Mr. Nisbet now spoke in favor of the amendment, and Representatives Schmidt and Granlund also spoke in favor of it.

The amendment to the committee amendment was adopted.

Ms. Schmidt moved adoption of the following amendment by Representatives Schmidt, Wilson, Granlund and Owen to the committee amendment:

On page 6, line 23 after "are" strike the material down to and including "improvements" on line 27 and insert "provided for and shall be limited to completing work in progress and effecting emergency for the Washington state ferry system, and no new capital projects are authorized during the 1981-83 biennium."

Representatives Schmidt, Wilson and Addison spoke in favor of the amendment to the committee amendment, and Representatives Martinis and Lundquist spoke against it.

POINT OF INQUIRY

Ms. Schmidt yielded to question by Mr. Walk.

Mr. Walk: "Representative Schmidt, my question refers to whether or not your amendment would also affect subsection (5) of this section? Your amendment would limit the money that would be spent from the capital construction account, however, in subsection (5) it declares that if the Department of Transportation found a surplus, that surplus could be diverted. I wonder if you could tell me if your amendment affects that?"

Ms. Schmidt: "I believe that it would not affect this section. I believe that is still the right of the Transportation Commission. All we are asking is that they not work on any new projects, begin any new projects, or spend any more money. We don't want any more bonds sold because we're going to have to pay for them down the line. We are not asking them to slide any more money out of that account; we're asking them to just freeze the account and not begin any new projects."

Mr. James spoke in favor of the amendment to the amendment, and Mr. Garson spoke against it.

Mr. Wilson spoke again in favor of the amendment, and Mr. Martinis again opposed it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Schmidt and others to the committee amendment to Engrossed Substitute Senate Bill No. 3698, and the

amendment to the amendment was not adopted by the following vote: Yeas, 43; nays, 50; not voting, 5.

Voting yea: Representatives Addison, Barnes, Barrett, Bender, Berleen, Bond, Brown, Cantu, Chamberlain, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Granlund, Gruger, Hankins, Hastings, Houchen, Isaacson, James, Kreidler, Leonard, McGinnis, Nisbet, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Struthers, Taylor, Tupper, Van Dyken, Wang, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Becker, Bickham, Brekke, Burns, Clayton, Ehlers, Eng, Erak, Erickson, Flanagan, Gallagher, Galloway, Garson, Grimm, Hine, Johnson, King J., Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, North, O'Brien, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Teutsch, Thompson, Tilly, Valle, Vander Stoep, Walk, Warnke, Williams, Winsley.

Not voting: Representatives Chandler, Greengo, Heck, King R., Rinehart.

Ms. Schmidt moved adoption of the following amendment by Representatives Schmidt, Wilson, Granlund and Owen to the committee amendment:

On page 7, following line 9 insert a new subsection as follows:

"(7) The transportation commission shall not adopt fare increases to be effective on May 1 of each year, pursuant to RCW 47.62.325, which are in excess of 16%."

Representatives Schmidt, Granlund, James and Owen spoke in favor of the amendment to the committee amendment, and Mr. Martinis spoke against it.

POINT OF INQUIRY

Mr. Martinis yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Martinis, I'd like to ask you what percent of the operating cost of these ferries is now being paid by other taxes and taxpayers?"

Mr. Martinis: "Well, Representative Flanagan, those are figures in this budget that are extremely difficult to get. There are figures floating around through this legislature all the way from twenty-five percent to thirty-eight percent. As far as what this is doing here now, I believe the budget, as we're looking at it here, is something in the order of twenty-seven percent. If this type of thing was in there, you could figure the twenty-seven percent down to sixteen percent, will bring it up to in the neighborhood of thirty-seven to thirty-eight percent. What has happened over in the Commission is they have taken the political or the gutless way of saying they would give a forty percent subsidy if the legislature will give it to them. They've taken the monkey completely off their backs and they've put in on this body."

Representatives Flanagan and Garson spoke against the amendment to the amendment, and Mr. Wilson spoke in favor of it.

Mr. Nelson (G) demanded the previous question, and the demand was sustained.

The amendment to the committee amendment was not adopted.

The committee amendment as amended was adopted.

On motion of Mr. Wilson, the committee amendment to the title of the bill was adopted.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Wilson, Martinis, Owen, Garson and Lundquist spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3698 as amended by the House, and the bill passed the House by the following vote: Yeas, 79; nays, 19; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, North, O'Brien, Owen, Padden, Prince, Pruitt, Rosbach, Salatino, Sanders, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Burns, Chandler, Ehlers, Eng, Erickson, Garrett, Gruger, Lux, McDonald, Nelson D., Nisbet, Patrick, Rinehart, Rust, Schmidt, Sommers, Thompson, Williams.

Engrossed Substitute Senate Bill No. 3698 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), Engrossed Substitute Senate Bill No. 3698 as amended by the House was ordered immediately transmitted to the Senate.

The Speaker called on Mr. Amen to preside.

HOUSE BILL NO. 648, by Committee on Revenue and Representative Greengo (by Department of Revenue request):

Modifying provisions on real estate excise taxation.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 648 was substituted for House Bill No. 648, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 648 was read the second time.

Mr. Tilly moved adoption of the following amendment by Representatives Tilly, Ellis, Barr and Fancher:

On page 1, line 18 after "seller." strike "The rules shall also include a manual which defines transactions which are taxable under this chapter." and insert "~~(The rules shall also include a manual which defines transactions which are taxable under this chapter.)~~"

Mr. Tilly spoke in favor of the amendment, and Ms. Sommers spoke against it.

POINT OF INQUIRY

Mr. Greengo yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Greengo, in this amendment and in the bill, I notice there is a fiscal note on this item, but the fiscal item is not in our bill report. What is the revenue fiscal note on this?"

Mr. Greengo: "I'm afraid I can't tell you, Representative Ehlers."

POINT OF INQUIRY

Mr. Sanders yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Sanders, would you answer the question please?"

Mr. Sanders: "There is no fiscal impact; there is just a form change."

POINT OF PARLIAMENTARY INQUIRY

Mr. Ehlers: "It's my understanding that in the cutoff resolution unless an item has either a revenue generator or a decrease in revenue, that it should not be considered at this time. We've been informed by a member of the Revenue Committee that it is not a revenue generator and therefore should not be considered."

SPEAKER'S RULING (MR. AMEN PRESIDING)

The Speaker (Mr. Amen presiding): "Representative Ehlers, the bill has a revenue impact on it so it is alive. It doesn't matter whether the amendment has an impact or not. There is a revenue impact on the bill."

POINT OF INQUIRY

Mr. Sanders yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Sanders, so we're real clear on what we're talking about, my question to you dealt with the bill and not the amendment. Would you clarify that for us please?"

Mr. Sanders: "Representative Ehlers, since the amendment was before us I thought your question was regarding the amendment. The amendment does not have a fiscal impact, but the bill, of course, does have a fiscal impact."

Mr. Ehlers: "Could you tell us how much that is?"

Mr. Sanders: "\$17.21 million."

POINT OF ORDER

Mr. Greengo: "Mr. Speaker, could I ask for a ruling on scope and object on this amendment?"

SPEAKER'S RULING (MR. AMEN PRESIDING)

The Speaker (Mr. Amen presiding): "Representative Greengo, we are already in the process of debate so it is too late for your point of order."

POINT OF PARLIAMENTARY INQUIRY

Mr. Ehlers: "On a previous ruling by Speaker Polk on another measure I was concerned with, I did not raise a point of order, but I raised a point of parliamentary inquiry after an amendment had been offered, and at that point he ruled that, in fact, discussion had begun and as long as I had asked for a point of parliamentary inquiry, the Speaker ruled that the amendment was outside the scope and object and is not subject to the ruling you indicated."

The Speaker resumed the Chair.

The Speaker: "Representative Ehlers, the situation that you described was one that was entirely different from this one. It was one where the question brought up was really a point of privilege where a House rule was asked to be enforced and that was entirely different from this. In this case, Speaker Amen ruled correctly, in my judgment, that we had already proceeded past this point."

Mr. Padden demanded the previous question and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Tilly and others to Substitute House Bill No. 648, and the amendment was not adopted by the following vote: Yeas, 43; nays, 55; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Berleen, Bickham, Bond, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Hankins, Hastings, Isaacson, James, Johnson, Lane, Leonard, Lundquist, McGinnis, Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Becker, Bender, Brekke, Brown, Burns, Cantu, Chandler, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, King J., King R., Kreidler, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Struthers, Thompson, Valle, Vander Stoep, Walk, Wang, Warnke, Williams.

Mr. Tilly moved adoption of the following amendment:

On page 2, after line 24 insert:

"Sec. 5. Section 28A.45.120, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 134, Laws of 1980 and RCW 28A.45.120 are each amended to read as follows:

The department of revenue is authorized and shall prescribe minimum standards for uniformity in reporting, application, and collection of the real estate excise tax imposed by this chapter.

The department of revenue shall also prescribe a real estate excise tax affidavit form which shall (~~contain, at least,~~) require the following:

- (1) Identification of the seller and purchaser;
- (2) Description of the property involved including the tax parcel or account number(s);
- (3) Date of sale, type of instrument of sale, nature of transfer;
- (4) Gross sales price;
- (5) Whether or not the land is classified or designated as forest land under chapter 84.33 RCW; or classified as open space land, farm and agricultural land, or timberland under chapter 84.34 RCW; ~~((and))~~ or at the time of sale exempt from property tax under chapter 84.36 RCW;
- (6) ~~((Signatures of both the buyer and seller, under oath))~~ Whether or not the property is land only, land with new building (new construction), or land with a previously used building; and
- (7) The following questions, the responses to which are not required:
 - (a) Is this property at the time of sale subject to an elderly, disability, or physical improvement exemption?
 - (b) Does any building have a heat pump or solar heating or cooling system?
 - (c) Does this transaction divide a current parcel of land?
 - (d) Does this transaction include current crops or merchantable timber?
 - (e) Does this transaction involve a trade, a partial interest, corporate affiliates, related parties, a trust, a receivership, or an estate?
 - (f) Is the grantee acting as a nominee for a third party?
 - (g) Is the principal use of the land agricultural, apartments (four or more units), commercial, condominium, industrial, mobile home site, recreational, residential, or growing timber?

The affidavit form shall contain a statement of the potential compensating and additional tax liability under chapters 84.33 and 84.34 RCW, a statement of the collection of taxes under RCW 84.36.262 and 84.36.810, and a statement of the applicable penalties for perjury under chapter 9A.72 RCW.

Each county shall use the affidavit form prescribed and furnished by the department of revenue.

The affidavit shall be signed by either the seller or the buyer, or the agent of either, under oath attesting to all required information.

Sec. 6. Section 14, chapter 154, Laws of 1980 (uncodified) is amended to read as follows:

Chapter 28A.45 RCW, as amended, repealed, and added to by ~~((this 1980 act))~~ chapter 134, Laws of 1980 and chapter 154, Laws of 1980 and as amended, repealed, and added to by any other enactment during a regular or extraordinary session of this ~~((forty-sixty))~~ forty-seventh legislature, is hereby added to and shall be recodified as ~~((a new))~~ chapter ~~((in Title))~~ 82.45 RCW.

References to chapter 28A.45 RCW and its sections shall be considered references to chapter 82.45 RCW and its sections, and the code reviser shall change references to chapter 28A.45 RCW and its sections to refer to chapter 82.45 RCW and its sections.

Representatives Tilly and Becker spoke in favor of the amendment, and Representatives Sommers and Greengo spoke against it.

POINT OF INQUIRY

Mr. Greengo yielded to question by Mr. Ellis.

Mr. Ellis: "Representative Greengo, will you answer all of my mail and the realtors and homeowners and everybody out there who have to go ahead now and sign two signatures for the next month until we get this thing straightened up? You know it has been a unanimous agreement by the industry, the county auditors and the Department of Revenue, and you are the sponsor of the bill."

Mr. Greengo: "Well, Representative Ellis, I guess my mail has run as heavy as yours, so we'll each have to answer our own because the bill isn't going to pass if we do what we're doing here."

The amendment was adopted.

On motion of Mr. Tilly, the following amendments to the title were adopted:

On page 1, line 1 after "taxes;" insert "amending section 28A.45.120, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 134, Laws of 1980 and RCW 28A.45.120;"

On page 1, line 4 after "RCW;" insert "amending section 14, chapter 154, Laws of 1980 (uncodified);"

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 648, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreyder, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Substitute House Bill No. 648, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 212, by Representatives Greengo, Rinehart, Chandler, Galloway, Flanagan, Bickham, Bond, Nisbet, Granlund, Rust, Warnke, Becker, Teutsch, Taylor, Thompson, King (R), Struthers, O'Brien, Burns, Patrick, Johnson, Padden, Houchen, Nelson (D) and Brekke:

Exempting nonprofit art organizations from some excise taxation.

The bill was read the second time.

Committee on Revenue recommendation: Majority do pass with the following amendment:

Beginning on page 1, after line 27 strike all material down to and including "public" on line 3, page 2 and insert "tuition charges collected for the privilege of attending artistic or cultural education programs"

On motion of Mr. Greengo, the committee amendment was adopted.

Ms. Sommers moved adoption of the following amendment by Representatives Sommers and Greengo:

On page 2, line 14 strike all of subsection (4).

Representatives Sommers and Flanagan spoke in favor of the amendment, and Representatives Rinehart and Bond spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Sommers and Greengo to House Bill No. 212, and the amendment was not adopted by the following vote: Yeas, 43; nays, 50; not voting, 5.

Voting yea: Representatives Addison, Barnes, Barr, Becker, Bender, Berleen, Brown, Chandler, Dickie, Ehlers, Ellis, Eng, Erickson, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Hastings, Heck, Hine, Isaacson, James, King J., King R., Lux, McDonald, Nelson G. A., North, Owen, Patrick, Sherman, Smith, Sommers, Thompson, Tupper, Valle, Walk, Wang, Williams, Wilson.

Voting nay: Representatives Barrett, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Clayton, Eberle, Erak, Fancher, Fiske, Garrett, Gruger, Hankins, Houchen, Johnson, Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nickell, Nisbet, O'Brien, Padden, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Schmidt, Scott, Stratton, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Warnke, and Mr. Speaker.

Not voting: Representatives Amen, Dawson, Salatino, Sprague, Winsley.

The bill was ordered engrossed. There being no objection, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Bond, Taylor, Nelson (D) and O'Brien spoke in favor of passage of the bill, and Representatives Greengo and Sommers spoke against it.

Mr. Nelson (G) demanded the previous question, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 212, and the bill passed the House by the following vote: Yeas, 74; nays, 24; not voting, 0.

Voting yea: Representatives Addison, Barrett, Becker, Bender, Bickham, Brekke, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, Houchen, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Walk, Wang, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Barr, Berleen, Bond, Brown, Clayton, Dickie, Flanagan, Greengo, Hankins, Hastings, Isaacson, James, King J., North, Schmidt, Smith, Sommers, Thompson, Valle, Vander Stoep, Williams, Winsley.

Engrossed House Bill No. 212, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3063, by Committee on Transportation (originally sponsored by Senators von Reichbauer, Guess, Talley, Sellar and Conner - by Department of Transportation request):

Segregating revenues within the motor vehicle fund by investment source.

The bill was read the second time.

Committee on Ways and Means recommendation: Majority, do pass as amended. (For amendments, see Journal, 99th Day, April 20, 1981.)

On motion of Mr. Chandler, the committee amendments were adopted.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3063 as amended by the House, and the bill passed the House by the following vote: Yeas, 87; nays, 11; not voting, 0.

Voting yea: Representatives Addison, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Ehlers, Garrett, Gruger, Maxie, Patrick, Prince, Stratton, Vander Stoep, Warnke, Williams.

Substitute Senate Bill No. 3063 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATEMENT FOR THE JOURNAL

I wish my vote to be recorded as "No" on Substitute Senate Bill 3603. It was mistakenly recorded as a "yes" vote.

MARION KYLE SHERMAN, 47th District.

SENATE BILL NO. 3375, by Senators Patterson, Peterson, Sellar, Gallagher and Bauer (by Executive request):

Doubling the life of driver's licenses and adjusting fees and the apportionment thereof accordingly.

The bill was read the second time.

On motion of Mr. Garson, the following amendments by Representatives Garson, Patrick, Martinis and Walk were adopted:

On page 2, line 35 insert the following:

"Sec. 4. Section 46.20.130, chapter 12, Laws of 1961 as last amended by section 2, chapter 232, Laws of 1967 and RCW 46.20.130 are each amended to read as follows:

The director shall prescribe the content of the driver licensing examination and the manner of conducting the examination, which shall include but is not limited to:

(1) A test of the applicant's eyesight(~~(;)~~) and his ability to see, understand, and follow highway signs regulating, warning, and directing traffic(~~(-and his))~~;

(2) A test of the applicant's knowledge of traffic laws and his ability to understand and follow the directives of lawful authority, given in the English language, orally or graphically, that regulate, warn, and direct traffic in accordance with the traffic laws of this state;

~~((2))~~ (3) An actual demonstration of his ability to operate a motor vehicle in such a manner as not to jeopardize the safety of persons or property; and

~~((3))~~ (4) Such further examination as the director deems necessary (a) to determine whether any facts exist which would bar the issuance of a vehicle operator's license under chapters 46.20, 46.21 and 46.29 RCW, and (b) to determine the applicant's fitness to operate a motor vehicle safely on the highways; and

~~((4))~~ (5) In addition to the foregoing, when the applicant desires to drive a motorcycle, as defined in RCW 46.04.330, or a motor-driven cycle, as defined in RCW 46.04.332, the applicant shall also demonstrate his ability to operate such motorcycle or motor-driven cycle in such a manner as not to jeopardize the safety of persons or property."

Remember the following section consecutively.

On page 1, line 8 of the title after "46.68.041;" insert "amending section 46.20.130, chapter 12, Laws of 1961 as last amended by section 2, chapter 232, Laws of 1967 and RCW 46.20.130;"

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Wilson and Martinis spoke in favor of passage of the bill, and Mr. Patrick spoke against it.

POINT OF INQUIRY

Mr. Nelson (D) asked Mr. Wilson to yield to question, and Mr. Wilson refused to yield.

POINT OF INQUIRY

Mr. Garrett yielded to question by Mr. Nelson (D).

Mr. Nelson (D): "Representative Garrett, the concern I have is that there is a fiscal impact. It produces revenue, but it says it decreases expenditures. I'm wondering if the increase in fees is offset by the expenditures, so that it doesn't amount to a tax increase on the motorist?"

Mr. Garrett: "Representative Nelson, I don't know whether you would call it a tax increase or a user fee increase, but you are paying two dollars for your picture. Of course, the picture will last you four years and you are getting one picture for two dollars now instead of under the two-year system you got two pictures for two dollars. You can interpret that any way you want."

Mr. Nelson (D): "In other words, the fees are the same then? The basic fee is the same?"

Mr. Garrett: "It's my understanding the fee is seven dollars for two years and it will go to fourteen dollars for four years, but there would be one dollar that would go for the picture and I don't know where the other dollar would go. Of course, the savings we are talking about are in the reduction of time of issuing the licenses. This will be staggered so that if your birthday is on an odd-numbered year or an even-numbered year, one or the other, you will get two years and the other person will get four years and then that way the department will have something to do all the time."

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3375 as amended by the House, and the bill passed the House by the following vote: Yeas, 81; nays, 17; not voting, 0.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Prince, Pruitt, Rinehart, Rosbach, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barnes, Brekke, Ehlers, Garrett, Kreidler, Nelson D., North, Padden, Patrick, Rust, Salatino, Sherman, Stratton, Struthers, Vander Stoep, Wang, Warnke.

Senate Bill No. 3375 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 4090, by Committee on Higher Education (originally sponsored by Senator Benitz):

Modifying higher education tuition and fees.

The bill was read the second time.

Committee on Ways and Means recommendation: Majority, do pass as amended. (For amendments, see today's Journal, Reports of Standing Committees.)

Mr. Chandler moved adoption of the committee amendment striking everything after the enacting clause and inserting new material.

Ms. Rust moved adoption of the following amendments by Representatives Rust, Rinehart and Burns to the committee amendment:

On page 2, strike all of section 2 and renumber the remaining sections consecutively.

36 On page 6, beginning on line 31 after "dollars" strike all material down to and including "act" on line

line 16 On page 7, beginning on line 13 after "dollars" strike all material down to and including "above" on

line 33 On page 7, beginning on line 30 after "dollars" strike all material down to and including "above" on

line 33 On page 8, beginning on line 11 after "dollars" strike all material down to and including "act" on line

On page 8, beginning on line 32 after "dollars" strike all material down to and including "above" on line 35

On page 9, beginning on line 11 after "dollars" strike all material down to and including "above" on line 13

On page 10, beginning on line 13 after "cents" strike all material down to and including "act" on line 19

On page 10, beginning on line 30 after "cents" strike all material down to and including "above" on line 33

On page 11, beginning on line 9 after "cents" strike all material down to and including "act" on line 14

On page 11, beginning on line 26 after "cents" strike all material down to and including "above" on line 29

On page 12, beginning on line 26 after "cents" strike all material down to and including "act" on line 32

On page 13, beginning on line 6 after "cents" strike all material down to and including "act" on line 12

On page 17, beginning on line 13 strike subsection (1) and renumber the remaining subsections consecutively.

Representatives Rust, Grimm and Rinehart spoke in favor of the amendments to the committee amendment, and Mr. Chandler spoke against them.

POINT OF INQUIRY

Ms. Rinehart yielded to question by Mr. Tupper.

Mr. Tupper: "Representative Rinehart, I'm concerned about the use of 'automatic escalators' as a phrase. I don't see a lot of difference between fixing a percentage for the costs that a student must pay as a percent of the cost of instruction and the difference between a fixed percentage on sales tax, which obviously escalates as the price of goods goes up, or a fixed percentage on property tax lid, which is 106%, which escalates as the price of property goes up."

Ms. Rinehart: "The difference is our sales taxes apply to the general population and this is one specific tax increase that pertains to one particular set of people."

Mr. McDonald spoke against the amendments to the committee amendment, and Representatives Burns and Erickson spoke in favor of them.

Mr. Nelson (G) demanded the previous question and a division was called on the demand.

ROLL CALL

The Clerk called the roll on the demand for the previous question on the debate of the amendments to the committee amendment to Substitute Senate Bill No. 4090, and the demand was not sustained by the following vote: Yeas, 49; nays, 47; not voting, 2.

Voting yea: Representatives Addison, Amen, Barr, Barrett, Berleen, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greeno, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lundquist, McDonald, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barnes, Becker, Bickham, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lewis, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Valle, Walk, Wang, Warnke, Williams.

Not voting: Representatives Bender, McGinnis.

Representatives Nelson (D), Hine, King (R) and Lux spoke in favor of the amendments to the committee amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representatives Rust, Rinehart and Burns to the committee amendment to Substitute Senate Bill No. 4090, and the amendments were not adopted by the following vote: Yeas, 39; nays, 58; not voting, 1.

Voting yea: Representatives Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greeno, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders,

Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Galloway.

Mr. Burns moved adoption of the following amendments by Representatives Burns, Sherman, Gruger and Rinehart to the committee amendment:

On page 6, line 26 after "for" strike all material down to and including "eight" on line 30 and insert "each academic year of the 1981-83 biennium shall be seven hundred eighty"

On page 7, line 8 after "for" strike all material down to and including "forty-eight" on line 13 and insert "each academic year of the 1981-83 biennium shall be nine hundred fifty-one"

On page 7, line 26 after "for" strike all material down to and including "seventy-nine" on line 30 and insert "each academic year of the 1981-83 biennium shall be one thousand two hundred forty-eight"

On page 8, line 6 after "for" strike all material down to and including "seventeen" on line 11 and insert "each academic year of the 1981-83 biennium shall be three thousand one hundred twenty"

On page 8, line 27 after "for" strike all material down to and including "forty-one" on line 32 and insert "each academic year of the 1981-83 biennium shall be three thousand seven hundred forty-four"

On page 9, line 6 after "for" strike all material down to and including "thirty-seven" on line 7 and insert "each academic year of the 1981-83 biennium shall be four thousand nine hundred ninety-two"

On page 10, line 9 after "for" strike all material down to and including "cents" on line 13 and insert "each academic year of the 1981-83 biennium shall be six hundred six dollars"

On page 10, line 26 after "for" strike all material down to and including "cents" on line 30 and insert "each academic year of the 1981-83 biennium shall be six hundred ninety dollars"

On page 11, line 4 after "for" strike all material down to and including "cents" on line 9 and insert "each academic year of the 1981-83 biennium shall be three thousand twenty-seven dollars"

On page 11, line 21 after "for" strike all material down to and including "cents" on line 26 and insert "each academic year of the 1981-83 biennium shall be thirty-six hundred thirty-three dollars"

On page 12, line 21 after "for" strike all material down to and including "cents" on line 26 and insert "each academic year of the 1981-83 biennium shall be three hundred fifty-four dollars"

On page 12, line 38 after "for" strike all material down to and including "cents" on page 13, line 6, and insert "each academic year for the 1981-83 biennium shall be one thousand nine hundred seventy-four dollars"

Representatives Burns and Rust spoke in favor of the amendments to the committee amendment, and Mr. Chandler spoke against them.

Mr. Burns spoke again in favor of the amendments, and Mr. Chandler again opposed them.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Burns and others to the committee amendment to Substitute Senate Bill No. 4090, and the amendments were not adopted by the following vote: Yeas, 41; nays, 55; not voting, 2.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King R., Kroidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Berleen, King J.

Ms. Gruger moved adoption of the following amendments by Representatives Gruger and Burns to the committee amendment:

On page 6, beginning on line 27 strike "nine hundred and twenty-one" and insert "eight hundred and seven"

On page 7, beginning on line 9 strike "one thousand one hundred and one" and insert "nine hundred and fifty-four"

On page 7, beginning on line 27 strike "one thousand seven hundred and ninety-one" and insert "one thousand five hundred"

On page 8, beginning on line 7 strike "two thousand nine hundred and ten" and insert "two thousand seven hundred and three"

On page 8, beginning on line 28 strike "three thousand four hundred and sixty-two" and insert "three thousand one hundred and eighty-six"

On page 9, beginning on line 7 strike "five thousand five hundred and ninety-two" and insert "four thousand nine hundred and forty-seven"

On page 10, beginning on line 10 strike "six hundred and eighty-two" and insert "six hundred and seven"

On page 10, beginning on line 27 strike "eight hundred eleven" and insert "seven hundred fifteen"

On page 12, beginning on line 22 strike "four hundred six" and insert "three hundred fifty-five"

On page 13, beginning on line 1 strike "one thousand seven hundred sixty-five" and insert "one thousand five hundred fifty-eight"

On page 11, beginning on line 5 strike "two thousand seven hundred twenty-five" and insert "two thousand four hundred twenty-eight"

On page 11, beginning on line 22 strike "three thousand two hundred fifty" and insert "two thousand eight hundred sixty-six"

Ms. Gruger spoke in favor of the amendments to the committee amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representatives Gruger and Burns to the committee amendment to Substitute Senate Bill No. 4090, and the amendments were not adopted by the following vote: Yeas, 41; nays, 57; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Mr. Heck moved adoption of the following amendments to the committee amendment:

On page 6, line 13 after "follows" strike all material down to and including "year" on line 17

On page 9, line 37 after "follows" strike all material down to and including "year" on page 10, line 3

On page 12, line 14 after "follows" strike all material down to and including "year" on line 18

On page 17, line 33 strike all of section 12 and renumber the remaining section consecutively.

Mr. Heck spoke in favor of the amendments to the committee amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Heck to the committee amendment to Substitute Senate Bill No. 4090, and the amendments were not adopted by the following vote: Yeas, 46; nays, 52; not voting, 0.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Nickell, North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Ms. Rust moved adoption of the following amendment by Representatives Rust and Maxie to the committee amendment:

On page 2, following line 26 add a new section as follows:

*NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW a new section to read as follows:

Operating fees shall be used as otherwise provided by law or by rule or regulation of the board of regents or board of trustees of each of the state's colleges or universities for the general operation and maintenance of their particular institution. Operating fees shall be maintained in local institutional funds and be identified within such funds. Such local funds shall be subject to the provisions of the budgeting and accounting act, chapter 43.88 RCW, and be subject to appropriate allotment controls by the office of financial management."

Renumber the remaining sections consecutively and correct internal references accordingly.

Representatives Rust, Grimm and Maxie spoke in favor of the amendment to the amendment, and Mr. McDonald spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Rust and Maxie to the committee amendment to Substitute Senate Bill No. 4090, and the amendment was not adopted by the following vote: Yeas, 46; nays, 50; not voting, 2.

Voting yea: Representatives Barnes, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Tupper, Valle, Van Dyken, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Thompson, Tilly, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Amen, Taylor.

Mr. McDonald moved adoption of the following amendments to the committee amendments:

On page 9, beginning on line 24 after "each" strike all material down to and including "dollars" on line 26 and insert "year of the 1981-83 biennium shall not exceed one hundred and thirty-eight dollars. In subsequent biennia the board of regents may increase the existing fee, consistent with budgeting procedures set forth in RCW 28B.15.045, by a percentage not to exceed the percentage increase in tuition and operating fees authorized in subsection (1) above: PROVIDED, That such percentage increase shall not apply to that portion of the services and activities fee previously committed to the repayment of bonded debt. The services and activities fee committee provided for in RCW 28B.15.045 may initiate a request to the governing board for a fee increase."

On page 12, beginning on line 3 after "each" strike all material down to and including "cents" on line 5 and insert "year of the 1981-83 biennium shall not exceed one hundred and eighty-four dollars and fifty cents. In subsequent biennia the board of trustees may increase the existing fee, consistent with budgeting procedures set forth in RCW 28B.15.045, by a percentage not to exceed the percentage increase in tuition and operating fees authorized in subsection (1) above: PROVIDED, That such percentage increase shall not apply to that portion of the services and activities fee previously committed to the repayment of bonded debt. The services and activities fee committee provided for in RCW 28B.15.045 may initiate a request to the governing board for a fee increase."

On page 13, beginning on line 23 after "each" strike all material down to and including "cents" on line 25 and insert "year of the 1981-83 biennium shall not exceed sixty-four dollars and fifty cents. In subsequent biennia the board of trustees may increase the existing fee, consistent with budgeting procedures set forth in RCW 28B.15.045, by a percentage not to exceed the percentage increase in tuition and operating fees authorized in subsection (1) above: PROVIDED, That such percentage increase shall not apply to that portion of the services and activities fee previously committed to the repayment of bonded debt. The services and activities fee committee provided for in RCW 28B.15.045 may initiate a request to the governing board for a fee increase."

Representatives McDonald and Becker spoke in favor of the amendments to the committee amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative McDonald to the committee amendment and the amendments were adopted by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Ms. Becker moved adoption of the following amendments by Representatives Becker, Van Dyken, Burns, Fiske and Nelson (D) to the committee amendment:

On page 9, line 17 strike all of subsection 7 and insert the following:

"(7) The boards of regents of each of the state universities shall charge and collect equally from each of the students registering at the particular institution and included in subsections (1) through (6) hereof a services and activities fee which for each year of the 1981-83 biennium shall not exceed one hundred thirty-eight dollars. In subsequent biennia, the services and activities fee may be increased by the board of regents when requested to do so by the services and activities fee committee consistent with budgeting procedures set

forth in RCW 28B.15.045, by a percentage not to exceed the percentage increase in tuition and operating fees authorized in subsection (1) above: PROVIDED, That such percentage increase shall not apply to that portion of the services and activities fee previously committed to the repayment of bonded debt."

On page 11, line 34 strike all of subsection (5) and insert the following:

"(5) The boards of trustees of each of the regional universities and the Evergreen State College shall charge and collect equally from each of the students registering at the particular institution and included in subsections (1) through (4) hereof a services and activities fee which for each year of the 1981-83 biennium shall not exceed one hundred eighty-four dollars and fifty cents. In subsequent biennia, the services and activities fee may be increased by the board of trustees when requested to do so by the services and activities fee committee consistent with budgeting procedures set forth in RCW 28B.15.045, by a percentage not to exceed the percentage increase in tuition and operating fees authorized in subsection (1) above: PROVIDED, That such percentage increase shall not apply to that portion of the services and activities fee previously committed to the repayment of bonded debt."

On page 13, line 16 strike all of subsection (3) and insert the following:

"(3) The boards of trustees of each of the state community colleges shall charge and collect equally from each of the students registering at the particular institution and included in subsections (1) through (2) hereof a services and activities fee which for each year of the 1981-83 biennium shall not exceed sixty-four dollars and fifty cents dollars. In subsequent biennia, the services and activities fee may be increased by the board of trustees when requested to do so by the services and activities fee committee consistent with budgeting procedures set forth in RCW 28B.15.045, by a percentage not to exceed the percentage increase in tuition and operating fees authorized in subsection (1) above: PROVIDED, That such percentage increase shall not apply to that portion of the services and activities fee previously committed to the repayment of bonded debt."

Representatives Becker, Gruger, Van Dyken and Rust spoke in favor of the amendments to the committee amendment, and Representatives McDonald and Chandler spoke against them.

Mr. Nelson (G) demanded the previous question, and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Becker and others to the committee amendment to Substitute Senate Bill No. 4090, and the amendments were not adopted by the following vote:

Yeas, 48; nays, 49; not voting, 1.

Voting yea: Representatives Barnes, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Fiske, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Gallagher.

Mr. Van Dyken moved adoption of the following amendment by Representatives Van Dyken and Becker to the committee amendment:

On page 17, following line 9 insert a new section to read as follows:

Sec. 11. Section 13, chapter 322, Laws of 1977 ex. sess. and RCW 28B.15.710 are each amended to read as follows:

(1) For the period commencing August 1, 1977, and ending July 31, 1981, those students enrolled in undergraduate programs at Washington state universities and regional universities and The Evergreen State College who are residents of the Canadian province of British Columbia, shall pay the same amount of general tuition, operating, and services and activities fees charged Washington resident students enrolled in the same programs: PROVIDED, That if a different tuition and fee schedule shall be charged Washington state students attending institutions of higher education located in the Canadian province of British Columbia than for resident students thereof, the provisions of this section shall cease to be in effect at the end of the fiscal year in which the different tuition and fee schedule is so charged.

(2) The council for postsecondary education shall review the costs of such pilot program and make recommendations to the legislative session, commencing January, 1981, on the possible continuation of this experimental program. Following such review, the legislature shall make the determination to extend or terminate the program.

(3) Notwithstanding the provisions of subsection (1) of this section, those residents of the Canadian province of British Columbia enrolled as full-time students in undergraduate programs during the spring quarter or second semester of the 1980-81 academic year at Washington state universities and regional universities and The Evergreen State College shall be entitled to pay, while completing their present programs or courses of study and as long as they remain continuously enrolled except for summer quarter or semester

as full-time undergraduate students, the same amount of general tuition, operating, and services and activities fees charged Washington residents enrolled in the same programs.

(4) The council for postsecondary education shall seek to negotiate with appropriate governmental officials or agencies of the Canadian province of British Columbia on establishing a fair and equitable cost-sharing tuition and fee reciprocity program for the residents of the state of Washington and the Canadian province of British Columbia. The council shall present any proposed agreement, finding, and recommendations to the legislative session beginning January, 1982.

Renumber the remaining sections consecutively.

Representatives Van Dyken and Becker spoke in favor of the amendment, and Representatives McDonald and Chandler spoke against it.

The amendment to the committee amendment was not adopted.

The committee amendment as amended was adopted.

On motion of Mr. Chandler, the committee amendment to the title was adopted.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Prince and Teutsch spoke in favor of passage of the bill, and Representatives Rust, Burns and Stratton spoke against it.

Mr. Grimm demanded an oral roll call vote and the demand was sustained.

Representatives Hine, Maxie, Grimm and Lux spoke against passage of the bill, and Representatives McDonald and Barrett spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4090 as amended by the House, and the bill passed the House by the following vote: Yeas, 54; nays, 44; not voting, 0.

Voting yea: Representatives Addison, Amen, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barnes, Barr, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinchart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Substitute Senate Bill No. 4090 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), Engrossed Substitute House Bill No. 648, Engrossed House Bill No. 212, Substitute Senate Bill No. 3063, Senate Bill No. 3375 and Substitute Senate Bill No. 4090 were ordered immediately transmitted to the Senate.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SECOND SUBSTITUTE HOUSE BILL NO. 246,
 SUBSTITUTE HOUSE BILL NO. 277,
 HOUSE BILL NO. 615,
 HOUSE BILL NO. 616,
 SUBSTITUTE HOUSE BILL NO. 747,
 HOUSE CONCURRENT RESOLUTION NO. 27.

MESSAGES FROM THE SENATE

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendment to SUBSTITUTE SENATE BILL NO. 3006, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3009, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3018, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendment to SUBSTITUTE SENATE BILL NO. 3024, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3131, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendment to SENATE BILL NO. 3143, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendment to SUBSTITUTE SENATE BILL NO. 3214, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendment to SENATE BILL NO. 3230, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendment to ENGROSSED SUBSTITUTE SENATE BILL NO. 3232, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3272, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendment to ENGROSSED SENATE BILL NO. 3304, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SENATE BILL NO. 3334, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SENATE BILL NO. 3343, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3355, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 3390, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 3456, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendment to ENGROSSED SUBSTITUTE SENATE BILL NO. 3636, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendment to SUBSTITUTE SENATE BILL NO. 3640, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3646, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 3705, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3866, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 4033, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 4085, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 4208, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 4360, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate refuses to recede from its amendments to SUBSTITUTE HOUSE BILL NO. 67, and asks the House for a conference thereon, and the President has appointed as Senate conferees: Senators Guess, Talley, Fuller.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House granted the request of the Senate for a conference on Substitute House Bill No. 67.

APPOINTMENT OF CONFEREES

The Speaker appointed Representatives Wilson, Chamberlain and Owen as House conferees on Substitute House Bill No. 67.

ENGROSSED SENATE BILL NO. 3931, by Senators Gaspard, Hemstad and Shinpoch (by Washington State Deferred Compensation Committee request):

Revising laws relating to deferred compensation plans.

The bill was read the second time. On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3931, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3931, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 4363, by Senators Shinpoch and Scott:

Modifying provisions relating to state funds.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 4363, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Senate Bill No. 4363, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3100, by Senators Moore, Gould, Talmadge, Shinpoch, Quigg and Woody:

Requiring both spouses to participate in the sale or encumbrance of a mobile home.

The House resumed consideration of the bill on second reading. (For previous action, see Journal, 101st Day, April 22, 1981.)

On motion of Mr. Hastings, the committee amendment to the title of the bill was adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3100 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Bill No. 3100 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker declared the House to be at ease until 7:00 p.m.

The Speaker called the House to order at 7:00 p.m.

SECOND READING

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 109, by Senators Jones, Fleming, Bottiger, Hayner and Quigg (by Lieutenant Governor request):

Establishing the Joint Select Legislative Committee on International Trade.

The resolution was read the second time.

On motion of Mr. Sanders, the following amendment was adopted:

On page 2, line 21 after "of the House" and before the comma insert "as Vice-chairman"

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Mr. Hastings spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 109 as amended by the House, and the resolution was adopted by the following vote: Yeas, 92; nays, 3; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Chandler, Ehlers, Nelson D.

Not voting: Representatives Berleen, Schmidt, Tupper.

Engrossed Senate Concurrent Resolution No. 109 as amended by the House, having received the constitutional majority, was declared adopted.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

April 24, 1981

HOUSE BILL NO. 753, Prime Sponsor: Committee on Revenue, relating to revenue and taxation. Reported by Committee on Revenue.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Hastings, Sanders.

Voting nay: Representatives Rinehart, Ranking Minority Member; Brown, Galloway, Granlund, Rust.

April 24, 1981

ENGROSSED SUBSTITUTE SENATE BILL NO. 3206, Prime Sponsor: Committee on State Government, implementing the law relating to control of liquor. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 3, chapter 62, Laws of 1933 ex. sess. as last amended by section 3, chapter 140, Laws of 1980 and RCW 66.04.010 are each amended to read as follows:

In this title, unless the context otherwise requires:

(1) 'Alcohol' is that substance known as ethyl alcohol, hydrated oxide of ethyl, or spirit of wine, which is commonly produced by the fermentation or distillation of grain, starch, molasses, or sugar, or other substances including all dilutions and mixtures of this substance. The term 'alcohol' does not include alcohol in the possession of a manufacturer or distiller of alcohol fuel, as described in RCW 66.12.130, which is intended to be denatured and used as a fuel for use in motor vehicles, farm implements, and machines or implements of husbandry.

(2) 'Beer' means any beverage obtained by the alcoholic fermentation of an infusion or decoction of pure hops, or pure extract of hops and pure barley malt or other wholesome grain or cereal in pure water containing not more than four percent of alcohol by weight, and not less than one-half of one percent of alcohol by volume. For the purposes of this title any such beverage, including ale, stout and porter, containing more than four percent of alcohol by weight shall be referred to as 'strong beer.'

(3) 'Brewer' means any person engaged in the business of manufacturing beer and malt liquor.

(4) 'Board' means the liquor control board, constituted under this title.

(5) 'Club' means an organization of persons, incorporated or unincorporated, operated solely for fraternal, benevolent, educational, athletic or social purposes, and not for pecuniary gain.

(6) 'Consume' includes the putting of liquor to any use, whether by drinking or otherwise.

(7) 'Dentist' means a practitioner of dentistry duly and regularly licensed and engaged in the practice of his profession within the state pursuant to chapter 18.32 RCW.

(8) 'Distiller' means a person engaged in the business of distilling spirits.

(9) 'Druggist' means any person who holds a valid certificate and is a registered pharmacist and is duly and regularly engaged in carrying on the business of pharmaceutical chemistry pursuant to chapter 18.64 RCW.

(10) 'Drug store' means a place whose principal business is, the sale of drugs, medicines and pharmaceutical preparations and maintains a regular prescription department and employs a registered pharmacist during all hours the drug store is open.

(11) 'Employee' means any person employed by the board, including a vendor, as hereinafter in this section defined.

(12) 'Fund' means 'liquor revolving fund.'

(13) 'Hotel' means every building or other structure kept, used, maintained, advertised or held out to the public to be a place where food is served and sleeping accommodations are offered for pay to transient guests, in which twenty or more rooms are used for the sleeping accommodation of such transient guests and having one or more dining rooms where meals are served to such transient guests, such sleeping accommodations and dining rooms being conducted in the same building and buildings, in connection therewith, and such structure or structures being provided, in the judgment of the board, with adequate and sanitary kitchen and dining room equipment and capacity, for preparing, cooking and serving suitable food for its guests: PROVIDED FURTHER, That in cities and towns of less than five thousand population, the board shall have authority to waive the provisions requiring twenty or more rooms.

(14) 'Imprisonment' means confinement in the county jail.

(15) 'Liquor' includes the four varieties of liquor herein defined (alcohol, spirits, wine and beer), and all fermented, spirituous, vinous, or malt liquor, or combinations thereof, and mixed liquor, a part of which is fermented, spirituous, vinous or malt liquor, or otherwise intoxicating; and every liquid or solid or semisolid or other substance, patented or not, containing alcohol, spirits, wine or beer, and all drinks or drinkable liquids and all preparations or mixtures capable of human consumption, and any liquid, semisolid, solid, or other substance, which contains more than one percent of alcohol by weight shall be conclusively deemed to be intoxicating.

(16) 'Manufacturer' means a person engaged in the preparation of liquor for sale, in any form whatsoever.

(17) 'Malt liquor' means beer, strong beer, ale, stout and porter.

(18) 'Package' means any container or receptacle used for holding liquor.

(19) 'Permit' means a permit for the purchase of liquor under this title.

(20) 'Person' means an individual, copartnership, association, or corporation.

(21) 'Physician' means a medical practitioner duly and regularly licensed and engaged in the practice of his profession within the state pursuant to chapter 18.71 RCW.

(22) 'Prescription' means a memorandum signed by a physician and given by him to a patient for the obtaining of liquor pursuant to this title for medicinal purposes.

(23) 'Public place' includes streets and alleys of incorporated cities and towns; state or county or township highways or roads; buildings and grounds used for school purposes; public dance halls and grounds adjacent thereto; those parts of establishments where beer may be sold under this title, soft drink establishments, public buildings, public meeting halls, lobbies, halls and dining rooms of hotels, restaurants, theatres, stores, garages and filling stations which are open to and are generally used by the public and to which the public is permitted to have unrestricted access; railroad trains, stages, and other public conveyances of all kinds and character, and the depots and waiting rooms used in conjunction therewith which are open to unrestricted use and access by the public; publicly owned bathing beaches, parks, and/or playgrounds; and all other places of like or similar nature to which the general public has unrestricted right of access, and which are generally used by the public.

(24) 'Regulations' means regulations made by the board under the powers conferred by this title.

(25) 'Restaurant' means any establishment provided with special space and accommodations where, in consideration of payment, food, without lodgings, is habitually furnished to the public, not including drug stores and soda fountains.

(26) 'Sale' and 'sell' include exchange, barter, and traffic; and also include the selling or supplying or distributing, by any means whatsoever, of liquor, or of any liquid known or described as beer or by any name whatever commonly used to describe malt or brewed liquor or of wine, by any person to any person; and also include a sale or selling within the state to a foreign consignee or his agent in the state.

(27) 'Soda fountain' means a place especially equipped with apparatus for the purpose of dispensing soft drinks, whether mixed or otherwise.

(28) 'Spirits' means any beverage which contains alcohol obtained by distillation, including wines exceeding ((seventeen)) twenty-four percent of alcohol by ((weight)) volume.

(29) 'Store' means a state liquor store established under this title.

(30) 'Tavern' means any establishment with special space and accommodation for sale by the glass and for consumption on the premises, of beer, as herein defined.

(31) 'Vendor' means a person employed by the board as a store manager under this title.

(32) 'Winery' means a business conducted by any person for the manufacture of wine for sale, other than a domestic winery.

(33) 'Domestic winery' means a place where wines are manufactured or produced within the state of Washington.

(34) 'Wine' means any alcoholic beverage obtained by fermentation of fruits (grapes, berries, apples, et cetera) or other agricultural product containing sugar, to which any saccharine substances may have been

added before, during or after fermentation, and containing not more than ~~((seventeen))~~ twenty-four percent of alcohol by ~~((weight))~~ volume, including sweet wines fortified with wine spirits, such as port, sherry, muscatel and angelica, not exceeding ~~((seventeen))~~ twenty-four percent of alcohol by ~~((weight))~~ volume.

(35) 'Beer wholesaler' means a person who buys beer from a brewer or brewery located either within or beyond the boundaries of the state for the purpose of selling the same pursuant to this title, or who represents such brewer or brewery as agent.

(36) 'Wine wholesaler' means a person who buys wine from a vintner or winery located either within or beyond the boundaries of the state for the purpose of selling the same not in violation of this title, or who represents such vintner or winery as agent.

Sec. 2. Section 71, chapter 62, Laws of 1933 ex. sess. as last amended by section 3, chapter 6, Laws of 1961 ex. sess. and RCW 66.08.024 are each amended to read as follows:

The state auditor shall audit the books, records, and affairs of the board annually: PROVIDED, That the total annual cost of such audit shall not exceed the sum of ~~((ten))~~ thirty thousand dollars. The board shall pay to the state treasurer for the credit of the state auditor, out of the liquor revolving fund, the sum of ~~((ten))~~ thirty thousand dollars a year, or so much thereof as is necessary, to defray the costs of such audits. The board may provide for additional audits by certified public accountants ~~((the total annual cost of which shall not exceed the sum of five thousand dollars))~~. All such audits shall be public records of the state. The payment of the audits provided for in this section shall be paid as provided in RCW 66.08.026 for other administrative expenses.

Sec. 3. Section 68, chapter 62, Laws of 1933 ex. sess. and RCW 66.08.080 are each amended to read as follows:

Except as provided by chapter 42.18 RCW, no member of the board and no employee of the board shall have any interest, directly or indirectly, in the manufacture of liquor or in any liquor sold under this title, or derive any profit or remuneration from the sale of liquor, other than the salary or wages payable to him in respect of his office or position, and shall receive no gratuity from any person in connection with such business.

Sec. 4. Section 56, chapter 62, Laws of 1933 ex. sess. and RCW 66.08.130 are each amended to read as follows:

For the purpose of obtaining information concerning any matter relating to the administration or enforcement of this title, the board, or any person appointed by it in writing for the purpose, may inspect the books and records of

(1) any manufacturer;

(2) any license holder;

(3) any drug store holding a permit to sell on prescriptions;

(4) the freight and express books and records and all waybills, bills of lading, receipts and documents in the possession of any common carrier doing business within the state, containing any information or record relating to any goods shipped or carried, or consigned or received for shipment or carriage within the state. Every manufacturer, license holder, drug store holding a permit to sell on prescriptions, and common carrier, and every owner or officer or employee of ~~((such common carrier))~~ the foregoing, who neglects or refuses to produce and submit for inspection any book, record or document referred to in this section when requested to do so by the board or by a person so appointed by it shall be guilty of a violation of this title.

NEW SECTION. Sec. 5. Marked increases in state and national consumption make it evident that our developing wine grape industry has a bright future. To help assure its success the legislature concludes that Washington State University should provide a sound research, extension, and resident instruction base for both wine grape production and the processing aspects of the wine industry.

Sec. 6. Section 77, chapter 62, Laws of 1933 ex. sess. as last amended by section 166, chapter 151, Laws of 1979 and RCW 66.08.180 are each amended to read as follows:

Moneys in the liquor revolving fund shall be distributed by the board at least once every three months in accordance with RCW 66.08.190, 66.08.200 and 66.08.210: PROVIDED, That the board shall reserve from distribution such amount not exceeding five hundred thousand dollars as may be necessary for the proper administration of this title: AND PROVIDED FURTHER, That all license fees, penalties and forfeitures derived under this act from class H licenses or class H licensees shall every three months be disbursed by the board to the University of Washington and to Washington State University for medical and biological research only, in such proportions as shall be determined by the board after consultation with the heads of said state institutions: AND PROVIDED FURTHER, That when the allocations in any biennium to the University of Washington and Washington State University shall amount to a total of one million dollars, the entire allocation for the remainder of the biennium shall be transferred to the general fund to be used by the department of social and health services solely to carry out the purposes of RCW 70.96.085, as now or hereafter amended: AND PROVIDED FURTHER, That twenty percent of the total amount derived from license fees pursuant to RCW 66.24.320, 66.24.330, 66.24.340, 66.24.350, 66.24.360, and 66.24.370, as such sections are now or hereafter amended, shall be transferred to the general fund to be used by the department of social and health services solely to carry out the purposes of RCW 70.96.085, as now or hereafter amended: AND PROVIDED FURTHER, That one-fourth cent per liter of the tax imposed by RCW 66.24.210 shall every three months be disbursed by the board to Washington State University solely for wine and wine grape research, extension programs related to wine and wine grape research, and resident instruction in both wine grape production and the processing aspects of the wine industry in accordance with

section 7 of this 1981 act. The director of financial management shall prescribe suitable accounting procedure to insure that the funds transferred to the general fund to be used by the department of social and health services and appropriated are separately accounted for.

NEW SECTION. Sec. 7. There is added to chapter 28B.30 RCW a new section to read as follows:

Revenues received from RCW 66.08.180 for wine and wine grape research, extension programs related to wine and wine grape research, and resident instruction in both wine grape production and the processing aspects of the wine industry by Washington State University shall be administered by the College of Agriculture. When formulating or changing plans for programs and research, the College of Agriculture shall confer with representatives of the Washington Wine Society.

Sec. 8. Section 2, chapter 140, Laws of 1980 as amended by section 1, chapter ... (SB 3039), Laws of 1981 and RCW 66.12.130 are each amended to read as follows:

Nothing in this title shall apply to or prevent the sale, importation, purchase, production, or blending of alcohol used solely for fuel to be used in motor vehicles, farm implements, and machines or implements of husbandry or in combination with gasoline or other petroleum products for use as such fuel. Manufacturers and distillers of such alcohol fuel are not required to obtain a license under this title, but such manufacturers and distillers shall register with the board as provided in section 9 of this 1981 act. Alcohol which is produced for use as fuel shall be denatured in accordance with a formula approved by the federal bureau of alcohol, tobacco and firearms prior to the removal of the alcohol from the premises as described in the approved federal permit application: PROVIDED, That alcohol which is being transferred between plants involved in the distillation or manufacture of alcohol fuel need not be denatured if it is transferred in accordance with federal bureau of alcohol, tobacco and firearms regulation 27 CFR 19.996 as existing on the effective date of ~~((this 1981 act))~~ chapter ... (SB 3039), Laws of 1981. The exemptions from the state liquor control laws provided by this section only apply to distillers and manufacturers of alcohol to be used solely for fuel as long as the manufacturers and distillers are the holders of an appropriate permit issued under federal law, provided that a copy of the permit is filed with the board.

NEW SECTION. Sec. 9. There is added to chapter 140, Laws of 1980 and to chapter 66.12 RCW a new section to read as follows:

(1) Manufacturers and distillers producing alcohol under RCW 66.12.130 shall register with the liquor control board prior to the production of any alcohol. Registration shall consist of providing the name and mailing address of the operator of the still and the location at which the still is operated. The certificate of registration expires three years from the date of issuance and may be renewed for additional three-year periods.

(2) The board may inspect the premises of the manufacturer or distiller at any time. Upon a finding by the board that a manufacturer or distiller has failed to comply with this chapter or the rules adopted by the board, the board may impose a civil penalty of not more than ten thousand dollars and may revoke the registration of the manufacturer or distiller for a period of three years.

NEW SECTION. Sec. 10. There is added to chapter 140, Laws of 1980 and to chapter 66.12 RCW a new section to read as follows:

By July 1, 1981, and prior to issuing any certificate of registration under section 9 of this 1981 act, the board shall adopt rules for the administration of this chapter. The rules shall be consistent with, and no more restrictive than, the policies of the federal bureau of alcohol, tobacco and firearms. The board shall strive to adopt rules and procedures which provide for cooperative administration of this chapter while avoiding unnecessary duplication with federal government activities.

Sec. 11. Section 7, chapter 62, Laws of 1933 ex. sess. as last amended by section 217, chapter 158, Laws of 1979 and RCW 66.16.040 are each amended to read as follows:

Except as otherwise provided by law, an employee in a state liquor store or agency may sell liquor to any person of legal age to purchase alcoholic beverages and may also sell to holders of permits such liquor as may be purchased under such permits.

Where there may be a question of a person's right to purchase liquor by reason of ~~((his))~~ age, such person shall be required to present any one of the following officially issued cards of identification which shows his/her correct age and bears his/her signature and photograph:

- (1) Liquor control authority card of identification of any state or province of Canada.
- (2) Driver's license, instruction permit or identification card of any state or province of Canada, or 'identocard' issued by the Washington state department of licensing pursuant to RCW 46.20.117.
- (3) United States active duty military identification.
- (4) Passport.
- (5) Merchant Marine identification card issued by the United States Coast Guard.

The board may adopt such regulations as it deems proper covering the acceptance of such cards of identification.

No liquor sold under this section shall be delivered until the purchaser has paid for the liquor in cash.

Sec. 12. Section 4, chapter 67, Laws of 1949 as last amended by section 4, chapter 173, Laws of 1975 1st ex. sess. and RCW 66.20.190 are each amended to read as follows:

In addition to the presentation by the holder and verification by the licensee or store employee of such card of identification, the licensee or store employee who is still in doubt about the true age of the holder shall require the person whose age may be in question to sign a certification card and record an accurate description and serial number of his card of identification thereon. Such statement shall be upon a five-inch by eight-inch file card, which card shall be filed alphabetically by the licensee or store employee at or before the close of business on the day on which the statement is executed, in the file box containing a suitable

alphabetical index and the card shall be subject to examination by any peace officer or agent or employee of the board at all times. The certification card shall also contain in bold-face type ~~((an affidavit))~~ a statement stating that the signer understands that conviction for unlawful purchase of alcoholic beverages or misuse of the certification card may result in criminal penalties including imprisonment or fine or both.

Sec. 13. Section 27, chapter 62, Laws of 1933 ex. sess. as last amended by section 33, chapter ... (SHB 101), Laws of 1981 and RCW 66.24.010 are each amended to read as follows:

(1) Every license shall be issued in the name of the applicant, and the holder thereof shall not allow any other person to use the license.

(2) For the purpose of considering any application for a license, the board may cause an inspection of the premises to be made, and may inquire into all matters in connection with the construction and operation of the premises. For the purpose of reviewing any application for a license and for considering the denial, suspension or revocation of any license, the liquor control board may consider any prior criminal conduct of the applicant and the provisions of RCW 9.95.240 and of chapter 9.96A RCW shall not apply to such cases. The board may, in its discretion, grant or refuse the license applied for. No retail license of any kind may be issued to:

~~((a))~~ ~~((A person who is not a citizen of the United States, except when the privilege is granted by treaty;~~
~~(b))~~ A person who has not resided in the state for at least one month prior to making application, except in cases of licenses issued to dining places on railroads, boats, or aircraft;

~~((c))~~ ~~A person who has been convicted of a felony within five years prior to filing his application;~~

~~(d))~~ (b) A copartnership, unless all of the members thereof are qualified to obtain a license, as provided in this section;

~~((e))~~ (c) A person whose place of business is conducted by a manager or agent, unless such manager or agent possesses the same qualifications required of the licensee;

~~((f))~~ (d) A corporation, unless ~~((all of the officers thereof are citizens of the United States))~~ it was created under the laws of the state of Washington or holds a certificate of authority to transact business in the state of Washington.

(3) The board may, in its discretion, subject to the provisions of RCW 66.08.150, suspend or cancel any license; and all rights of the licensee to keep or sell liquor thereunder shall be suspended or terminated, as the case may be. The board may request the appointment of administrative law judges under chapter 34... RCW (sections 1 through 12 of ~~((this 1981 act))~~ chapter ... (SHB 101), Laws of 1981) who shall have power to administer oaths, issue subpoenas for the attendance of witnesses and the production of papers, books, accounts, documents, and testimony, examine witnesses, and to receive testimony in any inquiry, investigation, hearing, or proceeding in any part of the state, under such rules and regulations as the board may adopt.

Witnesses shall be allowed fees ~~((at the rate of four dollars per day, plus ten cents per mile each way))~~ and mileage each way to and from any such inquiry, investigation, hearing, or proceeding at the rate authorized by RCW 34.04.105, as now or hereafter amended. Fees need not be paid in advance of appearance of witnesses to testify or to produce books, records, or other legal evidence.

In case of disobedience of any person to comply with the order of the board or a subpoena issued by the board, or any of its members, or administrative law judges, or on the refusal of a witness to testify to any matter regarding which he may be lawfully interrogated, the judge of the superior court of the county in which the person resides, on application of any member of the board or administrative law judge, shall compel obedience by contempt proceedings, as in the case of disobedience of the requirements of a subpoena issued from said court or a refusal to testify therein.

(4) Upon receipt of notice of the suspension or cancellation of a license, the licensee shall forthwith deliver up the license to the board. Where the license has been suspended only, the board shall return the license to the licensee at the expiration or termination of the period of suspension, with a memorandum of the suspension written or stamped upon the face thereof in red ink. The board shall notify all vendors in the city or place where the licensee has its premises of the suspension or cancellation of the license; and no employee may allow or cause any liquor to be delivered to or for any person at the premises of that licensee.

(5) ~~((Unless sooner canceled, every license issued by the board shall expire at midnight of the thirtieth day of June of the fiscal year for which it was issued. PROVIDED, That the foregoing expiration date shall not apply to class A, B, C, D, or H licenses issued for premises located on the site of any world exposition approved by the Bureau of International Expositions held in this state, and such licenses shall be valid without renewal for a period of two hundred days from and including the opening day of such exposition, or from and including such earlier date specified by the applicant.))~~ The board shall assign to each business an expiration date for all licenses or certificates of approval covered by this title. Following the assignment, unless sooner canceled, every license or certificate of approval issued by the board shall expire at midnight of the last day of the month on the twelfth month subsequent to issue.

(a) Each business shall be assigned a license or certificate of approval expiration date according to the schedule following below in this subsection. Fees for such licenses or certificates of approval shall be charged at full annual rate as outlined in chapter 66.24 RCW. The board shall prorate license or certificate of approval fees as necessary to implement the reassignment of expiration dates and to maintain the date assignment of each.

(i) New applicants; last day of the month of approval and issuance.

(ii) Existing business; distributed evenly on a monthly basis throughout the year.

(iii) New businesses; expiration date shall be adjusted as required to conform to a date simultaneous to the majority of the applicant's business branches.

(iv) Supplemental license(s); shall expire on the same date as the master.

(b) The board will consider requests from applicants for exceptions to assigned renewal dates. Approval shall be at the discretion of the board.

(c) All applications shall be submitted with a full year's fee for the type of license or certificate of approval for which the type of application is intended.

(d) All licenses or certificates of approval presently issued and covered under this title unless sooner discontinued or canceled shall be assigned not later than July 1, 1983, a license expiration date.

(e) Licenses issued under the provisions of RCW 66.24.310, as now or hereafter amended, are excluded from provisions of this subsection and unless sooner canceled shall expire at midnight of the thirtieth day of June of the fiscal year for which issued.

(6) Every license issued under this section shall be subject to all conditions and restrictions imposed by this title or by the regulations in force from time to time.

(7) Every licensee shall post and keep posted its license, or licenses, in a conspicuous place on the premises.

(8) Before the board shall issue a license to an applicant it shall give notice of such application to the chief executive officer of the incorporated city or town, if the application be for a license within an incorporated city or town, or to the county legislative authority, if the application be for a license outside the boundaries of incorporated cities or towns; and such incorporated city or town, through the official or employee selected by it, or the county legislative authority or the official or employee(;) selected by it, shall have the right to file with the board within twenty days after date of transmittal of such notice, written objections against the applicant or against the premises for which the license is asked, and shall include with such objections a statement of all facts upon which such objections are based, and in case written objections are filed, may request and the liquor control board may in its discretion hold a formal hearing subject to the applicable provisions of Title 34 RCW, as now or hereafter amended. Upon the granting of a license under this title the board shall ~~((cause))~~ send a duplicate of the license ~~((to be transmitted))~~ or written notification to the chief executive officer of the incorporated city or town in which the license is granted, or to the county legislative authority if the license is granted outside the boundaries of incorporated cities or towns.

(9) Before the board issues any license to any applicant, it shall give due consideration to the location of the business to be conducted under such license with respect to the proximity of churches, schools, and public institutions: PROVIDED, That the board shall issue no beer retailer license class A, B, ~~((or))~~ D, or E or wine retailer license class C or F or class H license covering any premises not now licensed, if such premises are within five hundred feet of the premises of any church, parochial, or tax-supported public elementary or secondary school measured along the most direct route over or across established public walks, streets, or other public passageway from the outer property line of the church or school grounds to the nearest public entrance of the premises proposed for license, unless the board shall receive written notice from an official representative or representatives of the schools and/or churches within five hundred feet of said proposed licensed premises, indicating to the board that there is no objection to the issuance of such license because of proximity to a school or church. For the purpose of this section, church shall mean a building erected for and used exclusively for religious worship and schooling or other activity in connection therewith.

(10) The restrictions set forth in the preceding subsection shall not prohibit the board from authorizing the transfer of existing licenses now located within the restricted area to other persons or locations within the restricted area: PROVIDED, Such transfer shall in no case result in establishing the licensed premises closer to a church or school than it was before the transfer.

Sec. 14. Section 23-U added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 11, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.025 are each amended to read as follows:

(1) The holder of one or more licenses may assign and transfer the same to any qualified person under such rules and regulations as the board may prescribe: PROVIDED, HOWEVER, That no such assignment and transfer shall be made which will result in both a change of licensee and change of location; the fee for such assignment and transfer shall be ~~((thirty-five))~~ seventy-five dollars: PROVIDED; FURTHER, that no fee will be charged for transfer to the surviving spouse only of a deceased licensee if the parties were maintaining a marital community and the license was issued in the names of one or both of the parties.

(2) The proposed sale of more than ten percent of the outstanding and/or issued stock of a licensed corporation or any proposed change in the officers of a licensed corporation must be reported to the board, and board approval must be obtained before such changes are made. A fee of seventy-five dollars will be charged for the processing of such change of stock ownership and/or corporate officers.

Sec. 15. Section 24-A added to chapter 62, Laws of 1933 ex. sess. by section 3, chapter 158, Laws of 1935 as last amended by section 2, chapter 204, Laws of 1973 1st ex. sess. and RCW 66.24.210 are each amended to read as follows:

There is hereby imposed upon all wines sold to wine wholesalers and the Washington state liquor control board, within the state a tax at the rate of ~~((seventy-five))~~ twenty and one-fourth cents per ~~((wine gallon))~~ liter: PROVIDED, HOWEVER, That wine sold or shipped in bulk from one winery to another winery shall not be subject to such ~~((gallonage))~~ tax. The tax herein provided for may, if so prescribed by the board, be collected by means of stamps to be furnished by the board, or by direct payments based on ~~((gallonage))~~ wine purchased by wine wholesalers. Every person purchasing wine under the provisions of this section shall ~~((report all sales to the board))~~ on or before the twentieth day of each month report to the board all purchases during the preceding calendar month in such manner ~~((at such times))~~ and upon such forms as may be prescribed by the board, and with such report shall pay the tax due from the purchases covered by such report unless the same has previously been paid. Any such purchaser of wine whose applicable tax payment is not postmarked by the twentieth day following the month of purchase will be assessed a penalty at the rate of two percent a month or fraction thereof. If this tax be collected by means of stamps, every such person shall procure from the board revenue stamps representing the tax in such form as the board shall prescribe and shall affix the same to the package or container in such manner and in such denomination as required by the board and shall cancel the same prior to the delivery of the package or container containing the wine to the purchaser. If the tax is not collected by means of stamps, the board may require that every such person shall execute to and file with the board a bond to be approved by the board, in such amount as the board may fix, securing the payment of the tax. If any such person fails to pay the tax when due, the board may forthwith suspend or cancel ~~((his))~~ the license until all taxes are paid.

Sec. 16. Section 23-B added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.240 are each amended to read as follows:

There shall be a license to brewers to manufacture malt liquors, fee per annum to be ~~((based on current fiscal year's production at the rate of fifty dollars per thousand barrels, with a minimum fee of two hundred fifty))~~ two thousand dollars, such license fee to be collected and paid under such rules and regulations as the board shall prescribe.

Sec. 17. Section 23-E added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.250 are each amended to read as follows:

There shall be a license to beer wholesalers to sell beer, manufactured within or without the state, to licensed wholesalers and/or to holders of beer retailer's licenses, and to export the same from the state; fee ~~((two hundred fifty))~~ five hundred dollars per annum for each distributing unit.

Sec. 18. Section 23-G added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.260 are each amended to read as follows:

(1) It shall be unlawful for any person, firm or corporation, to import beer into the state of Washington or to transport or cause the same to be transported into the state of Washington for sale therein, unless such person, firm or corporation, has obtained from the Washington state liquor control board and have in force a beer importer's license. The license fee for such beer importer's license shall be ~~((ten))~~ sixty dollars per annum;

(2) The beer importer's license herein provided for shall authorize the holder thereof to sell beer imported, or transported, or caused to be transported thereunder to licensed beer wholesalers within the state and to export the same from the state. Every person, firm or corporation, licensed as a beer importer, shall establish and maintain a principal office within the state, at which shall be kept proper records of all beer imported into the state, under his, their, or its license. No beer importer's license shall be granted to a non-resident of the state, nor to a corporation whose principal place of business is outside the state, until such applicant has established such principal office within the state as hereinbefore provided, and has designated a statutory agent within the state upon whom service can be made;

(3) Every beer importer's license issued under this title shall be subject to all conditions and restrictions imposed by this title, or by the rules and regulations of the board.

Sec. 19. Section 24, chapter 62, Laws of 1933 ex. sess. as amended by section 30, chapter 173, Laws of 1965 ex. sess. and RCW 66.24.290 are each amended to read as follows:

Any brewer or beer wholesaler licensed under this title may sell and deliver beer to holders of authorized licenses direct, but to no other person, other than the board; and every such brewer or beer wholesaler shall report all sales to the board monthly, pursuant to the regulations, and shall pay to the board as an added tax for the privilege of manufacturing and selling the beer within the state a tax of ~~((one))~~ two dollars and sixty cents per barrel of thirty-one gallons on sales to licensees within the state and on sales to licensees within the state of bottled and canned beer shall pay a tax computed in gallons at the rate of ~~((one))~~ two dollars and ~~((fifty))~~ sixty cents per barrel of thirty-one gallons. Any brewer or beer wholesaler whose applicable tax payment is not postmarked by the twentieth day following the month of sale will be assessed a penalty at the rate of two percent per month or fraction thereof. Each such brewer or wholesaler shall procure from the board revenue stamps representing such tax in form prescribed by the board and shall affix the same to the barrel or package in such manner and in such denominations as required by the board, and shall cancel the same prior to commencing delivery from his place of business or warehouse of such barrels or packages. Beer shall be sold by brewers and wholesalers in sealed barrels or packages. The revenue stamps herein provided for need not be affixed and canceled in the making of resales of barrels or packages already taxed by the affixation and cancellation of stamps as provided in this section.

The above tax shall not apply to 'strong beer' as defined in this title.

Sec. 20. Section 2, chapter 263, Laws of 1957 as amended by section 1, chapter 112, Laws of 1969 ex. sess. and RCW 66.24.410 are each amended to read as follows:

(1) 'Spirituous liquor,' as used in RCW 66.24.400 to 66.24.470, as now or hereafter amended, inclusive, means 'liquor' as defined in RCW 66.04.010(16), except 'wine' and 'beer' sold as such.

(2) 'Restaurant' as used in RCW 66.24.400 to 66.24.470, as now or hereafter amended, inclusive, means an establishment provided with special space and accommodations where, in consideration of payment, food, without lodgings, is habitually furnished to the public, not including drug stores and soda fountains: PROVIDED, That such establishments shall be approved by the board and that the board shall be satisfied that such establishment is maintained in a substantial manner as a place for preparing, cooking and serving of complete meals. The service of only fry orders or such food and victuals as sandwiches, hamburgers, or salads shall not be deemed in compliance with this definition.

(3) 'Hotel,' 'clubs,' 'wine' and 'beer' are used in RCW 66.24.400 to 66.24.470, as now or hereafter amended, inclusive, with the meaning given in chapter 66.04 RCW: PROVIDED, That any such hotel shall be provided with special space and accommodations where, in consideration of payment, food is habitually furnished to the public: PROVIDED FURTHER, That the board shall be satisfied that such hotel is maintained in a substantial manner as a place for preparing, cooking and serving of complete meals. The service of only fry orders, sandwiches, hamburgers, or salads shall not be deemed in compliance with this definition.

Sec. 21. Section 23-T added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 6, chapter 5, Laws of 1949 and RCW 66.24.450 are each amended to read as follows:

No club shall be entitled to a class H license:

(1) Unless such club (~~had been in operation at least three years prior to December 2, 1948, or, the club, being thereafter formed, had~~) has been in continuous operation for at least one year immediately prior to the date of its application for such license;

(2) Unless the club premises be constructed and equipped, conducted, managed, and operated to the satisfaction of the board and in accordance with this title and the regulations made thereunder;

(3) Unless the board shall have determined pursuant to any regulations made by it with respect to clubs, that such club is a bona fide club; it being the intent of this section that license shall not be granted to a club which is, or has been, primarily formed or activated to obtain a license to sell liquor, but solely to a bona fide club, where the sale of liquor is incidental to the main purposes of the club, as defined in RCW 66.04.010(5)(c);

(4) Each club holding a club license under this section prior to its amendment by this act [1949 c 5 § 6] shall have a period of six months, from and after December 2, 1948, to apply for and obtain a class H license. From and after six months after December 2, 1948, each club license granted under this section prior to its amendment by this act [1949 c 5 § 6] shall be null and void. The board shall reserve a sufficient number of class H licenses to license each club which has been in operation for one year prior to December 2, 1948. PROVIDED, That such club qualifies therefor under the provisions of this title).

Sec. 22. Section 1, chapter 55, Laws of 1967 as last amended by section 5, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.490 are each amended to read as follows:

There shall be a retailer's license to be designated as a class I license; this shall be a special occasion license to be issued to the holder of a class H license to extend his privilege of selling and serving spirituous liquor by the individual glass, beer, and wine, at retail, for consumption on the premises, to members and guests of a society or organization on special occasions at a specified date and place when such special occasions of such groups are held on premises other than ((&)) the class H licensed premises and for consumption on the premises of such outside location. The holder of such special occasion license shall be allowed to remove from his liquor stocks at his licensed class H premises, liquor for sale and service at such special occasion locations: PROVIDED, ((That such special license shall be issued only when the facilities of class H licensees in the particular city or county are not suitable and adequate to accommodate the number of persons attending such special occasion: AND PROVIDED FURTHER;) That the Washington state liquor control board may issue banquet permits when such groups prefer to provide their own liquor under such a permit rather than avail themselves of sale and service of liquor by the holder of a class I license. Such special class I license shall be issued for a specified date and place and upon payment of a fee of twenty-five dollars per day.

Sec. 23. Section 52, chapter 62, Laws of 1933 ex. sess. as amended by section 7, chapter 174, Laws of 1935 and RCW 66.28.090 are each amended to read follows:

(1) All licensed premises used in the manufacture, storage, or sale of liquor, or any premises or parts of premises used or in any way connected, physically or otherwise, with the licensed business, and/or any premises where a banquet permit has been granted, shall at all times be open to inspection by any liquor enforcement officer, inspector or peace officer.

(2) Every person, being on any such premises and having charge thereof, who refuses or fails to admit ((am)) a liquor enforcement officer, inspector or peace officer demanding to enter therein in pursuance of this section in the execution of his/her duty, or who obstructs or attempts to obstruct the entry of such liquor enforcement officer, inspector or officer of the peace, or who refuses to allow a liquor enforcement officer, and/or an inspector to examine the books of the licensee, or who refuses or neglects to make any return required by this title or the regulations, shall be guilty of a violation of this title.

Sec. 24. Section 34, chapter 62, Laws of 1933 ex. sess. and RCW 66.44.100 are each amended to read as follows:

Except as permitted by this title, no person shall open the package containing liquor or consume liquor in a public place. Every person who violates any provision of this section shall be guilty of a misdemeanor, and on conviction thereof shall be fined not more than ((ten)) one hundred dollars.

Sec. 25. Section 93, chapter 62, Laws of 1933 ex. sess. as amended by section 16, chapter 174, Laws of 1935 and RCW 66.44.180 are each amended to read as follows:

Every person guilty of a violation of this title for which no penalty has been specifically provided shall be liable, on conviction, for a first offense to a penalty of not more than ~~((three))~~ five hundred dollars, or to imprisonment for not more than two months, ~~((with or without hard labor;))~~ or both; for a second offense to imprisonment for not more than six months ~~((with or without hard labor;))~~; and for a third or subsequent offense to imprisonment for not more than one year ~~((with or without hard labor;))~~. If the offender convicted of an offense referred to in this section is a corporation, it shall for a first offense be liable to a penalty of not more than ~~((two))~~ five thousand dollars, and for a second or subsequent offense to a penalty of not more than ~~((three))~~ ten thousand dollars, or to forfeiture of its corporate license, or both.

Every justice of the peace and magistrate shall have concurrent jurisdiction with superior court judges of the state of Washington of all violations of the provisions of this title and may impose any punishment provided therefor.

Sec. 26. Section 3, chapter 49, Laws of 1965 and RCW 66.44.292 are each amended to read as follows:

The Washington state liquor control board shall furnish ~~((a certified transcript))~~ notification of any hearing or hearings held, wherein any licensee or his employee is found to have sold liquor to a minor, to the prosecuting attorney of the county in which the sale took place, upon which the prosecuting attorney may formulate charges against said minor or minors for such violation of ~~((this act))~~ RCW 66.44.290 as may appear. ~~((The transcript shall not be admissible in evidence at the trial upon any such charges, except to impeach or contradict the testimony of a witness.))~~

Sec. 27. Section 36-A added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 245, Laws of 1943 and RCW 66.44.310 are each amended to read as follows:

(1) Except as otherwise provided by RCW 66.44.316 and 66.44.350, it shall be a misdemeanor,

(a) To serve or allow to remain on the premises of any tavern, or cocktail lounge portion of any class H licensed premises, any person under the age of twenty-one years;

(b) For any person under the age of twenty-one years to enter or remain on the premises of any tavern, or cocktail lounge portion of any public class H licensed premises;

(c) For any person under the age of twenty-one years to represent his age as being twenty-one or more years for the purpose of securing admission to, or remaining on the premises of, any tavern or cocktail lounge portion of any class H licensed premises.

(2) The Washington state liquor control board shall have the power and it shall be its duty to classify the various licensees, as taverns or otherwise, within the meaning of this title, except bona fide restaurants, dining rooms and cafes serving commercial food to the public shall not be classified as taverns during the hours such food service is made available to the public.

Sec. 28. Section 82.08.150, chapter 15, Laws of 1961 as last amended by section 1, chapter 204, Laws of 1973 1st ex. sess. and RCW 82.08.150 are each amended to read as follows:

(1) There is levied and shall be collected a tax upon each retail sale of spirits, or strong beer in the original package at the rate of ~~((ten))~~ fifteen percent of the selling price ~~((and the term "retail sale" as used herein shall include, in addition to the meaning ascribed thereto in chapter 82.04 RCW, any sale for resale to the holder of a class C, class F, class H or combined class C and class F license issued by the Washington state liquor control board))~~. The tax imposed in this subsection shall apply to all such sales ~~((of spirits, or strong beer))~~ including sales by the Washington state liquor stores and agencies, ((including)) but excluding sales to class H licensees. ((The tax imposed in RCW 82.08.020 as now or hereafter amended shall not apply to sales by the Washington state liquor control board stores and agencies of products subject to the tax imposed by this section.))

(2) There is levied and shall be collected ~~((from and after the first day of April, 1959, an additional))~~ a tax upon each ~~((retail))~~ sale of spirits, or strong beer in the original package at the rate of ~~((five))~~ ten percent of the selling price ~~((and the term "retail sale" as used herein shall include the meaning ascribed thereto in chapter 82.04 RCW. The additional tax imposed in this paragraph shall apply to the sale of spirits, or strong beer by the))~~ on sales by Washington state liquor stores and agencies ((excluding sales)) to class H licensees. ((The tax imposed in RCW 82.08.020 as now or hereafter amended shall not apply to sales by the Washington state liquor control board stores and agencies of products subject to the tax imposed by this paragraph.))

(3) There is levied and shall be collected ~~((from and after the first day of July, 1971,))~~ an additional tax upon each retail sale of spirits in the original package at the rate of ~~((four cents per fluid ounce or fraction thereof contained in such original package, and the term "retail sale" as used herein shall include the meaning ascribed thereto in chapter 82.04 RCW))~~ one dollar and seventy-two cents per liter. The additional tax imposed in this ((paragraph)) subsection shall apply to ((the sale of spirits)) all such sales including sales by ((the)) Washington state liquor stores and agencies, and including sales to class H licensees. ((The tax imposed in RCW 82.08.020 as now or hereafter amended shall not apply to sales subject to the tax imposed by this paragraph. On or before the twenty-fifth day of each month beginning with the month of July, 1961, the Washington state liquor control board shall remit to the state department of revenue, to be deposited with the state treasurer, all moneys collected by it under this paragraph during the preceding month on sales made and subject to this paragraph. Upon receipt of such moneys the state treasurer shall deposit them in the state general fund and the provisions of RCW 82.08.160 and 82.08.170, and the provisions of chapter 66.08 RCW relating to deposits, apportionment and distribution, shall have no application to the collections under this paragraph.))

(4) The tax imposed in RCW 82.08.020, as now or hereafter amended, shall not apply to sales of spirits or strong beer in the original package.

(5) The taxes imposed in this section shall be paid by the buyer to the seller, and each seller shall collect from the buyer the full amount of the tax payable in respect to each taxable sale under this section. The taxes required by this section to be collected by the seller shall be stated separately from the selling price and for purposes of determining the tax due from the buyer to the seller, it shall be conclusively presumed that the selling price quoted in any price list does not include the taxes imposed by this section.

(6) As used in this section, the terms, 'spirits,' ('~~wine,-~~') 'strong beer,' and 'package' shall have the meaning ascribed to them in chapter 66.04 RCW.

Sec. 29. Section 82.08.160, chapter 15, Laws of 1961 as amended by section 12, chapter 21, Laws of 1969 ex. sess. and RCW 82.08.160 are each amended to read as follows:

~~((+)) On or before the ((fifteenth)) twenty-fifth day of each month ((beginning with the month of June, 1955, the Washington state liquor control board)), all taxes collected under RCW 82.08.150 during the preceding month shall ((remit) be remitted to the state department of revenue, to be deposited with the state treasurer ((- all moneys collected by it under this chapter during the preceding month on sales made in state liquor stores and agencies)). Upon receipt of such moneys the state treasurer shall credit sixty-five percent of the sums collected and remitted under RCW 82.08.150 (1) and (2) and one hundred percent of the sums collected and remitted under RCW 82.08.150(3) to the state general fund and thirty-five percent of the sums collected and remitted under RCW 82.08.150 (1) and (2) to a fund which is hereby created to be known as the 'liquor excise tax fund.'~~

~~((2) On or before the fifteenth day of each month beginning with the month of August, 1969, all moneys collected during the preceding month on sales of wine, other than that collected by the Washington state liquor control board, pursuant to subsection (1) of RCW 82.08.150, as now or hereafter amended, shall be deposited with the state treasurer and credited by him as follows: Sixty percent of the sums so deposited shall be credited to the state general fund and forty percent of the sums so deposited shall be credited to the liquor excise tax fund:))~~

NEW SECTION. Sec. 30. There is added to chapter 62, Laws of 1933 ex. sess. and to chapter 66.44 RCW a new section to read as follows:

No person shall knowingly or willfully resist or oppose any state, county, or municipal peace officer, or liquor enforcement officer, in the discharge of his/her duties under Title 66 RCW, or aid and abet such resistance or opposition. Any person who violates this section shall be guilty of a violation of this title and subject to arrest by any such officer.

Sec. 31. Section 23-D added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.140 are each amended to read as follows:

There shall be a license to distillers, including blending, rectifying and bottling; fee ~~((one)) two~~ thousand dollars per annum: PROVIDED, That the board shall license stills used and to be used solely and only by a commercial chemist for laboratory purposes, and not for the manufacture of liquor for sale, at a fee of ~~((ten)) twenty~~ dollars per annum: PROVIDED, FURTHER, That the board shall license stills used and to be used solely and only for laboratory purposes in any school, college or educational institution in the state, without fee: PROVIDED, FURTHER, That the board shall license stills which shall have been duly licensed as fruit and/or wine distilleries by the federal government, used and to be used solely as fruit and/or wine distilleries in the production of fruit brandy and wine spirits, at a fee of ~~((fifty)) two hundred~~ dollars per annum.

Sec. 32. Section 23-A added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.150 are each amended to read as follows:

There shall be a license to manufacturers of liquor, including all kinds of manufacturers except those licensed as distillers, brewers, wineries, and domestic wineries, authorizing such licensees to manufacture, import, sell, and export liquor from the state; fee ~~((two hundred fifty)) five hundred~~ dollars per annum.

Sec. 33. Section 1, chapter 13, Laws of 1970 ex. sess. and RCW 66.24.160 are each amended to read as follows:

A liquor importer's license may be issued to any qualified person, firm or corporation, entitling the holder thereof to import into the state any liquor other than beer or wine; to store the same within the state, and to sell and export the same from the state; fee ~~((three)) six~~ hundred dollars per annum. Such liquor importer's license shall be subject to all conditions and restrictions imposed by this title or by the rules and regulations of the board, and shall be issued only upon such terms and conditions as may be imposed by the board. No liquor importer's license shall be required in sales to the Washington state liquor control board.

Sec. 34. Section 23-C added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 1, chapter 172, Laws of 1939 and RCW 66.24.170 are each amended to read as follows:

~~((+)) There shall be a license to domestic wineries; fee to be computed only on the ((gallonage)) liters manufactured: ((Twenty-five)) One hundred ((gallons)) thousand liters or less per year, ((fifteen)) one hundred dollars per year; ((over twenty-five hundred gallons to ten thousand gallons per year, thirty dollars per year; over ten thousand gallons to twenty-five thousand gallons per year, fifty dollars per year;)) over ((twenty-five)) one hundred thousand ((gallons)) liters to seven hundred fifty thousand ((gallons)) liters per year, ((seventy-five)) four hundred dollars per year; ((over fifty thousand gallons to one hundred thousand gallons per year, one hundred and twenty-five dollars per year; over one hundred thousand gallons to two hundred thousand gallons per year, two hundred dollars per year;)) and over ((two hundred)) seven hundred fifty thousand ((gallons to five hundred thousand gallons)) liters per year, ((two hundred and fifty)) eight~~

~~hundred dollars per year (for each five hundred thousand gallons or fraction thereof over five hundred thousand gallons, an additional one hundred and fifty dollars per year).~~

Any applicant for a domestic winery license shall, at the time of filing application for license, accompany such application with a license fee based upon a reasonable estimate of the amount of wine (~~gallonage~~) liters to be manufactured by such applicant. Persons holding domestic winery licenses shall report annually at the end of each fiscal year, at such time and in such manner as the board may prescribe, the amount of wine manufactured by them during the fiscal year. If the total amount of wine manufactured during the year exceeds the amount permitted annually by the license fee already paid the board, the licensee shall pay such additional license fee as may be unpaid in accordance with the schedule provided in this section.

~~((2) There shall be a license to wineries, other than domestic wineries, fee to be computed and paid upon the same basis and subject to the same requirements as domestic wineries-))~~

Sec. 35. Section 23-K added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 2, chapter 21, Laws of 1969 ex. sess. and RCW 66.24.200 are each amended to read as follows:

There shall be a license to wine wholesalers to sell wine, manufactured within or without the state, to licensed wholesalers and/or to holders of wine retailer's licenses and to export the same from the state; fee ~~((two hundred fifty))~~ five hundred dollars per annum for each distributing unit.

Sec. 36. Section 9, chapter 21, Laws of 1969 ex. sess. and RCW 66.24.204 are each amended to read as follows:

(1) It shall be unlawful for any person, firm or corporation, to import wine into the state of Washington or to transport or cause the same to be transported into the state of Washington for sale therein, unless such person, firm or corporation, has obtained from the Washington state liquor control board and have in force a wine importer's license. The license fee for such wine importer's license shall be ~~((thirty))~~ sixty dollars per annum;

(2) The wine importer's license herein provided for shall authorize the holder thereof to sell wine imported, or transported, or caused to be transported thereunder to licensed wine wholesalers within the state and to export the same from the state. Every person, firm or corporation, licensed as a wine importer, shall establish and maintain a principal office within the state, at which shall be kept proper records of all wine imported into the state, under his, their, or its license. No wine importer's license shall be granted to a nonresident of the state, nor to a corporation whose principal place of business is outside the state, until such applicant has established such principal office within the state as hereinbefore provided, and has designated a statutory agent within the state upon whom service can be made;

(3) Every wine importer's license issued under this title shall be subject to all conditions and restrictions imposed by this title, or by the rules and regulations of the board.

Sec. 37. Section 10, chapter 21, Laws of 1969 ex. sess. as amended by section 13, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.206 are each amended to read as follows:

No wine wholesaler nor wine importer shall purchase any wine not manufactured within the state of Washington by a winery holding a license as a manufacturer of wine from the state of Washington, and/or transport or cause the same to be transported into the state of Washington for resale therein, unless the winery or manufacturer of such wine, or the licensed importer of wine produced outside the United States, has obtained from the Washington state liquor control board a certificate of approval, as hereinafter provided. The certificate of approval herein provided for shall not be granted unless and until such winery, manufacturer, or licensed importer of wine produced outside the United States, shall have made a written agreement with the board to furnish to the board, on or before the ~~((tenth))~~ twentieth day of each month, a report under oath, on a form to be prescribed by the board, showing the quantity of wine sold or delivered to each licensed wine importer, or imported by the licensed importer of wine produced outside the United States, during the preceding month, and shall further have agreed with the board, that such wineries, manufacturers, or licensed importers of wine produced outside the United States, and all general sales corporations or agencies maintained by them, and all of their trade representatives and agents, shall and will faithfully comply with all laws of the state of Washington pertaining to the sale of intoxicating liquors and all rules and regulations of the Washington state liquor control board. If any such winery, manufacturer, or licensed importer of wine produced outside the United States, shall, after obtaining such certificate, fail to submit such report, or if such winery, manufacturer, or licensed importer of wine produced outside the United States, or general sales corporations or agencies maintained by them, or their trade representatives or agents, shall violate the terms of such agreement, the board shall, in its discretion, suspend or revoke such certificate: PROVIDED, HOWEVER, That such certificates of approval shall ((be issued)) only ((for)) authorize the holder thereof to ship or import into the state of Washington specifically named designated and identified types of wine which conform to the provisions of RCW 66.28.110 and for which the liquor control board has issued a certificate of label approval. The Washington state liquor control board shall not certify wines labeled with names which may be confused with other nonalcoholic beverages, whether manufactured or produced from a domestic winery or imported, nor wines which fail to meet quality standards established by the board.

The fee for the certificate of approval, issued pursuant to the provisions of this title, shall be ~~((fifty))~~ one hundred dollars per annum, which sum shall accompany the application for such certificate.

Sec. 38. Section 23-F added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 14, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.270 are each amended to read as follows:

(1) Every person, firm or corporation, holding a license to manufacture malt liquors within the state of Washington, shall, on or before the ((tenth)) twentieth day of each month, furnish to the Washington state liquor control board, on a form to be prescribed by the board, a statement showing the quantity of malt liquors sold for resale during the preceding calendar month to each beer wholesaler within the state of Washington;

(2) No beer wholesaler nor beer importer shall purchase any beer not manufactured within the state of Washington by a brewer holding a license as a manufacturer of malt liquors from the state of Washington, and/or transport or cause the same to be transported into the state of Washington for resale therein, unless the brewer or manufacturer of such beer or the licensed importer of beer produced outside the United States has obtained from the Washington state liquor control board a certificate of approval, as hereinafter provided. The certificate of approval herein provided for shall not be granted unless and until such brewer or manufacturer of malt liquors or the licensed importer of beer produced outside the United States shall have made a written agreement with the board to furnish to the board, on or before the ((tenth)) twentieth day of each month, a report under oath, on a form to be prescribed by the board, showing the quantity of beer sold or delivered to each licensed beer importer or imported by the licensed importer of beer produced outside the United States during the preceding month, and shall further have agreed with the board, that such brewer or manufacturer of malt liquors or the licensed importer of beer produced outside the United States and all general sales corporations or agencies maintained by such brewers or manufacturers or importers, and all trade representatives or agents of such brewer or manufacturer of malt liquors or the licensed importer of beer produced outside the United States, and of such general sales corporations and agencies, shall and will faithfully comply with all laws of the state of Washington pertaining to the sale of intoxicating liquors and all rules and regulations of the Washington state liquor control board. If any such brewer or manufacturer of malt liquors or the licensed importer of beer produced outside the United States shall, after obtaining such certificate, fail to submit such report, or if such brewer or manufacturer of malt liquors or the licensed importer of beer produced outside the United States or general sales corporation or agency maintained by such brewers or manufacturers or importers, or any representative or agent thereof, shall violate the terms of such agreement, the board shall, in its discretion, suspend or revoke such certificate;

(3) The fee for the certificate of approval, issued pursuant to the provisions of this title, shall be ((fifty)) one hundred dollars per annum, which sum shall accompany the application for such certificate.

Sec. 39. Section 23-I added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 1, chapter 74, Laws of 1975-'76 2nd ex. sess. and RCW 66.24.310 are each amended to read as follows:

(1) No person shall canvass for, solicit, receive, or take orders for the purchase or sale of liquor, nor contact any licensees of the board in goodwill activities, unless such person shall be the accredited representative of a person, firm, or corporation holding a certificate of approval issued pursuant to RCW 66.24.270 or 66.24.206, a beer wholesaler's license, a brewer's license, a beer importer's license, a domestic winery license, a wine importer's license, or a wine wholesaler's license within the state of Washington, or the accredited representative of a distiller, manufacturer, importer, or distributor of spiritous liquor, or foreign produced beer or wine, and shall have applied for and received an agent's license: PROVIDED, HOWEVER, That the provisions of this section shall not apply to drivers who deliver beer or wine;

(2) Every agent's license issued under this title shall be subject to all conditions and restrictions imposed by this title or by the rules and regulations of the board; the board, for the purpose of maintaining an orderly market, may limit the number of agent's licenses issued for representation of specific classes of eligible employers;

(3) Every application for an agent's license must be approved by a holder of a certificate of approval issued pursuant to RCW 66.24.270 or 66.24.206, a licensed beer wholesaler, a licensed brewer, a licensed beer importer, a licensed domestic winery, a licensed wine importer, a licensed wine wholesaler, or by a distiller, manufacturer, importer, or distributor of spiritous liquor, or foreign produced beer or wine, as the rules and regulations of the board shall require;

(4) The fee for an agent's license shall be ((fifteen)) twenty-five dollars per annum;

(5) An accredited representative of a distiller, manufacturer, importer, or distributor of spiritous liquor may, after he has applied for and received an agent's license, contact retail licensees of the board only in goodwill activities pertaining to spiritous liquor products.

Sec. 40. Section 23-M added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 1, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.320 are each amended to read as follows:

There shall be a beer retailer's license to be designated as a class A license to sell beer at retail, for consumption on the premises and to sell unpasteurized beer for consumption off the premises: PROVIDED, HOWEVER, That unpasteurized beer so sold must be in original sealed packages of the manufacturer or bottler of not less than seven and three-fourths gallons: AND PROVIDED FURTHER, That unpasteurized beer may be sold to a purchaser in a sanitary container brought to the premises by the purchaser and filled at the tap by the retailer at the time of sale; such license to be issued only to hotels, restaurants, drug stores or soda fountains, dining places on boats and airplanes, to clubs, and at sports arenas or race tracks during recognized professional athletic events. The annual fee for said license, if issued in cities and towns, shall be graduated according to the population thereof as follows:

((Cities and towns of less than 10,000; fee \$62.50;

Cities and towns of 10,000 and less than 100,000; fee \$125.00;

Cities and towns of 100,000 or over; fee \$187.50;))

<u>Cities and towns</u>	<u>Fee</u>
<u>Less than 20,000</u>	<u>\$150</u>
<u>20,000 or over</u>	<u>\$300</u>

The annual fee for such license, if issued outside of cities and towns, shall be ~~((sixty-two))~~ one hundred fifty dollars ~~((and fifty cents))~~: PROVIDED, HOWEVER, That ~~((where dancing is permitted on the premises, the fee shall be one hundred eighty-seven dollars and fifty cents;))~~ the annual license fee for such license, if issued to dining places on vessels not exceeding one thousand gross tons, plying on inland waters of the state of Washington on regular schedules, shall be ~~((sixty-two))~~ one hundred fifty dollars ~~((and fifty cents))~~.

Sec. 41. Section 23-N added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 2, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.330 are each amended to read as follows:

There shall be a beer retailer's license to be designated as a class B license to sell beer at retail, for consumption on the premises and to sell unpasteurized beer for consumption off the premises: PROVIDED, HOWEVER, That unpasteurized beer so sold must be in original sealed packages of the manufacturer or bottler of not less than seven and three-fourths gallons: AND PROVIDED FURTHER, That unpasteurized beer may be sold to a purchaser in a sanitary container brought to the premises by the purchaser and filled at the tap by the retailer at the time of sale; such license to be issued only to a person operating a tavern. The annual fee for said license, if issued in cities and towns, shall be graduated according to the population thereof as follows:

~~((Cities and towns of less than 10,000; fee \$62.50;
Cities and towns of 10,000 and less than 100,000; fee \$125.00;
Cities and towns of 100,000 or over; fee \$187.50;))~~

<u>Cities and towns</u>	<u>Fees</u>
<u>Less than 20,000</u>	<u>\$150</u>
<u>20,000 or over</u>	<u>\$300</u>

The annual fee for such license, if issued outside of cities and towns, shall be ~~((sixty-two))~~ one hundred fifty dollars ~~((and fifty cents: PROVIDED, HOWEVER, That where dancing is permitted on the premises, the fee shall be one hundred eighty-seven dollars and fifty cents))~~.

Sec. 42. Section 23-O added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 3, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.340 are each amended to read as follows:

There shall be a wine retailer's license to be designated as a class C license to sell wine at retail, for consumption on the premises only; such license to be issued to hotels, restaurants, dining places on boats and airplanes, clubs, and to taverns. The annual fee for said license, when issued in cities and towns, shall be graduated according to the population thereof as follows:

~~((Cities and towns of less than 10,000; fee \$47.00;
Cities and towns of 10,000 and less than 100,000; fee \$93.75;
Cities and towns of 100,000 or over; fee \$140.50;))~~

<u>Cities and towns</u>	<u>Fees</u>
<u>Less than 20,000</u>	<u>\$150</u>
<u>20,000 or over</u>	<u>\$300</u>

The annual fee, when issued outside of the limits of cities and towns, shall be ~~((forty-seven))~~ one hundred fifty dollars: PROVIDED, HOWEVER, That ~~((where dancing is permitted on the premises, the fee shall be one hundred forty dollars and fifty cents;))~~ the annual license fee for such license, if issued to dining places on vessels not exceeding one thousand gross tons plying only on inland waters of the state of Washington on regular schedules, shall be ~~((forty-seven))~~ one hundred fifty dollars.

Sec. 43. Section 23-P added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 5, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.350 are each amended to read as follows:

There shall be a beer retailer's license to be designated as class D license to sell pasteurized beer by the opened bottle at retail, for consumption upon the premises only, such license to be issued to hotels, restaurants, dining places on boats and aeroplanes, clubs, drug stores, or soda fountains, and such other places where the sale of beer is not the principal business conducted; fee ~~((sixty-two))~~ one hundred twenty-five dollars ~~((and fifty cents))~~ per annum.

Sec. 44. Section 23-Q added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 6, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.360 are each amended to read as follows:

There shall be a beer retailer's license to be designated as class E license to sell pasteurized beer at retail in bottles and original packages, not to be consumed upon the premises where sold, at any store other than the state liquor stores; fee ~~((thirty-one))~~ seventy-five dollars ~~((and twenty-five cents))~~ per annum for each store: PROVIDED, That a holder of a class A or a class B license shall be entitled to the privileges permitted in this section by paying an annual fee of ~~((twelve))~~ twenty-five dollars ~~((and fifty cents))~~ for each store.

Sec. 45. Section 23-R added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 16, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.370 are each amended to read as follows:

There shall be a wine retailer's license to be designated as class F license to sell wine in bottles and original packages, not to be consumed on the premises where sold, at any store other than the state liquor stores: PROVIDED, Such licensee shall pay to the state liquor stores for wines purchased from such stores the current retail price; fee (~~(forty-three)~~) seventy-five dollars (~~(and seventy-five cents)~~) per annum: PROVIDED, FURTHER, That a holder of a class A or class B license shall be entitled to the privileges permitted in this section by paying an annual fee of (~~(twelve)~~) twenty-five dollars (~~(and fifty cents)~~) for each store.

Sec. 46. Section 23-S added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 17, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.380 are each amended to read as follows:

There shall be a beer retailer's license to be designated as class G; a special license to a society or organization to sell beer at picnics or other special occasions at a specified date and place; fee (~~(ten)~~) twenty dollars per day. Sale, service, and consumption of beer is to be confined to specified premises or designated areas only.

Sec. 47. Section 2, chapter 245, Laws of 1975 1st ex. sess. and RCW 66.24.395 are each amended to read as follows:

(1) (a) There shall be a license that may be issued to corporations, associations, or persons operating as federally licensed commercial common passenger carriers engaged in interstate commerce, in or over territorial limits of the state of Washington on passenger trains, vessels, or airplanes. Such license shall permit the sale of spirituous liquor, wine, and beer at retail for passenger consumption within the state upon one such train passenger car, vessel, or airplane, while in or over the territorial limits of the state. Such license shall include the privilege of transporting into and storing within the state such liquor for subsequent retail sale to passengers in passenger train cars, vessels or airplanes. The fees for such master license shall be (~~(six hundred)~~) seven hundred fifty dollars per annum (class CCI-1): PROVIDED, That where the sale and/or service of alcoholic beverages by such federally licensed common passenger carrier does not include spirituous liquor, the fee shall be two hundred fifty dollars per annum (class CCI-2): PROVIDED, FURTHER, That upon payment of an additional sum of five dollars per annum per car, or vessel, or airplane, the privileges authorized by such license classes shall extend to additional cars, or vessels, or airplanes operated by the same licensee within the state, and a duplicate license for each additional car, or vessel, or airplane shall be issued: PROVIDED, FURTHER, That such licensee may make such sales and/or service upon cars, or vessels, or airplanes in emergency for not more than five consecutive days without such license: AND PROVIDED, FURTHER, That such license shall be valid only while such cars, or vessels, or airplanes are actively operated as common carriers for hire in interstate commerce and not while they are out of such common carrier service.

(b) Alcoholic beverages sold and/or served for consumption by such interstate common carriers while within or over the territorial limits of this state shall be subject to such board markup and state liquor taxes in an amount to approximate the revenue that would have been realized from such markup and taxes had the alcoholic beverages been purchased in Washington: PROVIDED, That the board's markup shall be applied on spirituous liquor only. Such common carriers shall report such sales and/or service and pay such markup and taxes in accordance with procedures prescribed by the board.

(2) Where such an interstate federally licensed common carrier does not sell spirituous liquor, wine, or beer at retail for passenger consumption while within or over the territorial limits of this state, but the business operation of the interstate common carrier requires the bringing in and storing of liquor within the state the license fee shall be (~~(four)~~) five hundred dollars per annum (class CCI-3): PROVIDED, That where such transporting and/or storage of alcoholic beverages by such common carrier does not include spirituous liquor, the license fee shall be one hundred twenty-five dollars per annum (class CCI-4).

(3) Alcoholic beverages sold and delivered in this state to interstate common carriers for use under the provisions of this section shall be considered exported from the state, subject to the conditions provided in subsection (1)(b). The storage facilities for liquor within the state by common carriers licensed under this section shall be subject to written approval by the board.

Sec. 48. Section 2, chapter 13, Laws of 1970 ex. sess. as last amended by section 1, chapter 87,-1 Laws of 1979 and RCW 66.24.420 are each amended to read as follows:

(1) The class H license shall be issued in accordance with the following schedule of annual fees:

(a) The annual fee for said license, if issued to a club, whether inside or outside of incorporated cities and towns, shall be (~~(three hundred thirty)~~) seven hundred dollars.

(b) The annual fee for said license, if issued to any other class H licensee in incorporated cities and towns, shall be graduated according to the population thereof as follows:

(~~Incorporated cities and towns of less than 10,000 population; fee \$550.00;~~
~~Incorporated cities and towns of 10,000 and less than 100,000 population; fee \$825.00;~~
~~Incorporated cities and towns of 100,000 population and over; fee \$1,100.00.)~~

<u>Incorporated</u>	
<u>Cities and towns</u>	<u>Fees</u>
<u>Less than 20,000</u>	<u>\$1,200</u>
<u>20,000 or over</u>	<u>\$2,000</u>

(c) The annual fee for said license when issued to any other class H licensee outside of incorporated cities and towns shall be: (~~(one thousand one hundred)~~) Two thousand dollars; this fee shall be prorated according to the calendar (~~(months)~~) quarters, or (~~(major)~~) portion thereof, during which the licensee is open for business, except in case of suspension or revocation of the license.

(d) Where the license shall be issued to any corporation, association or person operating a bona fide restaurant in an airport terminal facility providing service to transient passengers with more than one place where liquor is to be dispensed and sold, such license shall be issued upon the payment of the annual fee, which shall be a master license and shall permit such sale within and from one such place. Such license may be extended to additional places on the premises at the discretion of the board and a duplicate license may be issued for each such additional place: PROVIDED, That the holder of a master license for a restaurant in an airport terminal facility shall be required to maintain in a substantial manner at least one place on the premises for preparing, cooking and serving of complete meals, and such food service shall be available on request in other licensed places on the premises: PROVIDED, FURTHER, That an additional license fee of twenty-five percent of the annual master license fee shall be required for such duplicate licenses.

(e) Where the license shall be issued to any corporation, association, or person operating dining places at publicly owned civic centers with facilities for sports, entertainment, and conventions, with more than one place where liquor is to be dispensed and sold, such license shall be issued upon the payment of the annual fee, which shall be a master license and shall permit such sale within and from one such place. Such license may be extended to additional places on the premises at the discretion of the board and a duplicate license may be issued for each such additional place: PROVIDED, That the holder of a master license for a dining place at such a publicly owned civic center shall be required to maintain in a substantial manner at least one place on the premises for preparing, cooking and serving of complete meals, and food service shall be available on request in other licensed places on the premises: PROVIDED FURTHER, That an additional license fee of ten dollars shall be required for such duplicate licenses.

(f) Where the license shall be issued to any corporation, association or person operating more than one building containing dining places at privately owned facilities which are open to the public and where there is a continuity of ownership of all adjacent property, such license shall be issued upon the payment of an annual fee which shall be a master license and shall permit such sale within and from one such place. Such license may be extended to the additional dining places on the property at the discretion of the board and a duplicate license may be issued for each additional place: PROVIDED, That the holder of the master license for the dining place shall not offer alcoholic beverages for sale, service, and consumption at the additional place unless food service is available at both the location of the master license and the duplicate license: PROVIDED FURTHER, That an additional license fee of twenty dollars shall be required for such duplicate licenses.

(2) The board, so far as in its judgment is reasonably possible, shall confine class H licenses to the business districts of cities and towns and other communities, and not grant such licenses in residential districts, nor within the immediate vicinity of schools, without being limited in the administration of this subsection to any specific distance requirements.

(3) The board shall have discretion to issue class H licenses outside of cities and towns in the state of Washington. The purpose of this subsection is to enable the board, in its discretion, to license in areas outside of cities and towns and other communities, establishments which are operated and maintained primarily for the benefit of tourists, vacationers and travelers, and also golf and country clubs, and common carriers operating dining, club and buffet cars, or boats.

(4) The total number of class H licenses issued in the state of Washington by the board, not including those class H licenses issued to clubs, shall not in the aggregate at any time exceed one license for each fifteen hundred of population in the state, determined according to the yearly population determination developed by the office of financial management pursuant to RCW 43.62.030.

(5) Notwithstanding the provisions of subsection (4) of this section, the board shall refuse a class H license to any applicant if in the opinion of the board the class H licenses already granted for the particular locality are adequate for the reasonable needs of the community.

Sec. 49. Section 9, chapter 178, Laws of 1969 ex. sess. as amended by section 18, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.500 are each amended to read as follows:

There shall be a wine retailer's license to be designated as class J; a special license to a society or organization to sell wine at special occasions at a specified date and place; fee ((ten)) twenty dollars per day. Sale, service, and consumption of wine is to be confined to specified premises or designated areas only.

Sec. 50. Section 12, chapter 173, Laws of 1975 1st ex. sess. and RCW 66.24.510 are each amended to read as follows:

There shall be a spirituous liquor retailer's license to be designated as class K; a special license to a nonprofit organization to sell spirituous liquor as defined in RCW 66.24.410 by the glass, including mixed drinks and cocktails compounded or mixed on the premises only, to their members and invited guests at special occasions at a specified date and place when said special occasion is not open to the general public; fee ((~~twenty-five~~)) thirty-five dollars per day. Sale, service, and consumption of spirituous liquor is to be confined to specified premises or designated areas only. Spirituous liquor so sold shall be purchased at a state liquor store or agency without discount at retail prices including all taxes. No more than two such licenses may be issued to any one nonprofit organization during a calendar year.

Sec. 51. Section 1, chapter 38, Laws of 1969 ex. sess. and RCW 66.44.340 are each amended to read as follows:

Employers holding class E and/or F licenses exclusively are permitted to allow their employees, between the ages of eighteen and twenty-one years, to sell beer or wine in, on or about any establishment holding a class E and/or class F license exclusively: PROVIDED, That there is ((~~direct supervision by~~)) an adult twenty-one years of age or older ((~~in an adjacent check stand~~)) on duty supervising the sale of liquor at the licensed premises: PROVIDED, That minor employees may make deliveries of beer and/or wine purchased

from licensees holding class E and/or class F licenses exclusively, when delivery is made to cars of customers adjacent to such licensed premises but only, however, when the minor employee is accompanied by the purchaser.

NEW SECTION. Sec. 52. The following acts or parts of acts are each hereby repealed:

- (1) Section 39, chapter 62, Law of 1933 ex. sess. and RCW 66.20.130;
- (2) Section 53, chapter 62, Laws of 1933 ex. sess. and RCW 66.20.135;
- (3) Section 54, chapter 62, Laws of 1933 ex. sess. and RCW 66.20.137; and
- (4) Section 35, chapter 62, Laws of 1933 ex. sess. and RCW 66.44.110.

NEW SECTION. Sec. 53. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 54. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1981."

On page 1, on line 1 of the title, after "intoxicating liquor;" strike the remainder of the title and insert "amending section 3, chapter 62, Laws of 1933 ex. sess. as last amended by section 3, chapter 140, Laws of 1980 and RCW 66.04.010; amending section 71, chapter 62, Laws of 1933 ex. sess. as last amended by section 3, chapter 6, Laws of 1961 ex. sess. and RCW 66.08.024; amending section 68, chapter 62, Laws of 1933 ex. sess. and RCW 66.08.080; amending section 56, chapter 62, Laws of 1933 ex. sess. and RCW 66.08.130; amending section 77, chapter 62, Laws of 1933 ex. sess. as last amended by section 166, chapter 151, Laws of 1979 and RCW 66.08.180; amending section 2, chapter 140, Laws of 1980 as amended by section 1, chapter ... (SB 3039), Laws of 1981 and RCW 66.12.130; amending section 7, chapter 62, Laws of 1933 ex. sess. as last amended by section 217, chapter 158, Laws of 1979 and RCW 66.16.040; amending section 4, chapter 67, Laws of 1949 as last amended by section 4, chapter 173, Laws of 1975 1st ex. sess. and RCW 66.20.190; amending section 27, chapter 62, Laws of 1933 ex. sess. as last amended by section 33, chapter ... (SHB 101), Laws of 1981 and RCW 66.24.010; amending section 23-U added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 11, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.025; amending section 24-A added to chapter 62, Laws of 1933 ex. sess. by section 3, chapter 158, Laws of 1935 as last amended by section 2, chapter 204, Laws of 1973 1st ex. sess. and RCW 66.24.210; amending section 23-B added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.240; amending section 23-E added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.250; amending section 23-G added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.260; amending section 24, chapter 62, Laws of 1933 ex. sess. as amended by section 30, chapter 173, Laws of 1965 ex. sess. and RCW 66.24.290; amending section 2, chapter 263, Laws of 1957 as amended by section 1, chapter 112, Laws of 1969 ex. sess. and RCW 66.24.410; amending section 23-T added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 6, chapter 5, Laws of 1949 and RCW 66.24.450; amending section 1, chapter 55, Laws of 1967 as last amended by section 5, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.490; amending section 52, chapter 62, Laws of 1933 ex. sess. as amended by section 7, chapter 174, Laws of 1935 and RCW 66.28.090; amending section 34, chapter 62, Laws of 1933 ex. sess. and RCW 66.44.100; amending section 93, chapter 62, Laws of 1933 ex. sess. as amended by section 16, chapter 174, Laws of 1935 and RCW 66.44.180; amending section 3, chapter 49, Laws of 1965 and RCW 66.44.292; amending section 36-A added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 245, Laws of 1943 and RCW 66.44.310; amending section 82.08.150, chapter 15, Laws of 1961 as last amended by section 1, chapter 204, Laws of 1973 1st ex. sess. and RCW 82.08.150; amending section 82.08.160, chapter 15, Laws of 1961 as amended by section 12, chapter 21, Laws of 1969 ex. sess. and RCW 82.08.160; amending section 23-D added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.140; amending section 23-A added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.150; amending section 1, chapter 13, Laws of 1970 ex. sess. and RCW 66.24.160; amending section 23-C added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 1, chapter 172, Laws of 1939 and RCW 66.24.170; amending section 23-K added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 2, chapter 21, Laws of 1969 ex. sess. and RCW 66.24.204; amending section 10, chapter 21, Laws of 1969 ex. sess. as amended by section 13, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.206; amending section 23-F added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 14, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.270; amending section 23-I added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 1, chapter 74, Laws of 1975-'76 2nd ex. sess. and RCW 66.24.310; amending section 23-M added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 1, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.320; amending section 23-N added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 2, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.330; amending section 23-O added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 3, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.340; amending section 23-P added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 5, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.350; amending section 23-Q added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 6, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.360; amending section 23-R

added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 16, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.370; amending section 23-S added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 17, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.380; amending section 2, chapter 245, Laws of 1975 1st ex. sess. and RCW 66.24.395; amending section 2, chapter 13, Laws of 1970 ex. sess. as last amended by section 1, chapter 87, Laws of 1979 and RCW 66.24.420; amending section 9, chapter 178, Laws of 1969 ex. sess. as amended by section 18, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.500; amending section 12, chapter 173, Laws of 1975 1st ex. sess. and RCW 66.24.510; amending section 1, chapter 38, Laws of 1969 ex. sess. and RCW 66.44.340; adding a new section to chapter 28B.30 RCW; adding new sections to chapter 140, Laws of 1980 and to chapter 66.12 RCW; adding a new section to chapter 62, Laws of 1933 ex. sess. and to chapter 66.44 RCW; creating a new section; repealing section 39, chapter 62, Law of 1933 ex. sess. and RCW 66.20.130; repealing section 53, chapter 62, Laws of 1933 ex. sess. and RCW 66.20.135; repealing section 54, chapter 62, Laws of 1933 ex. sess. and RCW 66.20.137; repealing section 35, chapter 62, Laws of 1933 ex. sess. and RCW 66.44.110; providing an effective date; and declaring an emergency.*

Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Addison, Bickham, Bond, Hastings, Sanders.

Voting nay: Representatives Rinehart, Ranking Minority Member; Brown, Galloway, Granlund, Rust.

April 24, 1981

SUBSTITUTE SENATE BILL NO. 3726, Prime Sponsor: Committee on Ways and Means, providing for higher interest rates on delinquent property taxes. Reported by Committee on Revenue.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 35, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.100 are each amended to read as follows:

Whenever a person's special assessment and/or real property tax obligation is deferred under the provisions of this chapter, it shall become a lien in favor of the state upon his or her property and shall have priority as provided in chapters 35.50 and 84.60 RCW: PROVIDED, That the interest of a mortgage or purchase contract holder who is required to cosign a declaration of deferral under RCW 84.38.090, shall have priority to said deferred lien. This lien may accumulate up to eighty percent of the amount of the claimant's equity value in said property and shall bear interest each year at the ~~((rates prescribed for delinquent taxes in RCW 84.56.020 as now or hereafter amended per year))~~ rate of eight percent until said obligation becomes due and payable under RCW 84.38.130.

Sec. 2. Section 84.56.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 196, Laws of 1974 ex. sess. and RCW 84.56.020 are each amended to read as follows:

The county treasurer shall be the receiver and collector of all taxes extended upon the tax rolls of the county, whether levied for state, county, school, bridge, road, municipal or other purposes, and also of all fines, forfeitures or penalties received by any person or officer for the use of his or her county. All taxes upon real and personal property made payable by the provisions of this title shall be due and payable to the treasurer as aforesaid on or before the thirtieth day of April ~~((in each year, after which date they shall become delinquent, and interest at the rate of eight percent per annum shall be charged upon such unpaid taxes and upon unpaid personal property taxes from the date of delinquency until paid))~~ and shall be delinquent after that date: PROVIDED, That when the total amount of tax on personal property or on any lot, block or tract of real property payable by one person is ten dollars or more, and if one-half of such tax be paid on or before the said thirtieth day of April, ~~((then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty-first day of October following, after which date such remaining one-half shall become delinquent, and interest at the rate of eight percent per annum shall be charged upon said remainder from the date of delinquency until paid: PROVIDED, FURTHER, That when the total amount of personal property taxes falling due in any year, payable by one person, is ten dollars or more, and if one-half of such taxes be paid on or before said thirtieth day of April then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty-first day of October following, after which date such remaining one-half shall become delinquent, and interest at the rate of eight percent per annum shall be charged upon said remainder from the date of delinquency until paid))~~ the remainder shall be due and payable on or before the thirty-first day of October following and shall be delinquent after that date.

Delinquent taxes under this section are subject to interest at the rate of twelve percent per annum computed on a monthly basis from the date of delinquency until paid. Interest shall be calculated at the rate in effect at the time of payment of the tax, regardless of when the taxes were first delinquent. In addition, delinquent taxes under this section are subject to penalties as follows:

(1) A penalty of three percent shall be assessed on the amount of tax delinquent on May 31st of the year in which the tax is due.

(2) An additional penalty of eight percent shall be assessed on the total amount of tax delinquent on November 30th of the year in which the tax is due.

For purposes of this chapter, 'interest' means both interest and penalties.

All collections of interest on delinquent taxes shall be credited to the county current expense fund; but the cost of foreclosure and sale of real property, and the fees and costs of distraint and sale of personal property, for delinquent taxes, shall, when collected, be credited to the operation and maintenance fund of the county treasurer prosecuting the foreclosure or distraint or sale; and shall be used by the county treasurer as a revolving fund to defray the cost of further foreclosure, distraint and sale for delinquent taxes without regard to budget limitations.

Sec. 3. Section 84.64.030, chapter 15, Laws of 1961 as amended by section 1, chapter 84, Laws of 1972 ex. sess. and RCW 84.64.030 are each amended to read as follows:

Any time after the expiration of three years from the original date of delinquency of any tax included in a certificate of delinquency, the holder of any certificate of delinquency may give notice and summons to the owner of the property described in such certificate that he or she will apply to the superior court of the county in which such property is situated for a judgment foreclosing the lien against the property mentioned therein. Such notice and summons shall contain:

(1) The title of the court, the description of the property and the name of the owner thereof, if known, the name of the holder of the certificate, the date thereof, and the amount for which it was issued, the year or years for the delinquent taxes for which it was issued, the amount of all taxes paid for prior or subsequent years, and the rate of interest on said amount.

(2) A direction to the owner summoning him or her to appear within sixty days after service of the notice and summons, exclusive of the day of service, and defend the action or pay the amount due, and when service is made by publication a direction to the owner, summoning him or her to appear within sixty days after the date of the first publication of the notice and summons, exclusive of the day of said first publication, and defend the action or pay the amount due.

(3) A notice that, in case of failure so to do, judgment will be rendered foreclosing the lien of such taxes and costs against the land and premises named.

The notice and summons shall be subscribed by the holder of the certificate of delinquency, or by someone in his or her behalf, and residing within the state of Washington, and upon whom all process may be served.

A copy of said notice and summons shall be delivered to the county treasurer. Thereafter when any owner of real property or person interested therein seeks to redeem as provided in RCW 84.64.070, the treasurer shall ascertain the amount of costs accrued in foreclosing said certificate and include said costs as a part of the redemption required to be paid. Cost incurred for a title search required by RCW 84.64.050 shall be included.

The notice and summons shall be served in the same manner as a summons in a civil action is served in the superior court.

The county treasurer shall not issue certificates of delinquency upon property owned and occupied as a principal place of residence by a person sixty-two years of age or older.

Sec. 4. Section 84.64.050, chapter 15, Laws of 1961 as amended by section 2, chapter 84, Laws of 1972 ex. sess. and RCW 84.64.050 are each amended to read as follows:

After the expiration of ~~(five)~~ three years from the date of delinquency, when any property remains on the tax rolls for which no certificate of delinquency has been issued, the county treasurer shall proceed to issue certificates of delinquency on said property to the county ~~(-and)~~ for all years' taxes, interest, and costs: PROVIDED, That the county treasurer, with the consent of the county legislative authority, may elect to issue a certificate for fewer than all years' taxes, interest, and costs to a minimum of the taxes, interest, and costs for the earliest year.

The change to a three-year grace period shall first be effective on May 1, 1983. Prior to that date, the county treasurer shall send a notice to all taxpayers with taxes delinquent for two years or more, notifying them of the change in the grace period. The treasurer shall file said certificates when completed with the clerk of the court, and the treasurer shall thereupon, with such legal assistance as the county ((commissioners) legislative authority shall provide in counties having a population of thirty thousand or more, and with the assistance of the county prosecuting attorney in counties having a population of less than thirty thousand, proceed to foreclose in the name of the county, the tax liens embraced in such certificates, and the same proceedings shall be had as when held by an individual: PROVIDED, That notice and summons must be served or notice given in a manner reasonably calculated to inform the owner or owners of the foreclosure action. Either (1) personal service upon the owner or owners or (2) publication once in a newspaper of general circulation, which is circulated in the area of the property and mailing of notice by certified mail to the owner or owners or, if a mailing address is unavailable, personal service upon the occupant of the property, if any, is sufficient. In addition to describing the property as the same is described on the tax rolls, the notice must include the local street address, if any. It shall be the duty of the county treasurer to mail a copy of the published summons, within fifteen days after the first publication thereof, to the treasurer of each city or town within which any property involved in a tax foreclosure is situated, but the treasurer's failure to do so shall not affect the jurisdiction of the court nor the priority of any tax sought to be foreclosed. Said certificates of delinquency issued to the county may be issued in one general certificate in book form including all property, and the proceedings to foreclose the liens against said property may be brought in one action and all persons interested in any of the property involved in said proceedings may be made codefendants in said action, and if unknown may be therein named as unknown owners, and the publication of such notice shall be sufficient service thereof on all persons interested in the property described therein, except as provided above. The person or persons whose name or names appear on the treasurer's rolls as the owner or owners of said property shall be considered and treated as the owner or owners of said property for the purpose of this

section, and if upon said treasurer's rolls it appears that the owner or owners of said property are unknown, then said property shall be proceeded against, as belonging to an unknown owner or owners, as the case may be, and all persons owning or claiming to own, or having or claiming to have an interest therein, are hereby required to take notice of said proceedings and of any and all steps thereunder: PROVIDED, That, at least thirty days prior to the sale of the property, if such property is shown on the tax rolls under unknown owners or as having an assessed value of three thousand dollars or more, the treasurer shall order or conduct a title search of the property to be sold to determine the legal description of the property to be sold and the record title holder, and if the record title holder or holders differ from the person or persons whose name or names appear on the treasurer's rolls as the owner or owners, the record title holder or holders shall be considered and treated as the owner or owners of said property for the purpose of this section, and shall be entitled to the notice provided for in this section.

The county treasurer shall not issue certificates of delinquency upon property owned and occupied as a principal place of residence by a person sixty-two years of age or older.

Sec. 5. Section 84.64.080, chapter 15, Laws of 1961 as last amended by section 4, chapter 23, Laws of 1965 ex. sess. and RCW 84.64.080 are each amended to read as follows:

The court shall examine each application for judgment foreclosing tax lien, and if defense (specifying in writing the particular cause of objection) be offered by any person interested in any of said lands or lots to the entry of judgment against the same, the court shall hear and determine the matter in a summary manner, without other pleadings, and shall pronounce judgment as the right of the case may be; or said court may, in its discretion, continue such individual cases, wherein defense is offered, to such time as may be necessary, in order to secure substantial justice to the contestants therein; but in all other cases said court shall proceed to determine the matter in a summary manner as above specified. In all judicial proceedings of any kind for the collection of taxes, and interest((s)) and costs thereon, all amendments which by law can be made in any personal action pending in such court shall be allowed, and no assessments of property or charge for any of said taxes shall be considered illegal on account of any irregularity in the tax list or assessment rolls or on account of the assessment rolls or tax list not having been made, completed or returned within the time required by law, or on account of the property having been charged or listed in the assessment or tax lists without name, or in any other name than that of the owner, and no error or informality in the proceedings of any of the officers connected with the assessment, levying or collection of the taxes, shall vitiate or in any manner affect the tax or the assessment thereof, and any irregularities or informality in the assessment rolls or tax lists or in any of the proceedings connected with the assessment or levy of such taxes or any omission or defective act of any officer or officers connected with the assessment or levying of such taxes, may be, in the discretion of the court, corrected, supplied and made to conform to the law by the court. The court shall give judgment for such taxes, interest and costs as shall appear to be due upon the several lots or tracts described in said notice of application for judgment or complaint, and such judgment shall be a several judgment against each tract or lot or part of a tract or lot for each kind of tax included therein, including all interest and costs, and the court shall order and direct the clerk to make and enter an order for the sale of such real property against which judgment is made, or vacate and set aside the certificate of delinquency or make such other order or judgment as in the law or equity may be just. Said order shall be signed by the judge of the superior court and attested by the clerk thereof, and a certified copy of said order, together with the list of the property therein ordered sold, shall be delivered to the county treasurer, and shall be full and sufficient authority for him or her to proceed to sell said property for said sum as set forth in said order and to take such further steps in the matter as are provided by law. The county treasurer shall immediately after receiving the order and judgment of the court proceed to sell the property as provided in this chapter to the highest and best bidder for cash. All sales shall be made at such place on county property as the ~~((board of county commissioners))~~ county legislative authority may direct on Friday between the hours of 9 o'clock in the morning and ~~((4)) 9~~ 9 o'clock in the ~~((afternoon))~~ evening, as the county legislative authority may direct, and shall continue from day to day (Saturdays and Sundays excepted) during the same hours until all lots or tracts are sold, after first giving notice of the time, and place where such sale is to take place for ten days successively by posting notice thereof in three public places in the county, one of which shall be in the office of said treasurer. The notice shall be substantially in the following form:

TAX JUDGMENT SALE

Public notice is hereby given that pursuant to real property tax judgment of the superior court of the county of in the state of Washington, and an order of sale duly issued by said court, entered the day of, in proceedings for foreclosure of tax liens upon real property, as per provisions of law, I shall on the day of, at o'clock a.m., at in the city of, and county of, state of Washington, sell the following described lands or lots, to the highest and best bidder for cash, to satisfy the full amount of taxes, interest and costs adjudged to be due thereon as follows, to wit: (Description of property.)

In witness whereof, I have hereunto affixed my hand and seal this day of,

.....
Treasurer of county.

No county officer or employee shall directly or indirectly be a purchaser of such property at such sale. The treasurer may include in one notice any number of separate tracts or lots. If any buildings or improvements are upon an area encompassing more than one tract or lot, the same must be advertised and sold as a single unit.

If the highest amount bid for any such separate unit tract or lot is in excess of the entire amount of the taxes and interest due upon the whole property included in the certificate of delinquency, the excess shall be refunded, on application therefor, to the record owner of the property. In the event no claim for the said excess is received by the county treasurer within three years after the date of the sale he or she shall at expiration of the three year period deposit such excess in the current expense fund of the county. The county treasurer shall execute to the purchaser of any piece or parcel of land a tax deed. The deed so made by the county treasurer, under the official seal of his or her office, shall be recorded in the same manner as other conveyances of real property, and shall vest in the grantee, his or her heirs and assigns the title to the property therein described, without further acknowledgment or evidence of such conveyance, and shall be substantially in the following form:

State of Washington }
County of } ss.

This indenture, made this day of, between, as treasurer of county, state of Washington, party of the first part, and, party of the second part:

Witnesseth, that, whereas, at a public sale of real property held on the day of, pursuant to a real property tax judgment entered in the superior court in the county of on the day of, in proceedings to foreclose tax liens upon real property and an order of sale duly issued by said court, duly purchased in compliance with the laws of the state of Washington, the following described real property, to wit: (Here place description of real property conveyed) and that said has complied with the laws of the state of Washington necessary to entitle (him, or her or them) to a deed for said real property.

Now, therefore, know ye, that, I, county treasurer of said county of, state of Washington, in consideration of the premises and by virtue of the statutes of the state of Washington, in such cases provided, do hereby grant and convey unto, his or her heirs and assigns, forever, the said real property hereinbefore described.

Given under my hand and seal of office this day of, A.D.

.....
County Treasurer.

Sec. 6. Section 84.64.200, chapter 15, Laws of 1961 and RCW 84.64.200 are each amended to read as follows:

All lots, tracts and parcels of land upon which taxes levied prior to January 9, 1926 remain due and unpaid at the date when such taxes would have become delinquent as provided in the act under which they were levied shall be deemed to be delinquent under the provisions of this title, and the same proceedings may be had to enforce the payment of such unpaid taxes, with interest and costs, and payment enforced and liens foreclosed under and by virtue of the provisions of this chapter. For the purposes of foreclosure under this chapter, the date of delinquency shall be construed to mean the date when the taxes first became delinquent. At all sales of property for which certificates of delinquency are held by the county, if no other bids are received, the county shall be considered a bidder for the full area of each tract or lot to the amount of all taxes, interest and costs due thereon, and where no bidder appears, acquire title thereto as absolutely as if purchased by an individual under the provisions of this chapter; all bidders except the county at sales of property for which certificates of delinquency are held by the county shall pay the full amount of taxes, interest((s)) and costs for which judgment is rendered, together with all taxes, interest((s)) and costs (~~for all subsequent years due on said property at the date of sale~~) which are delinquent at the time of sale, regardless of whether the taxes, interest, or costs are included in the judgment.

Sec. 7. Section 84.64.270, chapter 15, Laws of 1961 as amended by section 5, chapter 23, Laws of 1965 ex. sess. and RCW 84.64.270 are each amended to read as follows:

Real property heretofore or hereafter acquired by any county of this state by foreclosure of delinquent taxes may be sold by order of the (~~board of county commissioners~~) county legislative authority of the county when in the judgment of the members of the (~~board~~) legislative authority they deem it for the best interests of the county to sell the same. When the (~~board~~) legislative authority desires to sell any such property it may, if deemed advantageous to the county, combine any or all of the several lots and tracts of such property in one or more units, and may reserve from sale coal, oil, gas, gravel, minerals, ores, fossils, timber, or other resources on or in said lands, and the right to mine for and remove the same, and it shall then enter an order on its records fixing the unit or units in which the property shall be sold and the

minimum price for each of such units, and whether the sale will be for cash or whether a contract will be offered, and reserving from sale such of said resources as it may determine and from which units such reservations shall apply, and directing the county treasurer to sell such property in the unit or units and at not less than the price or prices and subject to such reservations so fixed by (~~said board~~) the county legislative authority: PROVIDED, That the said order shall be subject to the approval of the county treasurer if several lots or tracts of land are combined in one unit. It shall be the duty of the county treasurer upon receipt of such order to publish once a week for three consecutive weeks a notice of the sale of such property in a newspaper printed and published in the county where the land is situated: PROVIDED, That in counties where there is no newspaper published, the treasurer of such county shall cause such notice to be published in some newspaper in the state of general circulation in such county having no resident newspaper, said notice shall describe the property to be sold, the unit or units, the reservations, and the minimum price fixed in said order, together with the time and place and terms of sale, which said sale shall be made at such place on county property as the (~~board of county commissioners~~) county legislative authority may direct in the county in which the land is situated and at such time between the hours of 9 o'clock a.m. and (~~(*)~~) 9 o'clock p.m. as the county legislative authority may direct, and all sales so made shall be to the highest and best bidder at such sale, and sales to be made under the provisions of this chapter may be adjourned from day to day by the county treasurer by public announcement made by the treasurer at the time and place designated in the notice of such sale, or at the time and place to which said sale may be adjourned. The person making the bid shall state whether he or she will pay cash for the amount of his bid or accept a real estate contract of purchase in accordance with the provisions hereinafter contained. The person making the highest bid shall become the purchaser of said property. If the highest bidder is a contract bidder the purchaser shall be required to pay (~~(twenty)~~) thirty percent of the total purchase price at the time of said sale and shall enter into a contract with the county as vendor and the purchaser as vendee which shall obligate and require the purchaser to pay the balance of said purchase price in ten equal annual installments commencing November 1st and each year following the date of said sale, and shall require said purchaser to pay (~~(six)~~) twelve percent interest on all deferred payments, interest to be paid at the time the annual installment is due; and may contain a provision authorizing the purchaser to make payment in full at any time of any balance due on the total purchase price plus accrued interest on such balance. Said contract shall contain a provision requiring the purchaser to pay before delinquency all subsequent taxes and assessments that may be levied or assessed against said property subsequent to the date of said contract, and shall contain a provision that time is of the essence of the contract and that in event of a failure of the vendee to make payments at the time and in the manner required and to keep and perform the covenants and conditions therein required of him that the said contract may be forfeited and terminated at the election of the vendor, and that in event of said election all sums theretofore paid by the vendee shall be forfeited as liquidated damages for failure to comply with the provisions of said contract; and shall require the vendor to execute and deliver to the vendee a deed of conveyance covering said property upon the payment in full of the purchase price, plus accrued interest: PROVIDED FURTHER, That (~~said board~~) the county legislative authority may, by order entered in its records, direct said coal, oil, gas, gravel, minerals, ores, timber, or other resources sold apart from the land, such sale to be conducted in the manner hereinabove prescribed for the sale of the land: PROVIDED FURTHER, That any such reserved minerals or resources not exceeding two hundred dollars in value may be sold, when (~~said board~~) the county legislative authority deems it advisable, either with or without such publication of the notice of sale, and in such manner as the (~~board~~) county legislative authority may determine will be most beneficial to the county.

NEW SECTION, Sec. 8. There is added to chapter 19.52 RCW a new section to read as follows:

This chapter does not apply in respect to interest, penalties, or costs imposed on delinquent property taxes under chapter 84.64 RCW."

On page 1, on line 1 of the title, after "delinquencies;" strike the remainder of the title and insert "amending section 35, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.100; amending section 84.56.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 196, Laws of 1974 ex. sess. and RCW 84.56.020; amending section 84.64.030, chapter 15, Laws of 1961 as amended by section 1, chapter 84, Laws of 1972 ex. sess. and RCW 84.64.030; amending section 84.64.050, chapter 15, Laws of 1961 as amended by section 2, chapter 84, Laws of 1972 ex. sess. and RCW 84.64.050; amending section 84.64.080, chapter 15, Laws of 1961 as last amended by section 4, chapter 23, Laws of 1965 ex. sess. and RCW 84.64.080;

amending section 84.64.200, chapter 15, Laws of 1961 and RCW 84.64.200; amending section 84.64.270, chapter 15, Laws of 1961 as amended by section 5, chapter 23, Laws of 1965 ex. sess. and RCW 84.64.270; and adding a new section to chapter 19.52 RCW."

Signed by Representatives Greengo, Chairman; Flanagan, Vice Chairman; Rinehart, Ranking Minority Member; Addison, Bickham, Brown, Galloway, Granlund, Hastings, Rust, Sanders.

Voting nay: Representative Bond.

Not attending: Representative Granlund.

April 25, 1981

REENGROSSED SUBSTITUTE SENATE BILL NO. 3843, Prime Sponsor: Committee on Ways and Means, adopting the capital budget. Reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

***NEW SECTION.** Section 1. A capital budget is hereby adopted and, subject to the provisions herein-after set forth, the several dollar amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for capital projects during the period ending June 30, 1983, out of the several funds hereinafter named.

NEW SECTION. Sec. 2. As used in this act, the following phrases have the following meanings:

- (1) 'GF, Cap Bldg Constr Acct' means General Fund—Capitol Building Construction Account;
- (2) 'GF, State Bldg Constr Acct' means General Fund—State Building Construction Account;
- (3) 'GF, Fish Cap Proj Acct' means General Fund—Fisheries Capital Projects Account;
- (4) 'GF, ORA' means General Fund—Outdoor Recreation Account;
- (5) 'GF, Sal Enhmt Constr Acct' means General Fund—Salmon Enhancement Construction Account;
- (6) 'GF, For Dev Acct' means General Fund—Forest Development Account;
- (7) 'GF, Res Mgmt Cost Acct' means General Fund—Resource Management Cost Account;
- (8) 'GF, LIRA, DSHS Fac' means General Fund—Local Improvements Revolving Account—Department of Social and Health Services Facilities;
- (9) 'GF, DSHS Constr Acct' means General Fund—State Social and Health Services Construction Account;
- (10) 'GF, CEP & RI Acct' means General Fund—Charitable, Educational, Penal, and Reformatory Institutions Account;
- (11) 'GF, Fire Trng Constr Acct' means General Fund—Fire Training Construction Account;
- (12) 'GF, WSU Constr Acct' means General Fund—Washington State University Construction Account;
- (13) 'GF, WSU Bldg Acct' means General Fund—Washington State University Building Account;
- (14) 'GF, St H Ed Constr Acct' means General Fund—State Higher Education Construction Account;
- (15) 'GF, H Ed Constr Acct' means General Fund—Higher Education Construction Account 1979;
- (16) 'GF, EWU Cap Proj Acct' means General Fund—Eastern Washington University Capital Projects Account;
- (17) 'GF, TESC Cap Proj Acct' means General Fund—The Evergreen State College Capital Projects Account;
- (18) 'GF, Com Col Cap Impvmt Acct' means General Fund—Community College Capital Improvement Account;
- (19) 'GF, Com Col Cap Proj Acct' means General Fund—Community College Capital Projects Account;
- (20) 'GF, Com Col Cap Constr Acct' means General Fund—1975 Community College Capital Construction Account;
- (21) 'GF, CWU Cap Proj Acct' means General Fund—Central Washington University Capital Projects Account;
- (22) 'GF, UW Bldg Acct' means General Fund—University of Washington Building Account;
- (23) 'GF, St Bldg Auth Constr Acct' means General Fund—State Building Authority Construction Account;
- (24) 'GF, WWU Cap Proj Acct' means General Fund—Western Washington University Capital Projects Account;
- (25) 'GF, Cap Purch & Dev Acct' means General Fund—Capitol Purchase and Development Account;
- (26) 'GF, Hndcp Fac Constr Acct' means General Fund—Handicapped Facilities Construction Account;
- (27) 'GF, LIRA, Waste Disp Fac' means General Fund—State and Local Improvement Revolving Account—Waste Disposal Facilities;

(28) 'GF, State Emerg Water Proj Rev' means General Fund—Emergency Water Project Revolving Fund—State;

(29) 'GF, LIRA, Waste Fac 1980' means General Fund—State and Local Improvement Revolving Account—Waste Facilities 1980;

(30) 'GF, Public Water Supply' means General Fund—Public Water Supply Bond;

(31) 'GF, LIRA, Public Rec Fac' means General Fund State and Local Improvement Revolving Account—Public Recreation Facilities;

(32) 'GF, Snowmobile Acct' means General Fund—Snowmobile Account;

(33) 'Game Fund—Game Sp Wildlife Acct' means Game Fund—Game Special Wildlife Account;

(34) 'GF, Pacific Northwest Festival Facility Constr Acct' means General Fund—Pacific Northwest Festival Facility Construction Account;

(35) 'GF, Cultural Facilities Constr Acct' means General Fund—Cultural Facilities Construction Account;

(36) 'GF, Indian Cultural Center Constr Acct' means General Fund—Indian Cultural Center Construction Account.

(37) The words 'capital improvements' or 'capital projects' used in this act mean acquisition of sites, easements, rights of way, or improvements thereon and appurtenances thereto, construction and initial equipment, reconstruction, demolition, or major alterations of new or presently owned capital assets.

NEW SECTION. Sec. 3. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

(1) Campus electrical repairs.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		2,472,000
GF, State Bldg Constr Acct	745,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
1,977,000		5,194,000

(2) Capitol Campus miscellaneous mechanical and electrical repairs.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct	300,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
651,000		951,000

(3) Rehabilitate Capitol Lake.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct	2,000	215,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
2,020,000		2,237,000

(4) Office Building No. 2—Contractor claim defense.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct	213,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
37,000		250,000

(5) Office Building No. 2—Contractor claim settlement.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		840,000
Project	Estimated	Estimated

Costs Through 6/30/81	Costs 7/1/83 and Thereafter	Total Costs
		840,000

(6) Insurance Building renovation. The appropriation contained in this subsection shall complete the renovation of the Insurance Building. The department of general administration shall revise the renovation specifications in order that the project is completed within the funds appropriated in this subsection.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct	196,000	3,390,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
2,178,000		5,764,000

(7) Campus roof repairs.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		290,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
184,000		474,000

(8) Elevator/escalator repair and replacement.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct	450,000	344,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
56,000		850,000

(9) Capitol campus garage repairs.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		490,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
590,000		1,080,000

(10) Legislative Building stonework repair.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		140,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
357,000		497,000

(11) To purchase land adjacent to Olympia Technical Community College.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct		500,000
Project Costs Through	Estimated Costs 7/1/83 and	Estimated Total Costs

6/30/81

Thereafter

500,000

(12) State building energy audits. The department of general administration shall expend the appropriation contained in this subsection to perform energy audits and to implement the recommendations of energy audits in state-owned buildings. If House Bill No. 658 is enacted during the 1981 regular session of the legislature, the state building construction account appropriation shall be reduced to \$4,500,000.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct		6,500,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
14,000		6,514,000

(13) Northern State Hospital repairs.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct		1,206,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
869,000		2,075,000

(14) Miscellaneous repairs on the Capitol Campus.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct	300,000	371,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
688,000		1,359,000

(15) Capitol Area Master Plan. The appropriation contained in this subsection shall initiate and complete the Capitol Area Master Plan. The department of general administration shall develop the project specifications in order that the master plan is completed within the funds appropriated in this subsection. A selection panel shall be assembled by the department of general administration, whose function shall be to evaluate proposals submitted by firms interested in performing the study and formulating the master plan. In addition to panel members chosen by the department of general administration, the selection panel shall include two members from the senate, one from the majority and one from the minority party, appointed by the president of the senate; two members from the house, one from the majority and one from the minority party, appointed by the speaker of the house; and one representative of the office of financial management.

	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		250,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		250,000

(16) Old Capitol Building renovation. The appropriation contained in this subsection shall complete the Old Capitol Building renovation. The department of general administration shall revise renovation specifications in order that the renovation is completed within the funds appropriated in this subsection.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct	3,200,000	
GF, Cap Bldg Constr Acct		4,821,000
Project Costs Through	Estimated Costs 7/1/83 and	Estimated Total Costs

6/30/81	Thereafter	
1,071,000		9,092,000
(17) Capitol campus electrical energy conservation.		
	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		468,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		468,000
(18) Powerhouse equipment modification and replacement.		
	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		987,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		987,000
(19) Regional archives renovation.		
	Reappropriation	Appropriation
GF, State Bldg Constr Acct		46,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		46,000
(20) Office Building No. 2 window drip cap installation.		
	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		106,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		106,000
(21) Heating, ventilation, and air conditioning replacement and modification.		
	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		441,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		441,000
(22) Perform engineering study to determine cost of restoring Thurston county courthouse for alternate uses.		
	Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		75,000
(23) Expansion of legislative facilities. No expenditures of moneys shall be made from this appropriation by the department of general administration without the prior approval of the joint committee on legislative facilities. The joint committee shall be composed of members of the house of representatives executive rules committee and the senate facilities and operations committee and such other members appointed by the president of the senate or the speaker of the house of representatives as are deemed appropriate to assure equal representation.		
	Reappropriation	Appropriation

GF, Cap Bldg Constr Acct		3,110,000
GF, State Bldg Constr Acct		500,000

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	3,610,000	3,610,000

(24) The department of general administration shall not expend any further capital or operating funds for the legislative art work project.

NEW SECTION, Sec. 4. FOR THE MILITARY DEPARTMENT

(1) Vancouver Army.

	Reappropriation	Appropriation
General Fund—State	50,000	
General Fund—Federal		78,000
GF, State Bldg Constr Acct	50,000	39,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	1,718,000	1,935,000

(2) Replace furnace fire units.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct		106,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	59,000	165,000

(3) Minor rehabilitation of facilities state-wide.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct		450,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		450,000

(4) Purchase Port Angeles Army.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct		300,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		300,000

(5) Federal Way Army.

	Reappropriation	Appropriation
General Fund—Federal		14,000
GF, State Bldg Constr Acct		125,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	1,853,000	1,992,000

(6) Tacoma Army repairs.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct		105,000
General Fund—State		60,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		165,000

NEW SECTION. Sec. 5. FOR THE COURT OF APPEALS

Purchase Court of Appeals, Division III, facility in Spokane.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct		1,041,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		1,041,000

NEW SECTION. Sec. 6. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR DEPARTMENTAL CAPITAL SERVICES (HEADQUARTERS)

(1) Construct and equip community social and health services facilities (Referendum 29).

	Reappropriation	Appropriation
GF, LIRA, DSHS Fac	250,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Completion Date
24,750,000	25,000,000	12/81

(2) Construct and equip facilities for the care, training, and rehabilitation of persons with sensory, physical, or mental handicaps (Referendum 37).

	Reappropriation	Appropriation
GF, Hndcp Fac Constr Acct	24,800,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Completion Date
200,000	25,000,000	6/87

(3) To repair and improve utilities and facilities—Omnibus: PROVIDED, That if a department of corrections is created during the 1981 regular session of the legislature, that portion of omnibus funds reappropriated in this section which is required to satisfy outstanding contractual obligations for the department of corrections as of the effective date of this act, shall be transferred to the department of corrections.

	Reappropriation	Appropriation
GF, DSHS Constr Acct	1,200,000	2,000,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Completion Date
1,513,485	4,713,485	12/83

(4) Design and prepare site for construction of new state public health laboratory.

	Reappropriation	Appropriation
GF, DSHS Constr Acct		1,115,900
Project Costs Through	Estimated Costs 7/1/83 and	Estimated Completion Date

6/30/81	Thereafter		
		10,861,800	11,977,700
			7/85

(5) Establish energy management program and implement energy conservation projects.

		Reappropriation	Appropriation
GF, DSHS Constr Acct			1,440,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
	1,721,000	3,161,000	12/83

(6) Develop project plans for all major current and backlog facility deficiencies.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		288,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
565,000		853,000	6/83

(7) To provide funding for department of social and health services compliance with section 504 relating to handicapped access to facilities.

		Reappropriation	Appropriation
DSHS Constr Acct		400,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
162,000		562,000	9/82

NEW SECTION. Sec. 7. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR ADULT CORRECTIONS

The appropriations contained in this section shall be transferred to the department of corrections if a department of corrections is created during the 1981 regular session of the legislature.

(1) Construct and equip a 100-man honor camp.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		100,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,207,259		3,307,259	9/81

(2) Construct and equip a 120-man housing unit at the Washington Corrections Center.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		500,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,927,000		3,427,000	9/81

(3) Convert 300-bed minimum security building to medium security at the Washington State Penitentiary.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		1,275,000	
Project	Estimated	Estimated	Estimated

Costs Through 6/30/81	Costs 7/1/83 and Thereafter	Total Costs	Completion Date
4,153,000		5,428,000	12/81

(4) Construct and equip maximum security facility at the Washington State Reformatory.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		1,000,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
11,054,000		12,054,000	6/82

(5) Renovate and expand visiting, dining, and recreation facility at the Washington State Reformatory.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		1,000,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
524,000		1,524,000	2/82

(6) Construct a 500-man medium security corrections center on the grounds of the Washington State Reformatory.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		4,000,000	28,433,300
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,429,000		33,862,300	9/83

(7) To improve security, facilities, and utilities, Phase II, Washington State Penitentiary: PROVIDED, That if alternative housing arrangements are approved by the special master, \$2,500,000 of this appropriation, which is intended to be used only for the construction of temporary inmate housing, shall be placed in reserve and left unexpended. If construction has not begun by September 15, 1981, all remaining funds not disbursed or contractually obligated shall remain unexpended and shall be held in reserve unless a revised project schedule is approved by the director of financial management.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		2,900,000	19,450,200
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,024,000	5,245,300	30,619,500	6/84

(8) Improve security, facilities, and ventilation at the Washington State Reformatory, Phase I. If construction has not begun by August 15, 1982, all remaining funds not disbursed or contractually obligated shall remain unexpended and shall be held in reserve unless a revised project schedule is approved by the director of financial management.

		Reappropriation	Appropriation
GF, DSHS Constr Acct			723,400
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
	8,911,400	9,634,800	- 12/85

(9) Purchase equipment for institutional industries at the Washington State Penitentiary (81-83), Washington State Reformatory (83-85), and Purdy Treatment Center for Women (83-85).

		Reappropriation	Appropriation
GF, DSHS Constr Acct			500,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
	334,300	834,300	6/83

(10) Make repairs and alterations to McNeil Island Penitentiary to maintain serviceability of the institution for short-term use by the state. If House Bill No. 459 is enacted during the 1981 regular session of the legislature, the funds unexpended as of June 30, 1981, shall be reappropriated for the 1981-83 biennium. If House Bill No. 459 is enacted during the 1981 regular session of the legislature, the GF, CEP & RI Acct appropriation shall be reduced by the amount of the appropriation in House Bill No. 459, but in no case shall the reappropriation plus the appropriation exceed \$2,674,900. If construction has not begun by September 15, 1981, all remaining funds not disbursed or contractually obligated shall remain unexpended and shall be held in reserve unless a revised project schedule is approved by the director of financial management.

		Reappropriation	Appropriation
GF, DSHS Constr Acct			674,900
GF, CEP & RI Acct			2,000,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		2,674,900	6/83

(11) Repair and expand education building damaged by December 31, 1980, fire at Washington Corrections Center. If construction has not begun by August 15, 1981, all remaining funds not disbursed or contractually obligated shall remain unexpended and shall be held in reserve unless a revised project schedule is approved by the director of financial management.

		Reappropriation	Appropriation
GF, DSHS Constr Acct			1,386,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		1,386,000	4/82

(12) Fire and safety improvements at the Washington State Penitentiary.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		220,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
529,000		749,000	9/81

(13) Fire and safety improvements at the Washington State Reformatory.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		700,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
604,000		1,304,000	9/81

(14) To repair and improve utilities and facilities—Omnibus: PROVIDED, That if a department of corrections is not created during the 1981 regular session of the legislature, this appropriation shall be transferred to the budget and fiscal services division of the department of social and health services.

Reappropriation	Appropriation
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GF, DSHS Constr Acct

1,600,000

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		1,600,000	12/83

(15) Complete a ten-year facility plan by December 15, 1981, identifying year-by-year projected population for all institutional and noninstitutional correctional programs including jails; space standards for residential and support service facilities; the capacity of existing facility resources; and the projected demand for additional space based upon these projections, standards, and resources. It is the intent of this appropriation to provide the data to support the need for any additional correctional beds and, if needed, based on this data, to determine feasible locations for new adult corrections facilities and to initiate planning and design for any new facility(s): PROVIDED, That no funds shall be expended for design without this plan being presented to the house and senate ways and means committees.

Reappropriation

Appropriation

GF, DSHS Constr Acct

1,285,000

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		1,285,000	8/85

NEW SECTION, Sec. 8. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR JUVENILE REHABILITATION

(1) Construct and equip a group home in eastern Washington.

Reappropriation

Appropriation

GF, DSHS Constr Acct

50,000

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		423,000	9/81

(2) Construct and equip an academic/vocational building at the Naselle Youth Camp.

Reappropriation

Appropriation

GF, DSHS Constr Acct

650,000

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		1,927,500	9/81

(3) Construct and equip multi-service building, Maple Lane School.

Reappropriation

Appropriation

GF, DSHS Constr Acct

740,000

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		2,640,000	1/82

(4) Renovate and replace steam plant, Maple Lane School.

Reappropriation

Appropriation

GF, DSHS Constr Acct

500,000

Project Costs Through	Estimated Costs 7/1/83 and	Estimated Total Costs	Estimated Completion Date

6/30/81	Thereafter		
2,505,000		3,005,000	9/81

(5) Purchase, renovate, and equip a replacement for the Pioneer Group Home.

		Reappropriation	Appropriation
GF, DSHS Constr Acct			275,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		275,000	6/83

(6) For study, testing, and design to repair or replace roofs, Echo Glen Children's Center. The study and detailed cost estimates shall be submitted to the 1982 regular session of the legislature.

		Reappropriation	Appropriation
GF, DSHS Constr Acct			209,200
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		209,200	11/82

(7) Construct new academic facility at Green Hill. The department shall prepare detailed cost estimates for repair or replacement of other deficient buildings for submission to the legislature by November 15, 1981. If construction has not begun by November 15, 1982, all remaining funds not disbursed or contractually obligated shall remain unexpended and shall be held in reserve unless a revised project schedule is approved by the director of financial management.

		Reappropriation	Appropriation
GF, DSHS Constr Acct			1,800,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
	8,032,000	9,832,000	2/84

(8) Renovate kitchen, dining room, and administration building and construct new commissary, Naselle Youth Camp. If construction has not begun by July 15, 1982, all remaining funds not disbursed or contractually obligated shall remain unexpended and shall be held in reserve unless a revised project schedule is approved by the director of financial management.

		Reappropriation	Appropriation
GF, DSHS Constr Acct			628,900
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		628,900	6/83

NEW SECTION. Sec. 9. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR MENTAL HEALTH

(1) Design, construct, and equip 225-bed modular facility for nonoffender population, Western State Hospital.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		15,793,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
5,500,000		21,293,000	6/82

(2) Design, construct, and equip 130-bed modular facility for nonoffender population, Eastern State Hospital.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		9,835,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,200,000		12,035,000	7/82

(3) Renovate for accreditation, Western State Hospital.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		150,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,350,000		1,500,000	9/81

(4) Purchase movable medical equipment and furnishings for new facilities at Western and Eastern State Hospitals.

		Reappropriation	Appropriation
GF, DSHS Constr Acct			3,305,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
		3,305,000	4/82

(5) Make health, safety, facility, utility, and roofing improvements, Western State Hospital. If construction has not begun by June 15, 1982, all remaining funds not disbursed or contractually obligated shall remain unexpended and shall be held in reserve unless a revised project schedule is approved by the director of financial management.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		100,000	1,300,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
931,000		2,331,000	8/83

(6) Renovate for accreditation, Eastern State Hospital.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		50,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
437,000		487,000	9/81

NEW SECTION. Sec. 10. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR DEVELOPMENTAL DISABILITIES

(1) Repair and upgrade utilities, Phase III, Fircrest School.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		2,100,000	
Project Costs Through	Estimated Costs 7/1/83 and	Estimated Total Costs	Estimated Completion Date

6/30/81	Thereafter		
1,377,280		3,477,280	1/82

(2) Renovate Primary and Administration buildings, Phase II, School for the Blind.

GF, DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
469,000		619,000	9/81

(3) Renovate heating and ventilating system, Interlake School.

GF, DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
227,000		527,000	8/81

(4) Provide site preparation of a community horticultural training center for the handicapped, south King County.

GF, DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
100,000		500,000	1/82

(5) Construct and equip nine residential units, renovate skilled nursing center and health center, renovate kitchen, improve utilities and site at the Rainier School, Phase III; design through working drawings for Phase IV. If construction has not begun by November 15, 1981, all remaining funds not disbursed or contractually obligated shall remain unexpended and shall be held in reserve unless a revised project schedule is approved by the director of financial management.

GF, DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
9,634,151	16,984,500	49,115,851	7/84

(6) Renovate Douglas Hall, renovate or construct infirmary, renovate for habilitation center, make utility and site improvements, and demolish old buildings on north campus at Lakeland Village, Phase III; design through working drawings for Phase IV. If construction has not begun by December 15, 1982, all remaining funds not disbursed or contractually obligated shall remain unexpended and shall be held in reserve unless a revised project schedule is approved by the director of financial management.

GF, DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
8,633,455	12,603,600	37,504,055	7/84

(7) Construct and equip seven 16-bed residential units, complete utility extensions, and complete site work for residences at Yakima Valley School, Phase II; plan for Phase III. If construction has not begun by October 15, 1981, all remaining funds not disbursed or contractually obligated shall remain unexpended and

shall be held in reserve unless a revised project schedule is approved by the director of financial management.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		1,000,000	6,664,600
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
546,000	8,453,700	16,664,300	7/84

(8) Design for two additional cottages and renovate to meet federal IMR requirements at the Francis Haddon Morgan Children's Center.

		Reappropriation	Appropriation
GF, DSHS Constr Acct		667,700	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
500,000	14,772,500	15,940,200	3/85

NEW SECTION. Sec. 11. FOR THE DEPARTMENT OF VETERANS AFFAIRS

(1) Repair and improve facilities—Omnibus.

		Reappropriation	Appropriation
GF, CEP & RI Acct			1,044,900
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
			1,044,900

(2) Develop a well producing thirty-five gallons per minute for domestic water supply and fire prevention, Soldiers Home.

		Reappropriation	Appropriation
GF, CEP & RI Acct			390,300
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
27,500			417,800

(3) Replace steam and condensate return lines with hot water system, Soldiers Home.

		Reappropriation	Appropriation
GF, CEP & RI Acct			551,300
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
			551,300

(4) Construct and equip a laundry facility, Veterans Home.

		Reappropriation	Appropriation
GF, CEP & RI Acct		869,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	Estimated Completion Date
225,000			1,094,000

(5) Construct permanent clinic, Veterans Home.

	Reappropriation	Appropriation
GF, CEP & RI Acct		354,600
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		354,600

NEW SECTION. Sec. 12. FOR THE DEPARTMENT OF EMPLOYMENT SECURITY

To purchase land and construct an office building in Walla Walla, including such improvements, facilities, paving, landscaping, and fixed equipment as may be required for its proper use and operation.

	Reappropriation	Appropriation
Umemployment Compensation Administration Fund		545,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	545,000	545,000

NEW SECTION. Sec. 13. FOR THE DEPARTMENT OF ECOLOGY

(1) Provide low water fixtures to reduce water in drainfields, Alta Lake State Park.

	Reappropriation	Appropriation
GF, LIRA, Waste Disp Fac	112,800	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		112,800

(2) Install new septic tank and drainfield, renovate and activate restroom showers, Illahee State Park.

	Reappropriation	Appropriation
GF, LIRA, Waste Disp Fac	8,600	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		8,600

(3) Provide new septic tank and replace drainfield, Lake Chelan State Park.

	Reappropriation	Appropriation
GF, LIRA, Waste Disp Fac	25,400	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		25,400

(4) Eliminate storm sewer entry into sanitary sewer, Fort Columbia State Park.

	Reappropriation	Appropriation
GF, LIRA, Waste Disp Fac	17,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		17,000

(5) Acquire lands for the purpose of establishing an estuarine sanctuary in Padilla Bay.

	Reappropriation	Appropriation
GF, ORA—State		550,000
General Fund—Federal		1,112,869
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
70,000		1,732,869

(6) Provide sewage system improvements, Blake Island State Park.

	Reappropriation	Appropriation
GF, LIRA, Waste Disp Fac	215,700	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		215,700

(7) To construct waste disposal facilities at various state park facilities state-wide.

	Reappropriation	Appropriation
GF, LIRA, Waste Disp Fac	713,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
33,600		746,000

(8) To construct water supply facilities at various state park facilities state-wide.

	Reappropriation	Appropriation
GF, Public Water Supply	197,900	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
22,100		220,000

(9) Drill eight wells to acquire hydrologic and geologic subsurface data, Island County.

	Reappropriation	Appropriation
GF, State Emerg Water Proj Rev	204,000	480,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
977,000	580,000	2,241,000

(10) Equip three marine parks (Squaxin Island, Jones Island, and Sucia Island) with self-contained organic sewage treatment systems.

	Reappropriation	Appropriation
GF, LIRA Waste Fac 1980		127,100
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		127,100

(11) Expand and improve the existing self-contained sewage treatment system at Flaming Geyser State Park.

Reappropriation	Appropriation
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GF, LIRA, Waste Fac 1980		85,200
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		85,200
(12) Provide facilities in twenty-seven parks for the disposal of marine sewage from Porta-Potties.		
	Reappropriation	Appropriation
GF, LIRA, Waste Fac 1980		104,800
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		104,800
(13) Provide water service connection for fire protection and public use, Saint Edward.		
	Reappropriation	Appropriation
GF, Public Water Supply		183,600
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		183,600
(14) Develop additional 5,000-gallon reservoir, intercept collector lines and well, Jones Island State Park.		
	Reappropriation	Appropriation
GF, Public Water Supply		48,300
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		48,300
(15) Provide 5,000-gallon reservoir, extend water system, and provide waste facility and unisex toilet, Blake Island State Park.		
	Reappropriation	Appropriation
GF, Public Water Supply		87,700
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		87,700
(16) Provide potable water and electricity, Anderson Island State Park.		
	Reappropriation	Appropriation
GF, Public Water Supply		65,800
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		65,800
(17) Renovate primary and secondary water distribution system, Larrabee State Park.		
	Reappropriation	Appropriation
GF, Public Water Supply		43,600
Project Costs	Estimated Costs	Estimated Total

Through 6/30/81	7/1/83 and Thereafter	Costs
	43,600	

(18) Connect Westhaven State Park water system to the municipal water system.

	Reappropriation	Appropriation
GF, Public Water Supply		77,700
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		77,700

(19) Provide for water system improvements and 20,000-gallon reservoir, Fields Spring State Park.

	Reappropriation	Appropriation
GF, Public Water Supply		107,300
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		107,300

(20) Provide for water system improvements, Sun Lakes State Park.

	Reappropriation	Appropriation
GF, Public Water Supply		83,600
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		83,600

NEW SECTION. Sec. 14. FOR THE STATE PARKS AND RECREATION COMMISSION

(1) Modernization and improvements at various state parks.

	Reappropriation	Appropriation
GF, LIRA, Public Rec Fac	281,400	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
112,500		393,900

(2) Develop facilities, Fort Ward.

	Reappropriation	Appropriation
GF, ORA—State	88,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		88,000

(3) Whatcom County Trails.

	Reappropriation	Appropriation
GF, ORA—State	30,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		30,000

(4) Conconully acquisition.

	Reappropriation	Appropriation
GF, ORA—State	8,000	
GF, ORA—Federal	8,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		16,000

(5) Acquire access to ocean beach, Copalis State Park.

	Reappropriation	Appropriation
GF, ORA—State	109,000	
GF, ORA—Federal	109,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		218,000

(6) Palmer Development, Green River Gorge.

	Reappropriation	Appropriation
GF, ORA—State	524,000	
GF, ORA—Federal	476,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		1,000,000

(7) Develop facilities, Fort Canby.

	Reappropriation	Appropriation
GF, ORA—State	44,000	
GF, ORA—Federal	44,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		88,000

(8) Develop facilities, Spencer Spit.

	Reappropriation	Appropriation
GF, ORA—State	319,000	
GF, ORA—Federal	319,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		638,000

(9) Acquire land, Squak Mountain.

	Reappropriation	Appropriation
GF, ORA—State	39,000	
GF, ORA—Federal	39,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		78,000

(10) Renovate facilities, Camp Wooten.

	Reappropriation	Appropriation
GF, ORA—State	55,000	
GF, ORA—Federal	54,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		109,000

(11) Develop facilities, Clallam Spit.

	Reappropriation	Appropriation
GF, ORA—State	90,000	
GF, ORA—Federal	89,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		179,000

(12) For acquisition and development of recreational sites state-wide.

	Reappropriation	Appropriation
GF, ORA—State	1,922,100	
GF, ORA—Federal	1,628,400	
GF, LIRA, Public Rec Act	24,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
4,765,700		8,340,300

(13) Funds necessary to meet unanticipated requirements.

	Reappropriation	Appropriation
GF, ORA—State		350,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	1,000,000	1,350,000

(14) Acquire approximately 130 acres of land, Haley Property, Phase III.

	Reappropriation	Appropriation
GF, ORA—State		150,000
GF, ORA—Federal		150,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
600,000		900,000

(15) Continue to acquire approximately three-quarters of a mile of ocean beach frontage with an upland area of approximately ninety acres, Grayland Beach.

	Reappropriation	Appropriation
GF, ORA—State		150,000
GF, ORA—Federal		150,000
Project Costs Through	Estimated Costs 7/1/83 and	Estimated Total Costs

6/30/81	Thereafter	
4,315,077	600,000	5,215,077

(16) Continue to acquire approximately 350 to 400 acres and 1.5 miles of riverfront, Green River Gorge.

	Reappropriation	Appropriation
GF, ORA—State		250,000
GF, ORA—Federal		250,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
4,196,071	1,000,000	5,696,071

(17) Acquire approximately 152 acres adjacent to Yakima Sportsman State Park.

	Reappropriation	Appropriation
GF, ORA—State		75,000
GF, ORA—Federal		75,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		150,000

(18) Acquire approximately 160 acres of surplus property from the department of game, Auburn Game Farm. This appropriation is contingent on the enactment of House Bill No. 66 during the 1981 regular session of the legislature.

	Reappropriation	Appropriation
GF, ORA—State		1,500,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		1,500,000

(19) Repair and replace roof of Fort Canby Interpretive Center.

	Reappropriation	Appropriation
GF, ORA—State		26,250
GF, ORA—Federal		26,250
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		52,500

(20) Repair and replace timber breakwater, Fort Worden.

	Reappropriation	Appropriation
GF, ORA—State		96,900
GF, ORA—Federal		96,900
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		193,800

(21) Renovate car-top boat launch ramp and turnaround, Potholes.

	Reappropriation	Appropriation
GF, ORA—State		15,250
GF, ORA—Federal		15,250

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		30,500
(22) Expand boat moorage, Deception Pass.		
	Reappropriation	Appropriation
GF, ORA—State		22,350
GF, ORA—Federal		22,350
		44,700
		44,700
(23) Renovate campground and day-use area, Riverside.		
	Reappropriation	Appropriation
GF, ORA—State		150,000
GF, ORA—Federal		150,000
		300,000
		300,000
(24) Begin trail system development, Mt. Spokane.		
	Reappropriation	Appropriation
GF, ORA—State		100,000
GF, ORA—Federal		100,000
		200,000
		200,000
(25) Construct small bathhouse and kitchen, Fort Worden.		
	Reappropriation	Appropriation
GF, ORA—State		89,900
GF, ORA—Federal		89,900
		179,800
		179,800
(26) Purchase and renovate Region III Headquarters.		
	Reappropriation	Appropriation
GF, ORA—State		145,000
		145,000
		145,000
(27) Develop boater destination site, Lower Columbia (Hump Island).		
	Reappropriation	Appropriation
GF, ORA—State		10,550

GF, ORA—Federal			10,550
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	
			21,100
(28) Acquire department of natural resources land, Sequest.			
		Reappropriation	Appropriation
GF, ORA—State			80,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	
			80,000
(29) Acquire two parcels of surplus department of transportation right-of-way property, Paradise Point.			
		Reappropriation	Appropriation
GF, ORA—State			25,800
GF, ORA—Federal			25,800
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	
			51,600
(30) Development of new access road and contact station facility, Lake Chelan.			
		Reappropriation	Appropriation
GF, ORA—State			112,750
GF, ORA—Federal			112,750
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	
			225,500
(31) Renovate concession area, Twenty-Five Mile Creek.			
		Reappropriation	Appropriation
GF, ORA—State			134,000
GF, ORA—Federal			134,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	
			268,000
(32) Complete 1977-79 facilities renovation, Lake Chelan.			
		Reappropriation	Appropriation
GF, ORA—State			96,350
GF, ORA—Federal			96,350
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs	
			268,000
			337,162
(33) Renovate day-use area, Saltwater.			
		Reappropriation	Appropriation

GF, ORA—State		57,750
GF, ORA—Federal		57,750

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
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115,500

(34) Renovate campground area, Larrabee.

Reappropriation

Appropriation

GF, ORA—State		68,550
GF, ORA—Federal		68,550

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
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137,100

(35) Renovate day-use area, Wenberg.

Reappropriation

Appropriation

GF, ORA—State		67,100
GF, ORA—Federal		67,100

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
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134,200

(36) Renovate boat moorage areas; Squaxin Island, Mystery Bay, Jarrell Cove, Penrose Point, Blake Island, and Cornet Bay.

Reappropriation

Appropriation

GF, ORA—State		216,150
GF, ORA—Federal		216,150

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
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432,300

(37) Begin phased restoration of day-use buildings, Millersylvania.

Reappropriation

Appropriation

GF, ORA—State		124,650
GF, ORA—Federal		124,650

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
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249,300

(38) Renovate 25 campsites, Birch Bay.

Reappropriation

Appropriation

GF, ORA—State		62,650
GF, ORA—Federal		62,650

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
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125,300

(39) Install rock riprap, Fort Casey.

	Reappropriation	Appropriation
GF, ORA—State		26,000
GF, ORA—Federal		26,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		52,000

(40) Remodel and renovate the St. Edwards facility.

	Reappropriation	Appropriation
GF, ORA—State		297,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		297,000

(41) Acquire from the department of natural resources approximately forty acres of common school trust land near Puyallup.

	Reappropriation	Appropriation
GF, ORA—State		400,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		400,000

(42) Acquire portions of riverbank on the Green River.

	Reappropriation	Appropriation
GF, ORA (HJR 52)	375,000	375,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		750,000

(43) To construct an information center, view points, and sanitary facilities in the Mt. St. Helens vicinity.

	Reappropriation	Appropriation
GF, ORA—State		100,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		100,000

NEW SECTION. Sec. 15. FOR THE DEPARTMENT OF FISHERIES

(1) Renovate to meet health, safety, and code requirements.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct	655,000	248,700
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
692,140		1,595,840

(2) Continue pollution abatement and pond cleaning to meet various water quality standards.

	Reappropriation	Appropriation
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GF, Fish Cap Proj Acct	732,000	1,269,715
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
997,225	1,000,000	3,998,940

(3) Provide handicap access to various facilities.

	Reappropriation	Appropriation
General Fund—Federal		256,614
GF, Fish Cap Proj Acct	243,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
96,377		595,991

(4) Provide necessary replacements and alterations at facilities to maintain current productions.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct	1,466,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
1,023,250		2,489,250

(5) Stabilize Jordan Creek at Skagit Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct	216,000	224,266
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	25,734	466,000

(6) Complete projects for improvement of operations and production efficiency.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct	542,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
843,964		1,385,964

(7) Complete salmon enhancement program. The \$2,000,000 salmon enhancement construction account appropriation is to provide increased funding for the Skagit River spawning channel and is contingent on the enactment of Senate Bill No. 3586 during the 1981 regular session of the legislature.

	Reappropriation	Appropriation
GF, Sal Enhmt Constr Acct	14,381,000	2,000,000
General Fund—Federal	1,559,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
18,484,500		36,424,500

(8) Complete outdoor recreation account projects.

	Reappropriation	Appropriation
GF, ORA—State	186,000	

GF, ORA—Federal	254,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
590,327		1,030,327

(9) Replace auxiliary generators at various hatcheries.

	Reappropriation	Appropriation
General Fund—Federal		327,366
GF, Fish Cap Proj Acct	18,000	302,184
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
160,000		807,550

(10) Provide artificial reef structures in Puget Sound and Hood Canal.

	Reappropriation	Appropriation
GF, ORA—State	205,000	
GF, ORA—Federal	205,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		410,000

(11) Construct wooden walkways and handrails at Westhaven Cove Marina, Westport.

	Reappropriation	Appropriation
GF, ORA—State	62,000	
GF, ORA—Federal	62,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		124,000

(12) Develop breakwater launch ramp, loading and tie-up floats, sanitary facilities, parking, and other related facilities for recreational fishing at Snow Creek.

	Reappropriation	Appropriation
GF, ORA—State	322,500	
GF, ORA—Federal	322,500	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		645,000

(13) Construct public fishing pier and related facilities on the downtown Tacoma waterfront of Commencement Bay.

	Reappropriation	Appropriation
GF, ORA—State	339,250	99,250
GF, ORA—Federal	339,250	99,250
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		877,000

(14) Replace auxiliary fuel tanks at hatcheries.

	Reappropriation	Appropriation
General Fund—Federal		30,558
GF, Fish Cap Proj Acct		144,400
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs

(15) Rebuild main water supply, Humptulips Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		331,663
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs

(16) Replace sand separator, Green River Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		91,175
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		91,175

(17) Construct adult holding and spawning facilities, Buck Creek Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		340,769
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		340,769

(18) Construct adult holding and spawning pond, Lewis River Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		439,520
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		439,520

(19) Construct new incubation system, George Adams Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		392,832
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		392,832

(20) Replace fishway intake, Sunset Falls.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		133,416
Project	Estimated	Estimated

Costs Through 6/30/81	Costs 7/1/83 and Thereafter	Total Costs
		133,416
(21) Provide riprap for erosion control, Green River Hatchery.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		39,519
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		39,519
(22) Provide isolated storage buildings or approved cabinet facilities for volatile products storage at primary hatchery locations.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		56,223
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		56,223
(23) Replace electrical service, Washougal Hatchery.		
	Reappropriation	Appropriation
General Fund—Federal		77,260
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		77,260
(24) Install new incubation system, Lewis River Hatchery.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		231,579
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		231,579
(25) Install intake pump, Skagit Hatchery.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		161,912
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		161,912
(26) Replace storage building, Washougal Hatchery.		
	Reappropriation	Appropriation
General Fund—Federal		59,803
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		59,803

(27) Replace roofs, Kalama Falls and Elokomin Hatcheries.

	Reappropriation	Appropriation
General Fund—Federal		51,623
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs

(28) Install Heath incubators, Simpson Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		122,112
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs

(29) Complete building renovation, Puyallup Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		130,567
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
74,470		205,037

(30) Cover work area with asphalt, Hood Canal Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		14,588
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		14,588

(31) Install gas island, Elwha Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		9,209
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		9,209

(32) Install effluent-line booster pump, Humptulips Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		9,914
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		9,914

(33) Construct adult holding and spawning pond, Skykomish Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		194,700
Project	Estimated	Estimated

Costs Through 6/30/81	Costs 7/1/83 and Thereafter	Total Costs
		194,700
(34) Install 10,000-gallon, fresh water, metal storage tank, Brinnon Laboratory.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		20,721
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		20,721
(35) Replace gravity pipeline, Hord Creek Hatchery.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		179,166
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		207,254
(36) Replace pond drains, Issaquah Hatchery.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		207,254
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		207,254
(37) Install deep saltwater pipe and filter system, Brinnon Laboratory.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		68,600
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		68,600
(38) Construct new storage buildings, Elwha, Humptulips, and Skagit Hatcheries.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		154,100
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
297,000		451,100
(39) Install Heath incubators, Washougal Hatchery.		
	Reappropriation	Appropriation
General Fund—Federal		136,402
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		136,402

(40) Provide domestic water supply and incinerator toilet, Garrison Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		29,402
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
325,000		354,402

(41) Install Heath incubators and improve water supply, Skykomish Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		406,217
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		406,217

(42) Install adult trapping weirs and salmon egg incubation boxes in various streams, western Washington.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		140,920
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
130,000	690,000	960,920

(43) Construct adult pond separators, Soleduck Hatchery.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct	40,000	58,135
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
172,063		270,198

(44) Install incubation filters, Grays River Hatchery.

	Reappropriation	Appropriation
General Fund—Federal		160,062
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		160,062

(45) Install permanent sills, Kalama Falls Hatchery.

	Reappropriation	Appropriation
General Fund—Federal		364,946
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs

(46) Improve adult holding pond and spawning structures, Elokomina Hatchery.

	Reappropriation	Appropriation
General Fund—Federal		71,497

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
(47) Install electric automated seawater system, Willapa Laboratory.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		8,820
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		8,820
(48) Improve grounds and blacktop laboratory site area, Brinnon Laboratory.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		46,983
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		46,983
(49) Repair gabion sill, Soleduck Hatchery.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		47,092
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		47,092
(50) Asphalt rearing pond, Klickitat Hatchery.		
	Reappropriation	Appropriation
General Fund—Federal		36,392
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		36,392
(51) Repair standard ponds, Klickitat Hatchery.		
	Reappropriation	Appropriation
General Fund—Federal		266,066
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		266,066
(52) Construct public recreational fishing access facilities on the pontoon level of the Hood Canal bridge.		
	Reappropriation	Appropriation
GF, ORA—State	190,000	
GF, ORA—Federal	190,000	
Project Costs Through	Estimated Costs 7/1/83 and	Estimated Total Costs

6/30/81

Thereafter

380,000

(53) Place gravel on public recreational tideland area, Seahurst County Park.

	Reappropriation	Appropriation
GF, ORA—State		14,000
GF, ORA—Federal		14,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		28,000

(54) Place gravel on public recreational tideland area, Fay Bainbridge.

	Reappropriation	Appropriation
GF, ORA—State		7,000
GF, ORA—Federal		7,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		14,000

(55) Place gravel on public recreational tideland area, Quartermaster Harbor.

	Reappropriation	Appropriation
GF, ORA—State		4,250
GF, ORA—Federal		4,250
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		8,500

(56) Place gravel on public recreational tideland area, Fry Cove County Park.

	Reappropriation	Appropriation
GF, ORA—State		17,750
GF, ORA—Federal		17,750
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		35,500

(57) Place gravel on public recreational tideland area, Bywater Bay.

	Reappropriation	Appropriation
GF, ORA—State		14,000
GF, ORA—Federal		14,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		28,000

(58) Renovate and improve to protect park and boat launch from erosion, Pillar Point.

	Reappropriation	Appropriation
GF, ORA—State		81,700
GF, ORA—Federal		81,700
Project Costs	Estimated Costs	Estimated Total

Through 6/30/81	7/1/83 and Thereafter	Costs
		163,400
(59) Acquire tidelands and/or saltwater shoreline access.		
	Reappropriation	Appropriation
GF, ORA—State		100,000
GF, ORA—Federal		100,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		200,000
(60) Purchase a salmon rearing net pen complex.		
	Reappropriation	Appropriation
GF, Fish Cap Proj Acct		200,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		200,000

NEW SECTION. Sec. 16. FOR THE DEPARTMENT OF GAME**(1) Reappropriation of various 1979-81 projects which have not been completed.**

	Reappropriation	Appropriation
GF, ORA—State	825,000	
GF, ORA—Federal	346,000	
Game Fund—State	837,000	
Game Fund—Federal	1,055,000	
Game Fund—Game Sp Wildlife Acct	95,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		1,799,626

(2) Relocate shop facilities from the Auburn Game Farm to the Olympia area from proceeds of the sale of the Auburn Game Farm. This appropriation is contingent on the enactment of House Bill No. 66 during the 1981 regular session of the legislature.

	Reappropriation	Appropriation
Game Fund—State		819,700
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		1,019,700

(3) Replace raceways and roads, South Tacoma Hatchery.

	Reappropriation	Appropriation
Game Fund—State		133,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	200,000	400,000

(4) Replace thirty-nine sets of outdoor toilets on department access areas state-wide.

Reappropriation	Appropriation
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Game Fund—State		195,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	400,000	595,000

(5) Repair three dikes, Skagit Wildlife Recreation Area.

	Reappropriation	Appropriation
Game Fund—State		88,000
Game Fund—Federal		264,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		352,000

(6) Construct dike and water control structures, McNary Wildlife Recreation Area.

	Reappropriation	Appropriation
Game Fund—State		17,000
Game Fund—Federal		250,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		267,000

(7) Replace hatchery building, South Tacoma Hatchery.

	Reappropriation	Appropriation
Game Fund—State		227,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		227,000

(8) Construct new residence and upgrade domestic water supply, Ringold Rearing Pond.

	Reappropriation	Appropriation
Game Fund—Federal		119,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		119,000

(9) Replace roofs on several buildings, state-wide.

	Reappropriation	Appropriation
Game Fund—State		126,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		126,000

(10) Purchase land and construct new regional office and storage building using proceeds from sale of present regional office in downtown Seattle.

	Reappropriation	Appropriation
Game Fund—State		1,081,000
Project	Estimated	Estimated

Costs Through 6/30/81	Costs 7/1/83 and Thereafter	Total Costs
		1,081,000
(11) Replace fishing sites condemned by the Corps of Engineers near Bonneville Dam, Columbia River.		
	Reappropriation	Appropriation
Game Fund—Federal		120,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		120,000
(12) Replace wildlife habitat lost to inundation of Snake River Canyon.		
	Reappropriation	Appropriation
Game Fund—Federal		2,480,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	4,960,000	7,440,000
(13) Complete acquisition of thirty-five acres in three parcels of cooperative project with Whatcom county, Tennant Lake Wildlife Recreation Area.		
	Reappropriation	Appropriation
GF, ORA—State		76,500
GF, ORA—Federal		76,500
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		153,000
(14) Complete cooperative development project with Whatcom County, Tennant Lake Wildlife Recreation Area.		
	Reappropriation	Appropriation
GF, ORA—State		93,500
GF, ORA—Federal		93,500
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		187,000
(15) Construct fishing dock with parking and sanitary facilities, Mercer Island.		
	Reappropriation	Appropriation
GF, ORA—State		29,500
GF, ORA—Federal		29,500
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		59,000
(16) Redevelop fishing and boating access with parking and sanitary facilities, Heller Basin—Snake River.		
	Reappropriation	Appropriation
GF, ORA—State		63,500
GF, ORA—Federal		63,500

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
15,000		142,000

(17) Redevelop fishing and boating access with parking and sanitary facilities, Kenmore access—
Lake Washington.

	Reappropriation	Appropriation
GF, ORA—State		17,000
GF, ORA—Federal		17,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		34,000

(18) Develop fishing and boating access with parking and sanitary facilities, city of Snohomish—
Snohomish River.

	Reappropriation	Appropriation
GF, ORA—State		62,500
GF, ORA—Federal		62,500
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		125,000

(19) Provide fishing and launch float, Clear Lake.

	Reappropriation	Appropriation
GF, ORA—State		11,000
GF, ORA—Federal		11,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
41,000		63,000

(20) Develop public fishing access with launch, parking, and sanitary facilities, Wenas Lake.

	Reappropriation	Appropriation
GF, ORA—State		35,000
GF, ORA—Federal		35,000
Game Fund—Private/Local		27,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		97,000

(21) Redevelop fishing and boating access with launch, parking, and sanitary facilities, Deep Lake.

	Reappropriation	Appropriation
GF, ORA—State		37,500
GF, ORA—Federal		37,500
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		75,000

(22) Redevelop fishing and boating access with launch, parking, and sanitary facilities, Jamison Lake.

	Reappropriation	Appropriation
GF, ORA—State		133,000
GF, ORA—Federal		133,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		266,000

(23) Develop fishing and boating access with launch, parking and sanitary facilities, Mitchell Access—Klickitat River.

	Reappropriation	Appropriation
GF, ORA—State		32,500
GF, ORA—Federal		32,500
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		65,000

(24) Acquire fishing area for public access, Cottage Lake.

	Reappropriation	Appropriation
GF, ORA—State		32,500
GF, ORA—Federal		32,500
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		65,000

(25) Acquire three public fishing easements and two parking areas between Auburn and Flaming Geyser, Green River.

	Reappropriation	Appropriation
GF, ORA—State		42,500
GF, ORA—Federal		42,500
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		85,000

(26) Acquire remainder parcels between Union Gap and Zillah on I-82 for wildlife habitat and public use.

	Reappropriation	Appropriation
GF, ORA—State		69,000
GF, ORA—Federal		69,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		138,000

NEW SECTION. Sec. 17. FOR THE DEPARTMENT OF NATURAL RESOURCES

(1) Prepare sites for commercial leases and land development projects.

	Reappropriation	Appropriation
GF, Res Mgmt Cost Acct	2,541,000	
Project Costs Through	Estimated Costs 7/1/83 and	Estimated Total Costs

6/30/81	Thereafter	
965,000	1,578,000	5,084,000
(2) Provide equipment repair and vehicle storage facility, Clearwater Correction Center Annex.		
	Reappropriation	Appropriation
GF, CEP & RI Acct	268,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
268,300		536,300
(3) Construct roads and bridges to state land, Cavanaugh Block Access.		
	Reappropriation	Appropriation
GF, For Dev Acct	450,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
25,000		475,000
(4) Develop irrigation for state land, Black Rock Project.		
	Reappropriation	Appropriation
GF, Res Mgmt Cost Acct	206,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
84,000		290,000
(5) Improve road for timber sales activities, Elbe Hills Betterment.		
	Reappropriation	Appropriation
GF, For Dev Acct	300,000	
GF, Res Mgmt Cost Acct	135,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
105,000		540,000
(6) Develop irrigation for state land, Smith Project.		
	Reappropriation	Appropriation
GF, Res Mgmt Cost Acct	275,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		275,000
(7) Acquire recreational property on Mt. Si.		
	Reappropriation	Appropriation
GF, ORA—State	200,000	
GF, ORA—Federal	200,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
1,400,000		1,800,000

(8) Replace existing water system at department of natural resources Lacey compound.

	Reappropriation	Appropriation
General Fund—State		16,000
GF, Res Mgmt Cost Acct		34,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		50,000

(9) Purchase land for resource management, Natural Resources Land Bank.

	Reappropriation	Appropriation
GF, For Dev Acct		2,000,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
1,000,000	4,000,000	7,000,000

(10) Construct and improve roads and bridges, management ponds.

	Reappropriation	Appropriation
GF, For Dev Acct		240,000
GF, Res Mgmt Cost Acct	1,273,000	929,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
193,000	4,000,000	6,958,000

(11) Develop irrigation projects on state-owned land.

	Reappropriation	Appropriation
GF, Res Mgmt Cost Acct	2,742,000	4,899,400
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
2,968,000	12,000,000	22,609,400

(12) Acquire rights-of-way access for land management.

	Reappropriation	Appropriation
GF, For Dev Acct		169,000
GF, Res Mgmt Cost Acct		676,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	1,600,000	3,311,000

(13) Construct boat launch ramp and breakwater, Marine Research Center.

	Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		19,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		19,000

(14) Purchase culverts and other materials for honor camp road maintenance.

Reappropriation	Appropriation
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GF, CEP & RI Acct		150,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
20,000	200,000	370,000

(15) Increase seedling quality and production, Forest Nursery.

Reappropriation	Appropriation
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GF, Res Mgmt Cost Acct		110,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		310,000

(16) Improve forest fire protection facilities.

Reappropriation	Appropriation
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General Fund—State		49,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
15,000	40,000	104,000

(17) Provide access to potential commercial lease property, highway 18 interchange.

Reappropriation	Appropriation
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GF, For Dev Acct		250,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		250,000

(18) Construct access to road to state land, Rock Creek Road rehabilitation.

Reappropriation	Appropriation
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GF, For Dev Acct		250,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs

(19) Construct and improve campsites, roads, trails, and other recreation projects.

Reappropriation	Appropriation
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GF, ORV	507,000	429,000
GF, Snowmobile Acct		67,000
GF, ORA—State	99,000	310,000
GF, ORA—Federal	300,000	310,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
2,470,000	1,379,000	5,871,000

(20) Construct bridge and access road to state lands, McDonald Mainline.

Reappropriation	Appropriation
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GF, For Dev Acct	69,700
GF, Res Mgmt Cost Acct	135,300

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		205,000
(21) Remodel five field buildings.		
	Reappropriation	Appropriation
General Fund—State		27,000
GF, For Dev Acct		23,000
GF, Res Mgmt Cost Acct		46,000
		96,000
	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		96,000
(22) Acquire the Milwaukee Railroad right-of-way and existing bridges from Easton in Kittitas County to Tekoa in Whitman County.		
	Reappropriation	Appropriation
GF, ORA—State		3,500,000
		3,500,000
	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		3,500,000
NEW SECTION. Sec. 18. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT		
(1) \$5,000,000 for the planning, design, construction, furnishing and landscaping of a multi-theatre international performing arts facility designated as the "Pacific Northwest festival facility" located in south King county in the vicinity of Federal Way. The appropriation contained in this section shall not be expended until the state is in receipt of \$15,000,000 from the federal government and/or other sources. Should federal legislation dictate that the facility be owned by the federal government, the state moneys shall be granted to such federal administering agency which is representing the federal government.		
	Reappropriation	Appropriation
GF, Pacific Northwest Festival Facility Constr Acct—State	5,000,000	
		5,000,000
	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		5,000,000
(2) To provide matching grants for the planning, design, construction, furnishing, and landscaping of two regionally based performing arts facilities, to be known as the "Washington center for the performing arts" facility located in Thurston county within the area of the city of Olympia, and "the Pantages theatre" facility located in Pierce county within the area of the city of Tacoma.		
	Reappropriation	Appropriation
GF, Cultural Facilities Constr Acct	3,000,000	
		3,000,000
	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		3,000,000
(3) The Indian Cultural Center Construction Account Appropriation contained in this subsection shall be expended exclusively for a grant to the city of Seattle in trust for the United Indians of All Tribes Foundation for the development of a regional Indian cultural, educational, tourist, and economic development facility designated as the "People's Lodge." If \$2,700,000 or more in additional federal and/or private		

funding is not secured within three years of the effective date of this 1981 act and applied towards the completion of the "People's Lodge," ownership of the property and/or facility developed with this appropriation shall be transferred to the state.

	Reappropriation	Appropriation
GF, Indian Cultural Center Constr Acct	1,000,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		1,000,000

NEW SECTION. Sec. 19. FOR THE UNIVERSITY OF WASHINGTON

(1) Provide for completion of Phase III, Bagley Hall renovation.

	Reappropriation	Appropriation
GF, UW Bldg Acct	400,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
3,770,000		4,170,000

(2) Provide for completion of utility and service projects.

	Reappropriation	Appropriation
GF, UW Bldg Acct	1,000,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
1,248,000		2,248,000

(3) Provide for completion of remodeling, Eagleson Hall.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	150,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
387,000		537,000

(4) Provide for completion of remodeling, Health Sciences D wing.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	1,368,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
438,000		1,806,000

(5) Provide for completion of remodeling, Health Sciences Intramural Dentistry Clinic.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	429,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
8,000		437,000

(6) Provide for completion of remodeling, Staff Personnel Office.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	507,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
139,000		646,000

(7) Provide for completion of new mechanical room and court addition, Health Sciences E wing.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	300,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
1,280,000		1,580,000

(8) Provide for completion of restoration work, Johnson Annex B.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	154,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
96,000		250,000

(9) Provide for completion of new teaching building and dormitory, Pack Forest.

	Reappropriation	Appropriation
GF, UW Bldg Acct	130,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
414,000		544,000

(10) Provide for completion of two new dormitories and one apartment building, Friday Harbor.

	Reappropriation	Appropriation
GF, UW Bldg Acct	200,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
517,000		717,000

(11) Design facilities for cooperative federal, state, and the college of fisheries use, Big Beef Creek Laboratory.

	Reappropriation	Appropriation
GF, UW Bldg Acct	50,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
150,000		200,000

(12) Provide for completion of addition to existing structure, Physical Plant Office Building.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	410,000	
Project	Estimated	Estimated

Costs Through 6/30/81	Costs 7/1/83 and Thereafter	Total Costs
24,000		434,000

(13) Provide for completion of addition to existing structure, Purchasing/Accounting Building.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	942,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
61,000		1,003,000

(14) Provide for completion of new teaching building, Biological Sciences.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	3,500,000	2,366,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
8,125,000		14,139,000

(15) Provide for continuation of general upgrading of the Health Sciences E and F wings, completion of E Court, and fire safety improvements throughout the Health Sciences Building.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	250,000	3,514,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
110,000		3,874,000

(16) Provide for completion of upgrading of building systems and remodeling of interior space, Raitt Hall.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	2,850,000	1,448,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
174,000		4,472,000

(17) Provide for minor repairs and improvements, including fire safety—Omnibus.

	Reappropriation	Appropriation
GF, UW Bldg Acct	750,000	2,165,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
5,284,000		12,925,000

(18) Replace instructional and support equipment.

	Reappropriation	Appropriation
GF, UW Bldg Acct		6,843,000
Project Costs Through	Estimated Costs 7/1/83 and	Estimated Total Costs

6/30/81	Thereafter	
6,843,000		6,843,000

(19) Provide for upgraded utilities services and substation, extend services to plant services building, and extend supervisory control and emergency power systems.

	Reappropriation	Appropriation
GF, UW Bldg Acct		1,010,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		1,010,000

(20) Replace old oil/gas boiler with new coal/oil/gas boiler and provide plant modifications to make coal primary fuel of the campus.

	Reappropriation	Appropriation
GF, H Ed Constr Acct		6,000,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	4,000,000	10,000,000

(22) Provide for energy conservation improvements to building systems, increase insulation on utility steam lines, and modify chilled water systems.

	Reappropriation	Appropriation
GF, UW Bldg Acct		1,710,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		1,710,000

(23) Construct and equip first wing of new building to house College of Marine Sciences.

	Reappropriation	Appropriation
GF, H Ed Constr Acct		5,457,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
150,000		5,607,000

(24) Provide for design of renovation of Roberts Hall engineering facilities.

	Reappropriation	Appropriation
GF, UW Bldg Acct		657,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	6,555,000	7,212,000

(25) Construct, equip, and acquire land and/or purchase an existing facility for a consolidated hospital laundry facility.

	Reappropriation	Appropriation
GF, H Ed Constr Acct		4,673,000
Project Costs Through	Estimated Costs 7/1/83 and	Estimated Total Costs

	6/30/81	Thereafter		5,323,000
(26)	Construct, equip, and acquire land for a hospital general service facility.			
			Reappropriation	Appropriation
GF, H Ed Constr Acct				1,602,000
	Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter		Estimated Total Costs
		1,402,000		3,204,000
(27)	Construct and equip renovations and additions to University Hospital.			
			Reappropriation	Appropriation
GF, H Ed Constr Acct				45,225,000
	Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter		Estimated Total Costs
		41,825,000		58,886,000
(28)	Parrington Hall renovation preplanning.			
			Reappropriation	Appropriation
GF, UW Bldg Acct				64,000
(29)	Fisheries Center remodel preplanning.			
			Reappropriation	Appropriation
GF, UW Bldg Acct				43,000
(30)	Johnson Hall renovation preplanning.			
			Reappropriation	Appropriation
GF, UW Bldg Acct				55,000
(31)	Health Sciences Building G-Wing renovation preplanning.			
			Reappropriation	Appropriation
GF, UW Bldg Acct				43,000
<u>NEW SECTION. Sec. 20. FOR WASHINGTON STATE UNIVERSITY</u>				
(1)	Provide for completion of remodeling, Morrill Hall.			
			Reappropriation	Appropriation
GF, H Ed Constr Acct			985,000	
	Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter		Estimated Total Costs
	990,000			1,975,000
(2)	Provide for completion of handicap access remodeling.			
			Reappropriation	Appropriation
GF, St H Ed Constr Acct			2,740,000	
	Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter		Estimated Total Costs
	225,000			2,965,000
(3)	Provide for completion of remodeling and addition, Wegner Hall.			
			Reappropriation	Appropriation
GF, H Ed Constr Acct			1,848,000	

GF, WSU Constr Acct		208,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter		Estimated Total Costs
6,364,000			9,547,000
(4) Provide for completion of new facility, Multipurpose Animal Holding Facility.			
		Reappropriation	Appropriation
GF, H Ed Constr Acct		1,978,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter		Estimated Total Costs
40,000			2,018,000
(5) Provide for minor capital improvements—Omnibus.			
		Reappropriation	Appropriation
GF, WSU Bldg Acct		2,574,000	5,909,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter		Estimated Total Costs
4,822,000			15,143,000
(6) Continue phased renovation of offices, teaching and research laboratories for the Department of Chemistry, Fullmer Hall.			
		Reappropriation	Appropriation
GF, H Ed Constr Acct			2,340,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter		Estimated Total Costs
54,000			2,394,000
(7) Replace instructional and support equipment.			
		Reappropriation	Appropriation
GF, WSU Bldg Acct			2,283,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter		Estimated Total Costs
			2,283,000
(8) Provide for the design, renovation, and equipping of College Hall.			
		Reappropriation	Appropriation
GF, H Ed Constr Acct			3,891,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter		Estimated Total Costs
38,000			3,929,000
(9) Provide for the design, renovation, and equipping of Science Hall, Phase I.			
		Reappropriation	Appropriation
GF, H Ed Constr Acct			4,181,000
Project Costs Through	Estimated Costs 7/1/83 and		Estimated Total Costs

6/30/81	Thereafter	
56,000		4,237,000

NEW SECTION. Sec. 21. FOR EASTERN WASHINGTON UNIVERSITY

(1) Provide for completion of new facility, HPERA Fieldhouse.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct	295,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
2,162,000		2,457,000

(2) Provide for completion of health, safety, and handicapped improvements.

	Reappropriation	Appropriation
GF, EWU Cap Proj Acct	17,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
439,000		456,000

(3) Provide for completion handicap access remodeling.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct	210,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
231,000		441,000

(4) Provide for completion of new facility, Aquatics Buildings.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	60,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
1,705,000		1,765,000

(5) Provide for completion of remodeling, Martin Hall.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	2,600,000	
GF, EWU Cap Proj Acct		625,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
500,000		3,725,000

(6) Provide for minor capital improvements and energy conservation projects—Omnibus.

	Reappropriation	Appropriation
GF, EWU Cap Proj Acct	1,000,000	1,140,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
1,472,000		3,946,000

(7) Replace instructional and support equipment.

	Reappropriation	Appropriation
GF, EWU Cap Proj Acct		400,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		400,000

(8) To provide for the design, renovation, and equipping of the Manual Arts Building and Sutton Hall for Student Services.

	Reappropriation	Appropriation
GF, H Ed Constr Acct		5,231,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	3,181,000	8,412,000

NEW SECTION, Sec. 22. FOR CENTRAL WASHINGTON UNIVERSITY

(1) Planning funds to restore and remodel Barge Hall.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct	5,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
13,000		18,000

(2) To provide funding which will enable the university to share costs with the city of Ellensburg in a fire pumper truck purchase.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct	40,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		40,000

(3) Provide for completion of utility system repairs and alterations.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct	119,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
271,000		390,000

(4) Provide for completion of remodeling, Bouillon.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct	20,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
2,095,000		2,115,000

(5) Provide for completion of safety corrections, Randall.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct	5,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
79,000		84,000

(6) Provide for completion of WISHA safety corrections.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct	53,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
66,000		119,000

(7) Provide for completion of modifications for handicapped.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct	50,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
112,000		162,000

(8) Provide for completion of utilities improvements.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct	900,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
126,000		1,026,000

(9) Provide for completion of handicap access remodeling.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct	444,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
88,000		532,000

(10) Provide for completion of new facility, Botany Greenhouse.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	40,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
445,000		485,000

(11) Provide for completion of renovation and remodeling, McConnel Hall and Wildcat Shop.

	Reappropriation	Appropriation
GF, H Ed Constr Acct	512,000	
Project Costs	Estimated Costs	Estimated Total

Through 6/30/81	7/1/83 and Thereafter	Costs
2,987,000		3,499,000

(12) Provide for minor capital improvements—Omnibus.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct	1,823,000	890,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
719,000		3,432,000

(13) Remove asbestos in fibrous form with priority removal from places of public occupancy.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct		239,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		239,000

(14) Improve, extend, and modify underground utilities and services.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct		270,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		270,000

(15) Install economizers, monitoring equipment, fuel atomizers, control equipment, and insulation, Boiler House.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct		535,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		535,000

(16) Expand supervisory control system throughout the campus.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct		1,100,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		1,100,000

(17) Replace instructional and support equipment.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct		425,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		425,000

(18) To provide computer equipment and systems.

	Reappropriation	Appropriation
GF, CWU Cap Proj Acct		700,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		700,000

NEW SECTION. Sec. 23. FOR THE EVERGREEN STATE COLLEGE

(1) To provide emergency repairs and renovations for the library building.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct		432,000
GF, TESC Cap Proj Acct	95,000	
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
15,000		542,000

(2) Reroof Seminar Building.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct		61,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		60,856

(3) Replace instructional and support equipment.

	Reappropriation	Appropriation
GF, TESC Cap Proj Acct		400,000
GF, St H Ed Constr Acct		50,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		450,000

(4) Make improvements to existing building systems to achieve energy conservation.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct		120,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		120,000

(5) Provide for the design of a recreation facility/gymnasium.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct		270,000

(6) Provide for completion of soccer fields.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct		580,000

NEW SECTION. Sec. 24. FOR WESTERN WASHINGTON UNIVERSITY

(1) Complete design to improve access to service facilities on south campus physical plant site including hazardous materials storage for nonacademic needs.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct	20,000	
Project Costs Through 6/30/81 103,000	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs 123,000
(2) Provide for completion of handicap access remodeling.		
	Reappropriation	Appropriation
GF, St H Ed Constr Acct	100,000	
Project Costs Through 6/30/81 227,000	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs 327,000
(3) Provide for completion of work on south campus fields.		
	Reappropriation	Appropriation
GF, St H Ed Constr Acct	200,000	
Project Costs Through 6/30/81 2,207,000	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs 2,407,000
(4) Provide for completion of new facility, South Academic Building.		
	Reappropriation	Appropriation
GF, H Ed Constr Acct	3,000,000	
GF, WWU Cap Proj Acct	788,000	843,000
Project Costs Through 6/30/81 1,500,000	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs 6,131,000
(5) Purchase several parcels of private property which remain within the Western Washington University comprehensive land use plan.		
	Reappropriation	Appropriation
GF, WWU Cap Proj Acct		250,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter 300,000	Estimated Total Costs 550,000
(6) Provide for minor capital improvements—Omnibus.		
	Reappropriation	Appropriation
GF, WWU Cap Proj Acct	250,000	1,269,000
Project Costs Through 6/30/81 1,052,000	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs 2,571,000
(7) Construct and equip solid waste incineration system.		
	Reappropriation	Appropriation
GF, WWU Cap Proj Acct		386,000

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		386,000

(8) Replace instructional and support equipment.

	Reappropriation	Appropriation
GF, WWU Cap Proj Acct		556,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		556,000

NEW SECTION. Sec. 25. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

This act assumes that Big Bend community college will design, construct, and equip a business education and vocational classroom building to replace World War II temporary barracks from local funds derived from the sale proceeds of \$1,000,000 for the south campus.

(1) To construct a new parking facility at Seattle central community college. This appropriation reflects the deposit of \$352,000 in the state general fund in 1974 from the sale of surplus Seattle community college property.

	Reappropriation	Appropriation
General Fund—State		352,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		352,000

(2) Reappropriations for projects approved and funded in previous biennia.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct	1,250,000	
GF, Com Col Cap Impvmt Acct	799,000	
GF, Com Col Cap Proj Acct	1,105,000	
GF, Com Col Cap Constr Acct	10,754,000	

(3) Provide for emergency repair projects on various community college campuses.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct		2,200,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		2,200,000

(4) Provide for nondeferrable repair projects on various campuses.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct		2,974,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		2,974,000

(5) Provide for nondeferrable improvements, Edmonds Community College.

	Reappropriation	Appropriation
GF, St H Ed Constr Acct		144,000

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		144,000
(6) Provide for code repair projects on various campuses.		
	Reappropriation	Appropriation
GF, St H Ed Constr Acct		609,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		609,000
(7) Provide for minor repairs and improvements on twenty campuses.		
	Reappropriation	Appropriation
GF, Com Col Cap Constr Acct		2,599,000
GF, St H Ed Constr Acct		176,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		3,201,000
(8) Provide for minor repair projects on four campuses.		
	Reappropriation	Appropriation
GF, Com Col Cap Constr Acct		111,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		111,000
(9) To provide for minor capital improvements to correct facility deficiencies and improve utilization, to be allocated to each district by the state board for community college education.		
	Reappropriation	Appropriation
GF, Com Col Cap Constr Acct		2,500,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		1,949,000
(10) To provide for unforeseen emergency capital repairs, to be administered by the state board for community college education.		
	Reappropriation	Appropriation
GF, Com Col Cap Constr Acct		500,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		500,000
(11) Provide for minor improvements.		
	Reappropriation	Appropriation
GF, Com Col Cap Constr Acct		1,636,000
Project Costs	Estimated Costs	Estimated Total

Through 6/30/81	7/1/83 and Thereafter	Costs
		1,636,000

(12) Provide for minor improvements, six projects, on five campuses.

	Reappropriation	Appropriation
GF, Com Col Cap Impvmt Acct		58,000
GF, Com Col Cap Constr Acct		654,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		712,000

(13) Provide for minor improvements, two projects, on two campuses.

	Reappropriation	Appropriation
GF, Com Col Cap Impvmt Acct		109,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		109,000

(14) Purchase dormitory, Yakima Valley College.

	Reappropriation	Appropriation
GF, Com Col Cap Impvmt Acct		507,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		507,000

(15) Remodel/relocate auto shop, administration and parent education facilities, Lower Columbia College.

	Reappropriation	Appropriation
GF, St H Ed Const Acct		391,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
		391,000

NEW SECTION. Sec. 26. FOR THE BOARD OF EDUCATION—SUPERINTENDENT OF PUBLIC INSTRUCTION

Provide for planning, construction, remodeling, and demolition of public school facilities: PROVIDED, That no more than \$251,700,000 shall be disbursed from this appropriation during the 1981-83 biennium.

	Reappropriation	Appropriation
Common School Construction Fund	133,800,000	184,700,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
218,497,082	200,000,000	736,997,082

NEW SECTION. Sec. 27. FOR THE COMMISSION FOR VOCATIONAL EDUCATION

Provide for planning, design, and construction of a Fire Service and Training Center.

	Reappropriation	Appropriation
GF, Fire Trng Constr Acct	4,159,000	

Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
294,000		4,453,000

NEW SECTION. Sec. 28. FOR THE ARTS COMMISSION—ART WORK ALLOWANCE

In accordance with RCW 43.17.200, all state agencies or departments shall expend, as a nondeductible item, out of any moneys appropriated for the original construction of any state building, an amount of one-half of one percent of the appropriation for the acquisition of works of art which may be an integral part of the structure, attached to the structure, detached within or outside of the structure, or can be exhibited by the agency in other public facilities. If the amount is not required in toto or in part for any project, the unrequired amounts may be accumulated and expended for art in other projects of the agency. For the purpose of this section, "building" does not include highway construction sheds, warehouses, or other buildings of a temporary nature.

NEW SECTION. Sec. 29. To effectively, efficiently, and economically carry out the provisions of this act, each agency shall establish a start date and completion date on each project which has an estimated total cost which exceeds two hundred thousand dollars and for which a start or completion date is not specified in this act. This information shall be furnished to the office of financial management and the legislative auditor no later than the date the allotment request is filed with the office of financial management. If a project cannot start on or before the indicated start date or be completed by the indicated completion date, the director of the agency shall document and file with the office of financial management and the legislative budget committee the reason for the delay and indicate the new start and/or completion date(s). The legislative auditor shall review these filings and report thereon to the legislative budget committee and the appropriate standing committees of the senate and house of representatives.

As a result of these filings, agency directors may be required to appear before the legislative budget committee for further explanation of a project delay.

NEW SECTION. Sec. 30. To effectively carry out the provisions of this act, the governor may assign responsibility for planning, engineering, construction, and other related activities to any appropriate agency.

NEW SECTION. Sec. 31. Reappropriations shall be limited to the unexpended balances remaining June 30, 1981, in the current appropriation for each project.

NEW SECTION. Sec. 32. Notwithstanding any other provisions of law, for the 1981-83 biennium, state treasurer transfers of reimbursement to the general fund from the community college capital projects account for debt service payments made under the provisions of Title 28B RCW shall occur only after such debt service payment has been made and only to the extent that funds are actually available in the account. Any unpaid reimbursements shall be a continuing obligation against the community college capital projects account until paid. The state board for community college education need not accumulate any specific balance in the community college capital projects account in anticipation of transfers to reimburse the general fund.

NEW SECTION. Sec. 33. Any capital improvements or capital project involving construction or major expansion of a state office facility, including district headquarters, detachment offices, and off-campus faculty offices, shall be reviewed by the department of general administration for possible consolidation and compliance with state office standards prior to allotment of funds. The intent of the requirement imposed by this section is to eliminate duplication and reduce total office space requirements where feasible, while ensuring proper service to the public.

NEW SECTION. Sec. 34. The governor, through the director of financial management, may authorize a transfer of appropriation authority provided for a capital project which is in excess of the amount required for the completion of such project to another capital project for which the appropriation is insufficient. No such transfer shall be used to expand the capacity of any facility beyond that intended by the legislature in making the appropriation. Such transfers may be effected only between capital appropriations to a specific department, commission, agency, or institution of higher education and only between capital projects which are funded from the same fund or account.

A report of any transfer effected under this section shall be filed with the legislative auditor by the director of financial management within thirty days of the date the transfer is effected. The legislative auditor shall review and compile these filings and periodically report thereon to the legislative budget committee and the appropriate standing committees of the senate and house of representatives.

NEW SECTION. Sec. 35. If any federal moneys appropriated by this act for capital projects are not received by the state, the department or agency to which the moneys were appropriated may replace the federal moneys with any moneys available from private or local sources. No replacement may occur under this section without the prior approval of the director of financial management in consultation with the committees on ways and means of the senate and house of representatives.

NEW SECTION. Sec. 36. Each agency receiving appropriations or reappropriations from the general fund—outdoor recreation account shall provide a master list of all incomplete projects funded in full or in part from the outdoor recreation account. Projects shall be considered incomplete if the project is not completed before November 1, 1981.

The master list shall include but is not limited to the following:

- (1) A list of projects in order of priority as determined by the agency;
- (2) A brief description of the project;

(3) A complete explanation of the status of each project; and

(4) A reconciliation of moneys, by subsource of funds, available to the agency to fund the projects.

Each agency shall submit its master list to the office of financial management. The office financial management shall forward each agency's master list of projects, along with any recommendations, to the committees on ways and means of the house of representatives and senate by December 1, 1981.

NEW SECTION. Sec. 37. State agencies shall not receive or make a contractual agreement to receive any donation of real property or an interest therein which commits the agency to assume on a current basis or request at a future time appropriated funds for operating, development, or acquisition costs without prior approval of the legislative budget committee or the committees on ways and means of the senate and house of representatives if the legislature is in session.

NEW SECTION. Sec. 38. Expenditure of moneys appropriated by section 3 of this act shall be made in consultation and with the prior approval of the state capitol committee in accordance with chapter 79.24 RCW. In addition, the department of general administration shall consult with and obtain the approval of the joint legislative committee on capitol facilities prior to expenditure of moneys appropriated by section 3 of this act on projects involving capitol buildings occupied wholly or in part by the legislature.

NEW SECTION. Sec. 39. As the principal and interest requirements of outstanding state bonds, notes, or other evidences of indebtedness and all such indebtedness as is hereafter issued approaches the statutory debt limitation provided for in RCW 39.42.060, the state finance committee shall notify the director of financial management. It is the responsibility of the director to establish priorities for capital projects according to the following order:

(1) Projects requiring reappropriations to fulfill any existing contractual obligations of the state;

(2) Projects which address critical and emergent needs of the state;

(3) Projects which are necessary to prevent the deterioration and structural damage to existing buildings and structures;

(4) All other projects for which funds have been appropriated.

The director of financial management shall notify the state finance committee and the committees on ways and means of the senate and house of representatives of the list of projects, by priority, as soon as possible. The state finance committee shall utilize the lists with respect to the issuance of bonds, notes, or other evidences of indebtedness of the state.

NEW SECTION. Sec. 40. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 41. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1981, with the exception of section 7(10) of this act, which shall take effect immediately."

On page 1, line 1 of the title, after "capital budget" strike the remainder of the title and insert "making appropriations and authorizing expenditures for capital improvements; authorizing certain projects; providing an effective date; and declaring an emergency."

Signed by Representatives Chandler, Chairman; Struthers, Vice Chairman; McDonald, Nisbet, Thompson, Warnke, Williams.

Voting nay: Representatives Sommers, Ranking Minority Member; Becker.

Not attending: Representative Greengo.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and the bills listed on today's supplemental Reports of Standing Committees were advanced to second reading and placed on the second reading calendar.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MESSAGES FROM THE SENATE

April 25, 1981

Mr. Speaker:

The Senate failed to pass ENGROSSED SUBSTITUTE HOUSE BILL NO. 31.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE HOUSE BILL NO. 144,
SECOND SUBSTITUTE HOUSE BILL NO. 246,
SUBSTITUTE HOUSE BILL NO. 277,
HOUSE BILL NO. 615,
HOUSE BILL NO. 616,

HOUSE BILL NO. 620,
 SECOND SUBSTITUTE HOUSE BILL NO. 628,
 SUBSTITUTE HOUSE BILL NO. 667,
 HOUSE BILL NO. 697,
 SUBSTITUTE HOUSE BILL NO. 711,
 SUBSTITUTE HOUSE BILL NO. 727,
 SUBSTITUTE HOUSE BILL NO. 747,
 HOUSE CONCURRENT RESOLUTION NO. 27,
 and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The President has signed:

SENATE BILL NO. 3131,
 SENATE BILL NO. 3157,
 SUBSTITUTE SENATE BILL NO. 3214,
 SUBSTITUTE SENATE BILL NO. 3232,
 SENATE BILL NO. 3255,
 SENATE BILL NO. 3272,
 SENATE BILL NO. 3355,
 SENATE BILL NO. 3372,
 SUBSTITUTE SENATE BILL NO. 3390,
 SUBSTITUTE SENATE BILL NO. 3456,
 SENATE BILL NO. 3458,
 SENATE BILL NO. 3532,
 SUBSTITUTE SENATE BILL NO. 3542,
 SENATE BILL NO. 3586,
 SUBSTITUTE SENATE BILL NO. 3602,
 SUBSTITUTE SENATE BILL NO. 3640,
 SENATE BILL NO. 3646,
 SUBSTITUTE SENATE BILL NO. 3655,
 SENATE BILL NO. 3871,
 SENATE BILL NO. 3928,
 SENATE BILL NO. 4026,
 SUBSTITUTE SENATE BILL NO. 4078,
 SUBSTITUTE SENATE BILL NO. 4087,
 SUBSTITUTE SENATE BILL NO. 4131,
 SUBSTITUTE SENATE BILL NO. 4190,
 SUBSTITUTE SENATE JOINT MEMORIAL NO. 106,
 and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SENATE BILL NO. 3131,
 SENATE BILL NO. 3157,
 SUBSTITUTE SENATE BILL NO. 3214,
 SUBSTITUTE SENATE BILL NO. 3232,
 SENATE BILL NO. 3255,
 SENATE BILL NO. 3272,
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SUBSTITUTE SENATE BILL NO. 3655,
SENATE BILL NO. 3871,
SENATE BILL NO. 3928,
SENATE BILL NO. 4026,
SUBSTITUTE SENATE BILL NO. 4078,
SUBSTITUTE SENATE BILL NO. 4087,
SUBSTITUTE SENATE BILL NO. 4131,
SUBSTITUTE SENATE BILL NO. 4190,
SUBSTITUTE SENATE JOINT MEMORIAL NO. 106.

MESSAGE FROM THE SENATE

April 25, 1981

Mr. Speaker:

The Senate has adopted the report of the Conference Committee on SUBSTITUTE HOUSE BILL NO. 601, and has passed the bill as amended by the Conference Committee, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

REPORT OF CONFERENCE COMMITTEE

April 25, 1981

Mr. Speaker:

Mr. President:

We, of your Conference Committee, to whom was referred SUBSTITUTE HOUSE BILL NO. 601, enacting the court congestion reduction act, have had the same under consideration and we recommend that the Senate Judiciary Committee amendments be adopted, except for sections 2 through 10 and section 16, and that the following language be stricken from section 22: On lines 9 and 10 and on lines 20 and 21, page 18, strike "or similarly trained person" and the title be changed to conform with the above recommendation.

Signed by Senators Hemstad, Talmadge, Newhouse; Representatives Ellis, Padden.

MOTION

Mr. Ellis moved that the House adopt the recommendations of the Conference Committee.

Mr. Ellis spoke in favor of the motion.

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Wang.

Mr. Wang: "Representative Ellis, are all the bonds out of here at this point?"

Mr. Ellis: "That's correct."

Mr. Wang: "Could you explain the effect of the amendment to strike the phrase 'or similarly trained persons'?"

Mr. Ellis: "That was the amendment which would require, in small claims court, that corporate plaintiffs could not use attorneys, paraprofessionals and, as the original Senate amendment read, or similarly trained persons. If the defendant objected to such representation in the small claims court it would then be put up in the justice court. During the conference and discussion with Senator Talmadge, whose amendment this was, he agreed that this is vague language and so we simply agreed to strike it out, so now the section still reads that a corporation cannot use an attorney or a legal paraprofessional in a small claims court if the defendant objects."

Mr. Wang: "Could you explain the relationship between lines 9 and 10 and then on lines 20 and 21?"

Mr. Ellis: "The first part is any person cannot use a lawyer or a legal paraprofessional. That phrase was used twice in that section, once relating to any parties and once relating to corporations."

The motion was carried.

FINAL PASSAGE OF HOUSE BILL
AS RECOMMENDED BY CONFERENCE COMMITTEE

The Speaker stated the question before the House to be final passage of Substitute House Bill No. 601 as recommended by the Conference Committee.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 601 as recommended by the Conference Committee, and the bill passed the House by the following vote: Yeas, 93; nays, 1; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representative Teutsch.

Not voting: Representatives Martinis, McCormick, Tupper, Wilson.

Substitute House Bill No. 601 as recommended by the Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

REPORT OF CONFERENCE COMMITTEE

April 25, 1981

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE SENATE BILL NO. 3554, relating to local economic development, have had the same under consideration, and we recommend that the House amendment by Representative Flanagan be adopted.

Signed by Senators Bluechel, Sellar; Representatives Flanagan, Greengo.

MOTION

Mr. Flanagan moved that the House adopt the report of the Conference Committee on Engrossed Substitute Senate Bill No. 3554.

Mr. Flanagan spoke in favor of the motion, and it was carried.

FINAL PASSAGE OF SENATE BILL
AS RECOMMENDED BY CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 3554 as recommended by the Conference Committee.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3554 as recommended by the Conference Committee, and the bill passed the House by the following vote: Yeas, 87; nays, 7; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Ehlers, Eng, Lux, Nelson D., Sherman.

Not voting: Representatives Gruger, Kreidler, Martinis, McCormick.

MOTION

On motion of Mr. Nelson (G), the House advanced to the sixth order of business.

SECOND READING

REENGROSSED SUBSTITUTE SENATE BILL NO. 3843, by Committee on Ways and Means (originally sponsored by Senators Scott, McDermott, Jones and Hayner – by Office of Financial Management request):

Adopting the capital budget.

The bill was read the second time.

Committee on Ways and Means recommendation: Majority, do pass as amended. (For amendments, see today's Journal, Reports of Standing Committees.)

Mr. Chandler moved adoption of the committee amendment, striking everything after the enacting clause and inserting new material.

Mr. Scott moved adoption of the following amendment by Representatives Scott, Mitchell and Owen to the committee amendment:

On page 12, line 39 beginning with "(6)" strike everything through "9/83" on page 13, line 1. Renumber the remaining subsections consecutively.

Mr. Scott spoke in favor of the amendment to the committee amendment, and Mr. Nisbet spoke against it.

The amendment to the amendment was not adopted.

Mr. Scott moved adoption of the following amendments to the committee amendment:

On page 13, line 45 strike "short-term" and insert "long-term"

On page 14, line 1 after "management." insert the following:

"No more than \$10,500,000 of this appropriation may be used to renovate the McNeil Island Penitentiary to enable it to have a daily population of 500 inmates. The Department is authorized to spend an additional \$5,000,000 of this appropriation to renovate the honor camp and farm on McNeil Island and to expand the capacity of the Island to house medium security prisoners by constructing additional residential units within or satellited to the existing penitentiary: PROVIDED, That if the state is unable to acquire the long-term use of McNeil Island for state correctional use, no more than \$2,674,900 of this appropriation may be used to maintain service ability of the McNeil Penitentiary for short-term use by the state and no more than \$25,000,000 may be used to construct a 500 man, medium security correctional center in an area of the state which has experienced a significant desire to have such a facility sited therein and which shall not be in a county where a medium security correctional facility is already located."

On page 14, line 2 beginning with "reappropriation" strike all the language through "6/83" on line 9 and insert:

	Reappropriation	Appropriation
GF, DSHS Constr Acct		4,117,000
GF, CEP & RI Acct		
Project	Estimated	Estimated
Costs	Costs	Total
Through	7/1/83 and	Costs
6/30/81	Thereafter	
	20,883,000	25,000,000*

Representatives Scott and Becker spoke in favor of the amendment to the amendment, and Mr. Nisbet spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Scott to the committee amendment to Reengrossed Substitute Senate Bill No. 3843, and the amendments were not adopted by the following vote: Yeas, 40; nays, 57; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Burns, Ehlers, Eng, Erak, Flanagan, Gallagher, Garrett, Grimm, Gruger, Heck, Hine, Houchen, King R., Kreidler, Lux, Martinis, Maxie, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, O'Brien, Owen, Pruitt, Rinchart, Rust, Schmidt, Scott, Sherman, Sommers, Sprague, Stratton, Thompson, Valle, Van Dyken, Walk.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Galloway, Garson, Granlund, Greengo, Hankins, Hastings, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nickell, North, Padden, Patrick, Prince, Rosbach, Salatino, Sanders,

Smith, Struthers, Taylor, Teutsch, Tilly, Tupper, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative McCormick.

Mr. King (J) moved adoption of the following amendment by Representatives King (J) and Flanagan to the committee amendment:

On page 79, following line 33, insert a new section to read as follows:

***NEW SECTION. Sec. 40.** For each capital project or improvement provided for in this act, and for any future capital budget requests, the Office of Financial Management shall prepare an estimate of the dollar amount of the debt service and an estimate of the total principal and interest payments required for each project of improvement. The report for the items contained in this budget shall be submitted to each member of the legislature not more than one hundred twenty days after final adjournment of the 1981 legislative session. Future reports shall be submitted with any future capital budget requests.*

Renumber remaining sections consecutively.

Representatives King (J) and Flanagan spoke in favor of the amendment to the committee amendment, and it was adopted.

Mr. Nelson (D) moved adoption of the following amendment to the committee amendment:

On page 48, lines 2 through 11, strike subsection (10) and renumber the remaining subsections consecutively.

Representatives Nelson (D) and Pruitt spoke in favor of the amendment to the amendment, and Mr. Williams spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Nelson (D) to the committee amendment to Reengrossed Substitute Senate Bill No. 3843, and the amendment to the amendment was not adopted by the following vote: Yeas, 39; nays, 59; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Granlund, Grimm, Gruger, Heck, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Tupper, Valle, Van Dyken, Walk, Wang.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Garson, Grengo, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

On motion of Mr. Chandler, the following amendments to the committee amendment were adopted:

On page 46, after line 42 insert a new subsection as follows:

* (4) Emergency repair and replacement.

	Reappropriation	Appropriation
Game Fund—State		150,000
Project Costs Through 6/30/81	Estimated Costs 7/1/83 and Thereafter	Estimated Total Costs
	300,000	450,000*

Renumber the remaining subsections consecutively.

On page 52, beginning on line 30 strike all of subsection (6)

Renumber the remaining subsections consecutively.

POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, the amendment proposed on page 8, line 39 subsection (24) is not germane and irrelevant to the subject matter of Reengrossed Substitute Senate Bill No. 3843. It changes the scope and object of the capital budget. It states the Department of General Administration shall not expend any further capital or operating funds to the legislative art work project. The amount appropriated for the legislative art work project was made in the capital budget in the 1979 Legislative Session for the biennium of July 1, 1979 to June 30, 1981, and this capital budget appropriates several dollar amounts hereinafter specified or so much thereof as is sufficient to accomplish the purposes designated and appropriated and

authorized to be dispersed to the capital project for the period ending July 30, 1983. Further the operating funds for the Department of General Administration are made in the general operating fund and not in the capital budget. No motion or proposition or subject different from that under consideration shall be admitted under color of amendment. This is House Rule 14(D) and Reed's Rule 160. I submit to you, Mr. Speaker, that this proposed amendment is not germane to the subject matter of the bill."

SPEAKER'S RULING

The Speaker: "Representative O'Brien, as to your question of scope and object, I find that subsection (24) would restrict the expenditure of both capital and operational funds of the Department of General Administration. The capital budget is not the appropriate place to restrict the operating budget of a department. Your point is well taken.

"The effect of ruling subsection (24) beyond the scope and object of the bill would stop all consideration of the entire amendment if subsection (24) was not divisible from the capital budget amendment. I have researched prior rulings of this House and have found that a portion of an amendment may be declared beyond the scope and object of the bill and be divided from the amendment if it encompasses separate and distinct subjects. I find that the subsection is divisible and in accordance with House Rule 22(E), hereby declare the question divided."

Mr. Smith moved adoption of the following amendment by Representatives Smith, Flanagan, Tilly, Amen, Prince and Taylor to the committee amendment:

On page 55, beginning on line 40 strike all of subsection (22).

Representatives Smith and Flanagan spoke in favor of the amendment, and Mr. Scott spoke against it.

POINT OF INQUIRY

Mr. Scott yielded to question by Mr. Amen.

Mr. Amen: "Representative Scott, I was confused by your remarks. You said if we do not buy the railroad we are going to have to take out the bridges. Why do we have to take out the bridges when the state doesn't own it?"

Mr. Scott: Representative Amen, Sam Guess called a federal judge in Spokane who handles all the railroad bankruptcy laws, and it appears that something in the federal law says that if the railroad declares bankruptcy then the state is liable regardless of whether it had anything to do with it or not. He also told us that if we do not purchase that right-of-way—and his words are, 'estimates that the state would only cover five or ten percent of the dollar on the lienholder in the bankruptcy if we don't purchase this.' So we'd lose all those back taxes. The federal judge handles this every day, and Senator Guess called him and this is what he was told. I might add that in the county, they leave the rails in and don't take the rails out on road crossings. The reason they do that is so they don't have to come in when they blacktop and pull the rails up. That leaves the responsibility to the county."

Representatives Amen and Prince spoke in favor of the amendment, and Representatives Scott and King (R) spoke against it.

Representatives Smith and Flanagan spoke again in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Smith and others to the committee amendment to Reengrossed Substitute Senate Bill No. 3843, and the amendment to the amendment was not adopted by the following vote: Yeas, 47; nays, 47; not voting, 4.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Fancher, Fiske, Flanagan, Garrett, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lundquist, Lux, Maxie, McGinnis, Monohon, Nickell, Nisbet, North, Padden, Prince, Pruitt, Rosbach, Smith, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Eberle, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garson, Grimm, Gruger, Heck, Hinc, King J., King R., Kridler, Leonard, Lewis, Martinis, McCormick, McDonald, Mitchell, Nelson D., O'Brien, Owen, Patrick, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Sprague, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Williams.

Not voting: Representatives Granlund, Nelson G. A., Schmidt, Wilson.

Mr. Williams moved adoption of the following amendment by Representatives Williams and Becker to the committee amendment:

On page 8, line 39 add a new subsection (24) as follows:

"(24) The department of general administration shall not expend any capital funds appropriated herein for the legislative art work project."

POINT OF ORDER

Mr. O'Brien: "Mr Speaker, this proposed amendment isn't germane to Reengrossed Substitute Senate Bill No. 3843. Part of the preamble to the bill states, 'A capital budget ... the several dollar amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are appropriated and authorized to be disbursed for capital projects during the period ending June 30, 1983...' I submit to you that there is nothing in this budget that pertains to capital funds appropriated for legislative art work. The amendment is redundant and not germane to the bill because there is nothing here in the ensuing biennium for legislative art work. I don't understand the purpose of the amendment. It certainly is in violation of our House rules."

SPEAKER'S RULING

The Speaker: "Representative O'Brien, in the budget bills that we have passed, the operating budget as well as our capital budget, there are often provisos of various sorts that prohibit one thing or another that the money can be spent for or should not be spent for. I would find that this amendment would be of the same general nature as the proviso restricting the use of money that would be appropriated to the Department of General Administration. As you say, it may be a redundancy, but I would not find it beyond the scope and object of the bill."

Representatives Williams, Taylor and Sanders spoke in favor of the amendment to the amendment, and Representatives O'Brien, Kreidler and Rinehart spoke against it.

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

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Williams and Becker to the committee amendment to Reengrossed Substitute Senate Bill No. 3843, and the amendment to the amendment was adopted by the following vote: Yeas, 58; nays, 37; not voting, 3.

Voting yea: Representatives Addison, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Gallagher, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Leonard, Lewis, McDonald, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Williams.

Voting nay: Representatives Amen, Brekke, Brown, Burns, Chandler, Eng, Erak, Erickson, Flanagan, Galloway, Garrett, Gruger, Hine, Johnson, King J., King R., Kreidler, Lane, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Nelson D., North, Padden, Rinehart, Rust, Salatino, Scott, Sherman, Stratton, Struthers, Warnke, Winsley, and Mr. Speaker.

Not voting: Representatives Ehlers, Wang, Wilson.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Mr. O'Brien moved that the House now reconsider the vote by which the Williams/Becker amendment to the committee amendment was adopted.

Mr. O'Brien spoke in favor of the motion, and Mr. Tupper spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which the amendment by Representatives Williams and Becker to the committee amendment to Reengrossed Substitute Senate Bill No. 3843 was adopted, and the motion was lost by the following vote: Yeas, 48; nays, 48; not voting, 2.

Voting yea: Representatives Barr, Bender, Brekke, Brown, Burns, Eberle, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Granlund, Gruger, Hine, Johnson, King J., King R., Kreidler, Lane, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., North, O'Brien, Padden, Rinehart, Rust, Salatino, Scott, Sherman, Sprague, Stratton, Struthers, Walk, Warnke, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Amen, Barnes, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Fancher, Garson, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Leonard, Lewis, McDonald, Nickell, Nisbet, Owen, Patrick, Prince,

Pruitt, Rosbach, Sanders, Schmidt, Smith, Sommers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, Wilson.

Not voting: Representatives Ehlers, Wang.

The Speaker stated the question before the House to be the committee amendment as amended.

The committee amendment as amended was adopted.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Mr. Williams yielded to question by Ms. Rosbach.

Ms. Rosbach: "I'd like to inquire about the budget on page 5, item 11, 'To purchase land adjacent to Olympia Technical Community College, \$500,000...' I realize that it's adjacent to the Olympia Technical Community College and there was a request from the State Board of Community Colleges to do two things. First, to purchase that acreage for \$500,000 for future plans and development, and also they had asked to add an academic program at Olympia Tech. Is it correct that your committee made the purchase, recommending the approval of the appropriation to acquire the land, but did not grant approval of academic courses at the Olympia site at this time?"

Mr. Williams: "This approval is in the General Administration budget, so your answer is correct. Should it be used for educational purposes, we would have to transfer it, and that would be another appropriation or transfer which would then go through Representative McDonald's committee."

Representatives Chandler, Williams, Smith and Stratton spoke in favor of passage of the bill, and Representatives Sommers and Becker spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Substitute Senate Bill No. 3843 as amended by the House, and the bill passed the House by the following vote: Yeas, 71; nays, 27; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Garrett, Garson, Greengo, Grimm, Gruger, Hankins, Hastings, Houchen, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nickell, Nisbet, Padden, Patrick, Prince, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Brekke, Brown, Clayton, Ehlers, Eng, Erickson, Gallagher, Galloway, Granlund, Heck, Hinc, King J., Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Nelson G. A., North, O'Brien, Owen, Pruitt, Sherman, Sommers.

Reengrossed Substitute Senate Bill No. 3843 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE SENATE

April 25, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE SENATE BILL NO. 3006,
 SENATE BILL NO. 3009,
 SUBSTITUTE SENATE BILL NO. 3024,
 SENATE BILL NO. 3143,
 SENATE BILL NO. 3334,
 SENATE BILL NO. 3343,
 SENATE BILL NO. 3356,
 SENATE BILL NO. 3359,
 SUBSTITUTE SENATE BILL NO. 3636,
 SENATE BILL NO. 4034,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3765,

ENGROSSED SUBSTITUTE SENATE BILL NO. 4299,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE BILL NO. 160,
 HOUSE BILL NO. 214,
 HOUSE BILL NO. 590,
 SUBSTITUTE HOUSE BILL NO. 601,
 SUBSTITUTE HOUSE BILL NO. 650,
 SUBSTITUTE SENATE BILL NO. 3006,
 SENATE BILL NO. 3009,
 SUBSTITUTE SENATE BILL NO. 3024,
 SENATE BILL NO. 3143,
 SENATE BILL NO. 3334,
 SENATE BILL NO. 3343,
 SENATE BILL NO. 3356,
 SENATE BILL NO. 3359,
 SUBSTITUTE SENATE BILL NO. 3636,
 SENATE BILL NO. 4034.

SENATE AMENDMENTS TO HOUSE BILL

April 14, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 128 with the following amendments:

On page 3, after line 16 insert new sections as follows:

*Sec. 5. Section 3, chapter 105, Laws of 1979 ex. sess. and RCW 10.99.030 are each amended to read as follows:

(1) All training relating to the handling of domestic violence complaints by law enforcement officers shall stress enforcement of criminal laws in domestic situations, availability of community resources, and protection of the victim. Law enforcement agencies and community organizations with expertise in the issue of domestic violence shall cooperate in all aspects of such training.

(2) The primary duty of peace officers, when responding to a domestic violence situation, is to enforce the laws allegedly violated and to protect the complaining party.

(3)(a) When a peace officer responds to a domestic violence call and has probable cause to believe that a crime has been committed, the peace officer may exercise arrest powers with reference to the criteria in RCW 10.31.100. The officer shall notify the victim of the victim's right to initiate a criminal proceeding in all cases where the officer has not exercised arrest powers or decided to initiate criminal proceedings by citation or otherwise. The parties in such cases shall also be advised of the importance of preserving evidence.

(b) A peace officer responding to a domestic violence call shall take a complete offense report including the officer's disposition of the case.

(4) The peace officer may offer, arrange, or facilitate transportation for the victim to a hospital for treatment of injuries or to a place of safety or shelter.

(5) The law enforcement agency shall forward the offense report to the appropriate prosecutor (~~as soon as practicable;~~) within ten days of making such report if there is probable cause to believe that an offense has been committed, unless the case is under active investigation.

(6) Each law enforcement agency shall make as soon as practicable a written record and shall maintain records of all incidents of domestic violence reported to it.

(7) Records kept pursuant to subsections (3) and (6) of this section shall be made identifiable by means of a departmental code for domestic violence.

Sec. 6. Section 4, chapter 105, Laws of 1979 ex. sess. and RCW 10.99.040 are each amended to read as follows:

(1) Because of the serious nature of domestic violence, the court in domestic violence actions:

(a) Shall not dismiss any charge or delay disposition because of concurrent dissolution or other civil proceedings;

(b) Shall not require proof that either party is seeking a dissolution of marriage prior to instigation of criminal proceedings;

(c) Shall waive any requirement that the victim's location be disclosed to any person, other than the attorney of a criminal defendant, upon a showing that there is a possibility of further violence: PROVIDED, That the court may order a criminal defense attorney not to disclose to his client the victim's location; and

(d) Shall identify by any reasonable means on docket sheets those criminal actions arising from acts of domestic violence.

(2) Because of the likelihood of repeated violence directed at those who have been victims of domestic violence in the past, when any defendant charged with a crime involving domestic violence is released from custody before trial on bail or personal recognizance, the court authorizing the release may prohibit the defendant from having any contact with the victim. Wilful violation of a court order issued under this section is a misdemeanor. The written order releasing the defendant shall contain the court's directives and shall bear the legend: Violation of this order is a criminal offense under chapter ((9A)) 10.99 RCW ((and is also subject to civil contempt proceedings)). A certified copy of such order shall be provided to the victim.

NEW SECTION. Sec. 7. There is added to chapter 10.99 RCW a new section to read as follows:

(1) A defendant arrested for an offense involving domestic violence as defined by RCW 10.99.020(2) shall be required to appear in person before a magistrate within one judicial day after the arrest; or

(2) A defendant who is charged by citation, complaint, or information with an offense involving domestic violence as defined by RCW 10.99.020(2) and not arrested shall appear in court for arraignment in person as soon as practicable, but in no event later than fourteen days after the next day on which court is in session following the issuance of the citation or the filing of the complaint or information.

At the time of the appearances provided in subsection (1) or (2) of this section, the court shall determine the necessity of imposing a no contact order or other conditions of pretrial release according to the procedures established by court rule for a preliminary appearance or an arraignment. The decision of the judge and findings of fact in support thereof shall be in writing.

Appearances required pursuant to this section are mandatory and cannot be waived.

NEW SECTION. Sec. 8. There is added to chapter 10.99 RCW a new section to read as follows:

Any law enforcement agency in this state may enforce this chapter as it relates to orders restricting the defendants' ability to have contact with the victim.

NEW SECTION. Sec. 9. There is added to chapter 70.125 RCW a new section to read as follows:

Records maintained by rape crisis centers shall not be made available to any defense attorney as part of discovery in a sexual assault case unless:

(1) A written pretrial motion is made by the defendant to the court stating that the defendant is requesting discovery of the rape crisis center's records;

(2) The written motion is accompanied by an affidavit or affidavits setting forth specifically the reasons why the defendant is requesting discovery of the rape crisis center's records;

(3) The court reviews the rape crisis center's records in camera to determine whether the rape crisis center's records are relevant and whether the probative value of the records is outweighed by the victim's privacy interest in the confidentiality of such records taking into account the further trauma that may be inflicted upon the victim by the disclosure of the records to the defendant; and

(4) The court enters an order stating whether the records or any part of the records are discoverable and setting forth the basis for the court's findings."

On page 3, after line 16 following the committee amendment insert the following:

NEW SECTION. Sec. 10. The focus of the criminal justice system is offense-oriented which involves the apprehension, incarceration, adjudication, and sentencing of those who violate the law. Victims and witnesses of crime are the silent partners in the process. They continue to cooperate with the system although it represents the likely possibility of continued trauma, financial inconvenience, time lost from work, child care costs, the long-term holding of personal property used as evidence, and restitution ordered by the court but not recovered. Even in light of these realities, there is an inherent belief in the system.

Victims and witnesses are further frustrated by the complexity of the criminal justice process, very limited understanding of that process, and the resulting inability to successfully obtain basic case update information from an already overburdened system. County-wide victim and witness programs work to lessen the difficulties of being a victim or witness by providing a link into the criminal justice system. This link creates a more informed public, reassured that they as taxpaying citizens are involved in a criminal justice system that represents them, the people of the state of Washington.

NEW SECTION. Sec. 11. (1) Upon a person pleading guilty to or being convicted of a crime against another person or property in the state, in addition to any other fine or penalty, the court shall levy an assessment of twenty-four dollars for each felony and twelve dollars for each misdemeanor or gross misdemeanor.

(2) When any full deposit of bail is made by a person who is not in custody and who is charged with a misdemeanor or gross misdemeanor, the person making the deposit shall also deposit a sufficient amount to include the assessment required by this section. A person upon whom an assessment has been levied is entitled to a refund of the assessment if the person is acquitted or the charges are withdrawn.

(3) The assessment imposed under this section shall be divided in the following manner:

(a) One-half shall be deposited in the crime victim compensation fund and shall be allocated to the payment of claims made under chapter 7.68 RCW;

(b) One-half shall be deposited in the county victims assistance fund hereby created in the state treasury. Moneys deposited in the fund shall be administered by the department of labor and industries for allocation exclusively to comprehensive county programs for crime victims and witnesses.

NEW SECTION. Sec. 12. (1) The department of labor and industries shall establish fiscal guidelines for the distribution of moneys designated in section 11 of this act for use by the prosecuting attorney or the prosecuting attorney's designee to provide comprehensive services to victims and witnesses of all types of crimes. The Washington victim/witness coordinating council shall provide consultation and assistance to prosecuting attorneys or their designees in designing and implementing programs pursuant to this chapter.

(2) It is the intent of the legislature that funds distributed under this section to comprehensive county programs shall be supplementary to established funding by local governments and that this local funding shall not be supplanted.

(3) Funds distributed under this section shall be made available to those public agencies for the assistance of victims and witnesses which:

(a) Provide comprehensive services to victims and witnesses of all types of crime with particular emphasis on serious crimes against persons and property. It is the intent of the legislature to make funds available only to programs which do not restrict services to victims or witnesses of a particular type or types of crime;

(b) Are administered by the county prosecuting attorney;

(c) Assist victims in the restitution and adjudication process; and

(d) Assist victims of violent crimes in the preparation and presentation of their claims to the department of labor and industries under chapter 7.68 RCW.

NEW SECTION. Sec. 13. Moneys held by the county clerk which have been paid by defendants for restitution to victims of crime shall be returned to the local county program for victims and witnesses if the victim cannot be located. These moneys shall be used to assist other victims of crime and shall not revert to the general fund.

NEW SECTION. Sec. 14. Sections 10 through 13 of this act shall constitute a new chapter in Title 7 RCW.*

On page 1, line 2 of the title, after "witnesses;" strike "and" and insert "amending section 3, chapter 105, Laws of 1979 ex. sess. and RCW 10.99.030; amending section 4, chapter 105, Laws of 1979 ex. sess. and RCW 10.99.040;"

On page 1, line 1 of the title strike "a bill of rights for"

On page 1, line 2, after "RCW" insert "adding new sections to chapter 10.99 RCW; adding a new section to chapter 70.125 RCW"

In line 2 of the title, after "witnesses;" strike "and adding a new chapter" and insert "and adding new chapters"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTIONS

On motion of Ms. Houchen, the House concurred in the Senate amendments to Substitute House Bill No. 128 with the exception of sections 10 through 14 and the title amendment relating thereto.

On motion of Ms. Houchen, the House refused to concur in the Senate amendment to sections 10 through 14 and the accompanying title amendment, and asked the Senate to recede therefrom.

SENATE AMENDMENTS TO HOUSE BILL

April 24, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 116 with the following amendments:

On page 4, line 7 after "farmer" strike "or steelhead dealer"

On page 4, line 14 after "farmer" strike "or steelhead dealer"

On page 5, line 1 after "farm" strike "deal commercially for steelhead,"

On page 7, line 14 after "display;" strike "deal commercially in steelhead trout;"

On page 8, line 7 strike all of subsection (4) and insert:

"(4) A mountain sheep tag is required to hunt mountain sheep. The fee for this tag is ((eleven)) one hundred fifty dollars for residents and ((forty-two)) three hundred dollars for nonresidents, and shall be paid at the time of application. Applicants who are not granted a mountain sheep tag shall receive a refund of this fee, less five dollars. These tags are not transferable."

On page 11, line 2 strike new section 16.

On page 11, line 21 after "facilities" insert "which shall be clearly identified"

On page 15, line 27 strike all of subsection (5) and renumber the remaining subsection.

On page 16, line 7 after "taxidermists," strike "steelhead dealers,"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Ms. Rosbach, the House concurred in the Senate amendments to Substitute House Bill No. 116.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 116 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 116 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 83; nays, 15; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rinehart, Rosbach, Rust, Salatino, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Bender, Dawson, Ehlers, Eng, Erickson, Garrett, Grimm, King J., Lux, Maxie, Pruitt, Schmidt, Walk, Wang.

Substitute House Bill No. 116 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

April 24, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 145 with the following amendment:

On page 2, after line 33 insert:

***NEW SECTION.** Sec. 4. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.*

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Greengo, the House concurred in the Senate amendment to Substitute House Bill No. 145.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 145 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 145 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Eng.

Substitute House Bill No. 145 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 24, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 252 with the following amendments:

On page 19, beginning on line 7 strike "seventy-five" and insert "one hundred"

On page 19, line 35 strike "fifteen" and insert "twenty"

On page 20, line 2 strike "fifteen" and insert "twenty"

On page 21, line 29 after "expenses" insert "directly"

On page 21, line 30 after "incurred" insert "by the division of grain and agricultural chemicals"

On page 23, after line 31 insert the following:

NEW SECTION. Sec. 29. The legislature finds that agricultural land is essential to providing citizens with food and fiber and to insuring aesthetic values through the preservation of open spaces in our state. The legislature further finds that government regulation can cause agricultural land to be converted to nonagricultural uses. The legislature intends that agricultural activity consistent with good practices be protected from government over-regulation.

NEW SECTION. Sec. 30. There is added to chapter 70.94 RCW a new section to read as follows:

(1) Odors caused by agricultural activity consistent with good agricultural practices on agricultural land are exempt from the requirements of this chapter unless they have a substantial adverse effect on public health. In determining whether agricultural activity is consistent with good agricultural practices, the department of ecology or board of any authority shall consult with a recognized third-party expert in the activity prior to issuing any notice of violation.

(2) Any notice of violation issued under this chapter pertaining to odors caused by agricultural activity shall include a statement as to why the activity is inconsistent with good agricultural practices, or a statement that the odors have a substantial adverse effect on public health.

(3) In any appeal to the pollution control hearings board or any judicial appeal, the agency issuing a final order pertaining to odors caused by agricultural activity shall prove the activity is inconsistent with good agricultural practices or that the odors have a substantial adverse impact on public health.

(4) If a person engaged in agricultural activity on a contiguous piece of agricultural land sells or has sold a portion of that land for residential purposes, the exemption of this section shall not apply.

(5) As used in this section:

(a) 'Agricultural activity' means the growing, raising, or production of horticultural or viticultural crops, berries, poultry, livestock, grain, mint, hay, and dairy products.

(b) 'Good agricultural practices' means economically feasible practices which are customary among or appropriate to farms and ranches of a similar nature in the local area.

(c) 'Agricultural land' means at least five acres of land devoted primarily to the commercial production of livestock or agricultural commodities.

NEW SECTION. Sec. 31. There is added to chapter 90.48 RCW a new section to read as follows:

(1) Prior to issuing a notice of violation related to discharges from agricultural activity on agricultural land, the department shall consider whether an enforcement action would contribute to the conversion of agricultural land to nonagricultural uses. Any enforcement action shall attempt to minimize the possibility of such conversion.

(2) As used in this section:

(a) 'Agricultural activity' means the growing, raising, or production of horticultural or viticultural crops, berries, poultry, livestock, grain, mint, hay and dairy products.

(b) 'Agricultural land' means at least five acres of land devoted primarily to the commercial production of livestock or agricultural commodities."

Remember the remaining sections consecutively.

On page 2, on line 12 of the title, after "43.23 RCW;" insert "adding a new section to chapter 70.94 RCW; adding a new section to chapter 90.48 RCW; creating a new section;"

On page 23, after line 31 insert the following:

*Sec. 29. Section 6, chapter 19, Laws of 1913 as amended by section 2, chapter 34, Laws of 1961 and RCW 23.86.090 are each amended to read as follows:

The articles of association may be amended by a majority vote of the ((stockholders)) members voting thereon, at any regular ((stockholders')) meeting or at any special ((stockholders')) meeting called for that purpose, ((on twenty days' written)) after notice ((being)) of the proposed amendment has been given to ((the stockholders)) all members entitled to vote thereon, in the manner provided by the bylaws: **PROVIDED**, That if the total vote upon the proposed amendment shall be less than twenty-five percent of the total membership of the association, the amendment shall not be approved. At the meeting, members may vote upon the proposed amendment in person, or by written proxy, or by mailed ballot. The power to amend shall include the power to extend the period of its duration for a further definite time or perpetually, and also include the power to increase or diminish the amount of capital stock and the number of shares: **PROVIDED**, The amount of the capital stock shall not be diminished below the amount of the paid-up capital stock at the time such amendment is adopted. Within thirty days after the adoption of an amendment to its articles of association, the association shall cause a copy of such amendment adopted to be recorded in the office of the secretary of state and of the county auditor of the county where its principal place of business is located.

Sec. 30. Section 9, chapter 19, Laws of 1913 and RCW 23.86.120 are each amended to read as follows:

~~((At any regular meeting or any regularly called special meeting at which at least a majority of all the stockholders shall be present, or represented;))~~ An association organized under this chapter may ~~((by a majority vote of the stockholders present or represented;))~~ subscribe for shares and invest its reserve fund or any part thereof in the capital stock of any other cooperative association upon approval by a majority vote of the members voting thereon, at any regular meeting or at any special meeting called for that purpose, after notice of the proposed action has been given to all members entitled to vote thereon, in the manner provided by the bylaws: PROVIDED, That if the total vote upon the action shall be less than twenty-five percent of the total membership of the association, the action shall not be approved. At the meeting, members may vote on the proposed action in person, or by written proxy, or by mailed ballot.

Sec. 31. Section 2, chapter 221, Laws of 1971 ex. sess. and RCW 23.86.210 are each amended to read as follows:

(1) A cooperative association may be converted to a domestic ordinary business corporation pursuant to the following procedures:

(a) The board of trustees of the association shall, by affirmative vote of not less than two-thirds of all such trustees, adopt a plan for such conversion setting forth:

- (i) The reasons why such conversion is desirable and in the interests of the members of the association;
- (ii) The proposed contents of articles of conversion with respect to items (ii) through (ix) of subparagraph (c) below; and
- (iii) Such other information and matters as the board of trustees may deem to be pertinent to the proposed plan.

(b) After adoption by the board of trustees, the plan for conversion shall be submitted for approval or rejection to the members of the association at ~~((a))~~ any regular meetings or at any special meetings ~~((of such members duly called and held))~~ called for that purpose, after notice of the proposed conversion has been given to all members entitled to vote thereon, in the manner provided by the bylaws. The notice of the meeting shall be accompanied by a full copy of the proposed plan for conversion or by a summary of its provisions. At the meeting members ~~((shall have the right to))~~ may vote upon the ~~((proposal))~~ proposed conversion in person, or by written proxy, or by ~~((mail))~~ mailed ballot. ~~((If not less than))~~ The affirmative vote of two-thirds of ~~((all of))~~ the members ~~((of the association vote in favor thereof, the plan for conversion))~~ voting thereon shall ~~((thereby))~~ be ~~((approved))~~ required for approval of the plan of conversion: PROVIDED, That if the total vote upon the proposed conversion shall be less than twenty-five percent of the total membership of the association, the conversion shall not be approved.

(c) Upon approval by the members of the association, the articles of conversion shall be executed in triplicate by the association by its president and by its secretary and verified by one of its officers and shall set forth:

- (i) The dates and vote by which the plan for conversion was adopted by the board of trustees and members respectively;
- (ii) The corporate name of the converted organization. The name shall comply with requirements for names of business corporations formed under Title 23A RCW, and shall not contain the term 'cooperative';
- (iii) The purpose or purposes for which the converted corporation is to exist;
- (iv) The duration of the converted corporation;
- (v) The capitalization of the converted corporation and the class or classes of shares of stock into which divided, together with the par value, if any, of such shares, in accordance with statutory requirements applicable to ordinary business corporations, and the basis upon which outstanding shares of the association are converted into shares of the converted corporation;
- (vi) Any provision limiting or denying to shareholders the preemptive right to acquire additional shares of the converted corporation;
- (vii) The address of the converted corporation's initial registered office and its initial registered agent at such address;
- (viii) The names and addresses of the persons who are to serve as directors of the converted corporation until the first annual meeting of shareholders of the converted corporation or until their successors are elected and qualify;
- (ix) Any additional provisions, not inconsistent with law, provided for by the plan for conversion for the regulation of the internal affairs of the converted corporation, including any provision restricting the transfer of shares or which under Title 23A RCW is required or permitted to be set forth in bylaws.

(d) The executed triplicate originals of the articles of conversion shall be delivered to the secretary of state. If the secretary of state finds that the articles of conversion conform to law, he shall, when all the fees have been paid as in this section prescribed:

- (i) Endorse on each of such originals the word 'Filed', and the month, day and year of such filing;
- (ii) File one of such originals in his office; and
- (iii) Issue a certificate of conversion to which he shall affix one of such originals.

The certificate of conversion together with the original of the articles of conversion affixed thereto by the secretary of state, and the other remaining original shall be returned to the converted corporation. The remaining original shall be filed in the office of the county auditor of the county in which the converted corporation's registered office is situated. The original affixed to the certificate of conversion shall be retained by the converted corporation.

(e) Upon filing the articles of conversion the converted corporation shall pay, and the secretary of state and county auditor shall collect, the same filing and license fees as for filing with them respectively of articles of incorporation of a newly formed business corporation similarly capitalized.

(2) Upon issuance by the secretary of state of the certificate of conversion, the conversion of the cooperative association to an ordinary business corporation shall become effective; the articles of conversion shall thereafter constitute and be treated in like manner as articles of incorporation; and the converted corporation shall be subject to all laws applicable to corporations formed under Title 23A RCW, and shall not thereafter be subject to laws applying only to cooperative associations. The converted corporation shall constitute and be deemed to constitute a continuation of the corporate substance of the cooperative association and the conversion shall in no way derogate from the rights of creditors of the former association.

(3) A member of the cooperative association who dissents from the plan for conversion shall have the same right of dissent and payment and in accordance with the same applicable procedures, as are provided for dissenting shareholders with respect to merger of ordinary business corporations under chapter 23A.24 RCW.

Sec. 32. Section 3, chapter 221, Laws of 1971 ex. sess. and RCW 23.86.220 are each amended to read as follows:

(1) A cooperative association may merge with one or more domestic cooperative associations, or with one or more domestic ordinary business corporations, in accordance with the procedures and subject to the conditions set forth or referred to in this section.

(2) If the merger is into another domestic cooperative association, the board of trustees of each of the associations shall approve by vote of not less than two-thirds of all the trustees, a plan of merger setting forth:

(a) The names of the associations proposing to merge;

(b) The name of the association which is to be the surviving association in the merger;

(c) The terms and conditions of the proposed merger;

(d) The manner and basis of converting the shares of each merging association into shares or other securities or obligations of the surviving association;

(e) A statement of any changes in the articles of association of the surviving association to be effected by such merger; and

(f) Such other provisions with respect to the proposed merger as are deemed necessary or desirable.

(3) Following approval by the boards of trustees, the plan of merger shall be submitted to a vote of the members of each of the associations at any regular meeting or at any special meetings ((of the members)) called for ((the)) that purpose, after notice of the proposed merger has been given to all members entitled to vote thereon, in the manner provided in the bylaws. The notice of the meeting shall be in writing stating the purpose or purposes of the meeting and include or be accompanied by a copy or summary of the plan of merger. At the meeting members may vote upon the proposed merger in person, or by written proxy, or by mailed ballot. The affirmative vote of ((not less than)) two-thirds of ((all of)) the members ((of the)) voting thereon, by each association, shall be required for approval of the plan of merger: PROVIDED, That if the total vote of either association upon the proposed merger shall be less than twenty-five percent of the total membership of such association, the merger shall not be approved.

(4) Upon approval by the members of the associations proposing to merge, articles of merger shall be executed in triplicate by each association by its president and by its secretary and verified by one of the officers of each association signing such articles, and shall set forth:

(a) The plan of merger;

(b) As to each association, the number of members and number of shares outstanding; and

(c) As to each association, the number of members who voted for and against such plan, respectively.

(5) Triplicate originals of the articles of merger shall be delivered to the secretary of state. If the secretary of state finds that such articles conform to law, he shall, when all fees have been paid as in this section prescribed:

(a) Endorse on each of such originals the word "Filed", and the month, day and year of such filing;

(b) File one of such originals in his office; and

(c) Issue a certificate of merger to which he shall affix one of such originals.

(6) The certificate of merger, together with the duplicate original of the articles of merger affixed thereto by the secretary of state, and the other remaining original, shall be returned to the surviving association or its representative. Such remaining original shall then be filed in the office of the county auditor of the county in which the principal place of business of the surviving association is located. If the principal place of business of the merged association has been located in a different county from that of the surviving association, a copy of the articles of merger, certified by the secretary of state, shall likewise be filed with the county auditor of such different county.

(7) For filing articles of merger hereunder the secretary of state and county auditor shall charge and collect the same fees, respectively, as apply to filing of articles of merger of ordinary business corporations.

(8) If the plan of merger is for merger of the cooperative association into a domestic ordinary business corporation, the association shall follow the same procedures as hereinabove provided for merger of domestic cooperative associations and the ordinary business corporation shall follow the applicable procedures set forth in chapter 23A.20 RCW.

(9) At any time prior to filing of the articles of merger, the merger may be abandoned pursuant to provisions thereof, if any, set forth in the plan of merger.

(10) A member of a cooperative association, or shareholder of the ordinary business corporation, who dissents from the plan of merger shall have the same right of dissent and payment and in accordance with the same applicable procedures, as are provided for dissenting shareholders with respect to merger of ordinary business corporations under chapter 23A.24 RCW.

NEW SECTION. Sec. 33. There is added to chapter 23.86 RCW a new section to read as follows:

The members of any association may by the vote of two-thirds of the members voting thereon, at any regular meeting or at any special meeting called for that purpose, vote to dissolve said association after notice of the proposed dissolution has been given to all members entitled to vote thereon, in the manner provided by the bylaws, and thereupon such proceeding shall be had for the dissolution of said association as is provided by law for the dissolution of corporations organized under chapter 24.06 RCW: PROVIDED, That if the total vote upon the proposed dissolution shall be less than twenty-five percent of the total membership of the association, the dissolution shall not be approved. At the meeting, members may vote upon the proposed dissolution in person, or by written proxy, or by mailed ballot.

Sec. 34. Section 22, chapter 115, Laws of 1921 as amended by section 1, chapter 86, Laws of 1979 and RCW 24.32.300 are each amended to read as follows:

The members of any association may by the vote of two-thirds (vote) of ((all such)) the members voting thereon, at any regular meeting or at ((a)) any special meeting ((regularly)) called for that purpose, vote to dissolve said association after notice of the proposed dissolution has been given to all members entitled to vote thereon, in the manner provided by the bylaws, and thereupon such proceedings shall be had for the dissolution of said association as is provided by law for the dissolution of corporations organized under chapter 24.06 RCW((:

If the association has more than ten thousand members, the decision to dissolve the association may be made by the vote of two-thirds of the members voting thereon after notice of the proposed dissolution has been given to all members entitled to vote thereon, in the manner provided by the bylaws): PROVIDED, That if the total vote upon the proposed dissolution shall be less than twenty-five percent of the total membership of the association, the dissolution shall not be approved.

NEW SECTION. Sec. 35. There is added to chapter 23.86 RCW a new section to read as follows:

Any cooperative association organized under any other statute may be reorganized under the provisions of this chapter by adopting and filing amendments to its articles of association in accordance with the provisions of this chapter for amending articles of association. The articles of association as amended must conform to the requirements of this chapter, and shall state that the cooperative association accepts the benefits and will be bound by the provisions of this chapter.

NEW SECTION. Sec. 36. Section 16, chapter 19, Laws of 1913 and RCW 23.86.190 are each hereby repealed.*

Renumber the sections consecutively.

On page 2, line 10 of the title, after ".500;" insert "amending section 6, chapter 19, Laws of 1913 as amended by section 2, chapter 34, Laws of 1961 and RCW 23.86.090; amending section 9, chapter 19, Laws of 1913 and RCW 23.86.120; amending section 2, chapter 221, Laws of 1971 ex. sess. and RCW 23.86.210; amending section 3, chapter 221, Laws of 1971 ex. sess. and RCW 23.86.220; amending section 22, chapter 115, Laws of 1921 as amended by section 1, chapter 86, Laws of 1979 and RCW 24.32.300;"

On page 2, line 12 of the title, after "43.23 RCW;" insert "adding new sections to chapter 23.86 RCW;"

On page 2, line 19 of the title, after ".510;" insert "repealing section 16, chapter 19, Laws of 1913 and RCW 23.86.190;"

On page 23, after line 31 insert the following:

*Sec. 29. Section 15.66.150, chapter 11, Laws of 1961 as amended by section 1, chapter 93, Laws of 1979 ex. sess. and RCW 15.66.150 are each amended to read as follows:

There is hereby levied, and there shall be collected by each commission, upon each and every unit of any agricultural commodity specified in any marketing order an annual assessment which shall be paid by the producer thereof upon each and every such unit sold, processed, stored or delivered for sale, processing or storage by him. Such assessments shall be expressed as a stated amount of money per unit or as a percentage of the net unit price at the time of sale. The total amount of such annual assessment to be paid by all affected producers of such commodity shall not exceed three percent of the total market value of all affected units sold, processed, stored or delivered for sale, processing or storage by all affected producers of such units during the year to which the assessment applies.

Every marketing order shall prescribe the per unit or percentage rate of such assessment. Such rate may be at the full amount of, or at any lesser amount than the amount hereinabove limited and may be altered from time to time by amendment of such order. In every such marketing order and amendment the determination of such rate shall be based upon the volume and price of sales of affected units during a period which the director determines to be a representative period. The per unit or percentage rate of assessment prescribed in any such order or amendment shall for all purposes and times be deemed to be within the limits of assessment above provided until such time as such order is amended as to such rate. However, at the end of any year, any affected producer may obtain a refund from the commission of any assessment payments made which exceed three percent of the total market value of all of the affected commodity sold, processed, stored or delivered for sale, processing or storage by such producer during the year. Such refund shall be made only upon satisfactory proof given by such producer in accordance with reasonable rules and regulations prescribed by the director. Such market value shall be based upon the average sales price received by

such producer during the year from all his bona fide sales or, if such producer did not sell twenty-five percent or more of all of the affected commodity produced by him during the year, such market value shall be determined by the director upon other sales of the affected commodity determined by the director to be representative and comparable. ((No assessment or rate or amendment thereof shall apply in any order unless and until confirmed by a majority of affected producers participating in a vote taken in the manner by this chapter providing for the election of commission members.))

To collect such assessment each order may require:

(1) Stamps to be purchased from the affected commodity commission or other authority stated in such order and attached to the containers, invoices, shipping documents, inspection certificates, releases, or receiving receipts or tickets (said stamps to be canceled immediately upon being attached and the date of cancellation placed thereon).

(2) Payment of producer assessments before the affected units are shipped off the farm or payment of assessments at different or later times, and in such event the order may require any person subject to the assessment to give adequate assurance or security for its payment.

(3) Every affected producer subject to assessment under such order to deposit with the commission in advance an amount based on the estimated number of affected units upon which such person will be subject to such assessment in any one year during which such marketing order is in force, or upon any other basis which the director determines to be reasonable and equitable and specifies in such order, but in no event shall such deposit exceed twenty-five percent of the estimated total annual assessment payable by such person. At the close of such marketing year the sums so deposited shall be adjusted to the total of such assessments payable by such person.

(4) Handlers receiving the affected commodity from the producer, including warehousemen and processors, to collect producer assessments from producers whose production they handle and remit the same to the affected commission. The lending agency for a commodity credit corporation loan to producers shall be deemed a handler for the purpose of this subsection. No affected units shall be transported, carried, shipped, sold, stored or otherwise handled or disposed of until every due and payable assessment herein provided for has been paid and the receipt issued, but no liability hereunder shall attach to common carriers in the regular course of their business."

Remember the sections consecutively.

On page 2, line 10 of the title, after ".500;" insert "amending section 15.66.150, chapter 11, Laws of 1961 as amended by section 1, chapter 93, Laws of 1979 ex. sess. and RCW 15.66.150;" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Smith, the House concurred in the Senate amendments to Engrossed Substitute House Bill No. 252.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 252 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 252 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Substitute House Bill No. 252 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 24, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 484 with the following amendments:

On page 2, line 14 strike "ten" and insert "six"

On page 3, line 3 after "tax" strike the period and the remainder of the sentence through "system" on line 5 and insert ", which ordinance shall provide for reimbursement to the telephone companies for actual costs of administration and collection of the tax imposed." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Greengo, the House concurred in the Senate amendments to Engrossed Substitute House Bill No. 484.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed Substitute House Bill No. 484 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 484 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 54; nays, 40; not voting, 4.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garrett, Greengo, Hankins, Hastings, Hine, Houchen, Johnson, King R., Leonard, Lewis, Lundquist, Martinis, McDonald, Mitchell, Nickell, O'Brien, Patrick, Pruitt, Rosbach, Sanders, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Brekke, Brown, Burns, Chamberlain, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garson, Granlund, Grimm, Gruger, Heck, Isaacson, James, King J., Kreidler, Lux, Maxie, McCormick, Monohon, Nelson D., Nisbet, North, Owen, Padden, Rinehart, Rust, Salatino, Schmidt, Sherman, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson.

Not voting: Representatives Lane, McGinnis, Nelson G. A., Prince.

Engrossed Substitute House Bill No. 484 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SENATE BILL NO. 3886, with the following exception:

On page 4, beginning on line 9 of the amendment, restore the stricken "((ft))" and strike all the material down through "The authority" on line 19, and asks the House to recede from this portion of the amendment, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nisbet, the House receded from the portion of the amendment to page 4, line 9.

FINAL PASSAGE OF SENATE BILL WITHOUT CERTAIN HOUSE AMENDMENT

The Speaker declared the question before the House to be the final passage of Senate Bill No. 3886 without certain House amendment.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3886 without certain House amendment to page 4, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Lane.

Senate Bill No. 3886 without certain House amendment, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 24, 1981

Mr. Speaker:

The Senate refused to concur in the House amendment to ENGROSSED SUBSTITUTE SENATE JOINT RESOLUTION NO. 133, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and Engrossed Substitute Senate Joint Resolution No. 133 was returned to second reading for the purpose of amendment.

On motion of Mr. Tilly, the following amendment by Representatives Tilly and Becker was adopted:

On page 3, line 11 after "enacted" insert "PROVIDED, That the legislature may not order a referendum on any initiative measure enacted by the legislature under the foregoing subsection (a)"

MOTION

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Joint Resolution No. 133 as reamended by the House, and the resolution passed the House by the following vote: Yeas, 97; nays, 1; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Nelson D.

Engrossed Substitute Senate Joint Resolution NO. 133 as reamended by the House, having received the constitutional majority, was declared passed.

SENATE AMENDMENTS TO HOUSE BILL

April 24, 1981

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 257 with the following amendments:

On page 1, after line 14 strike the remainder of the bill and insert the following:

***NEW SECTION, Sec. 2.** Funds appropriated by the legislature as supplemental resources for border areas shall be distributed pursuant to a formula developed by the planning and community affairs agency under chapter 34.04 RCW based on border traffic and historical public impacts of law enforcement problems caused by the border on local budgets. All funds received by Whatcom County under this section shall be spent within the Point Roberts area.

As used in this section, "border area" means any incorporated city or town located within seven miles of the Washington-Canadian border and any point of land surrounded on three sides by water and adjacent to the Canadian border.

NEW SECTION, Sec. 3. There is appropriated to the planning and community affairs agency from the general fund for the biennium ending June 30, 1983, the sum of two hundred fifty thousand dollars to carry out the purposes of this act. The planning and community affairs agency shall use no more than one percent of the appropriated funds to administer the program.

On page 1, on line 1, after "towns;" strike the remainder of the title and insert "creating new sections; and making an appropriation."
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Van Dyken, the House concurred in the Senate amendments to Second Substitute House Bill No. 257.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Second Substitute House Bill No. 257 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 257 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 86; nays, 12; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Sanders, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bender, Brekke, Chandler, Eng, Greengo, Lux, Nelson D., Nelson G. A., Salatino, Schmidt, Wang, Williams.

Second Substitute House Bill No. 257 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

POINT OF INQUIRY

Mr. Van Dyken yielded to question by Ms. Becker.

Ms. Becker: "Representative Van Dyken, to which cities, towns and border areas does Second Substitute House Bill No. 257 apply?"

Mr. Van Dyken: "It would provide supplemental funds for law enforcement in Pt. Roberts, Blaine, Sumas, Oroville, Lynden, Everson, Nooksack, upon approval by the PCAA."

MESSAGE FROM THE SENATE

April 25, 1981

Mr. Speaker:

The Senate refuses to concur in the House amendments to ENGROSSED SENATE BILL NO. 3000, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Addison, the House refused to recede from its amendments to Engrossed Senate Bill No. 3000, and again asked the Senate to concur therewith.

MESSAGE FROM THE SENATE

April 25, 1981

Mr. Speaker:

The Senate refuses to concur in the House amendment to SUBSTITUTE SENATE BILL NO. 3309, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Ellis, the House refused to recede from its amendment to Substitute Senate Bill No. 3309, and asked the Senate for a conference thereon.

APPOINTMENT OF CONFEREES

The Speaker appointed Representatives Padden, Brown and McGinnis as conferees on Substitute Senate Bill No. 3309.

MESSAGE FROM THE SENATE

April 25, 1981

Mr. Speaker:

The Senate refuses to concur in the House amendments to SUBSTITUTE SENATE BILL NO. 3342, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Ellis, the House receded from its amendments to Substitute Senate Bill No. 3342.

FINAL PASSAGE OF SENATE BILL WITHOUT HOUSE AMENDMENTS

The Speaker declared the question before the House to be the final passage of Substitute Senate Bill No. 3342 without the House amendments.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3342 without the House amendments, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Warnke.

Substitute Senate Bill No. 3342 without the House amendments, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 25, 1981

Mr. Speaker:

The Senate refuses to concur in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 3386, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTIONS

Mr. Addison moved that the House do recede from its amendments to Engrossed Substitute Senate Bill No. 3386.

Mr. Walk moved that the House insist on its position and again ask the Senate to concur in the amendments.

Representatives Walk and Williams spoke in favor of the motion to insist, and Representatives Addison and Tilly spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the House insist on its position with regard to Engrossed Substitute Senate Bill No. 3386, and the motion was carried by the following vote: Yeas, 58; nays, 40; not voting, 0.

Voting yea: Representatives Amen, Barr, Becker, Bender, Brekke, Brown, Burns, Chamberlain, Chandler, Ehlers, Eng, Erak, Erickson, Fiske, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, McDonald, Monohon, Nelson D., Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rust, Salatino, Scott,

Sherman, Sommers, Stratton, Taylor, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Addison, Barnes, Barrett, Berleen, Bickham, Bond, Cantu, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Flanagan, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McGinnis, Mitchell, Nelson G. A., Nickell, Owen, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Wilson, and Mr. Speaker.

MESSAGE FROM THE SENATE

April 25, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 3890, except for the amendment to page 1, line 16, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Ellis, the House receded from the amendment to page 1, line 16 of Substitute Senate Bill No. 3890.

FINAL PASSAGE OF SENATE BILL WITHOUT CERTAIN HOUSE AMENDMENT

The Speaker stated the question before the House to be the final passage of Substitute Senate Bill No. 3890 without the House amendment to page 1, line 16.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3890 without the House amendment to page 1, line 16, and the bill passed the House with the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute Senate Bill No. 3890 without certain House amendment, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 25, 1981

Mr. Speaker:

The Senate refuses to concur in the House amendment to SENATE BILL NO. 3617, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Taylor, the House refused to recede from its amendment to Senate Bill No. 3617, and asked the Senate for a conference thereon.

MOTION

On motion of Mr. Nelson (G), Substitute Senate Bill No. 3726 was placed on the top of the second reading calendar for immediate consideration.

SUBSTITUTE SENATE BILL NO. 3726, by Committee on Ways and Means (originally sponsored by Senators Scott, Craswell, Gallagher and Gould):

Providing for higher interest rates on delinquent property taxes.

The bill was read the second time.

Committee on Revenue recommendation: Majority, do pass as amended. (For amendments, see today's Journal, Reports of Standing Committees.)

On motion of Mr. Greengo, the committee amendments were adopted.

MOTION FOR RECONSIDERATION

Mr. Hastings, having voted on the prevailing side, moved that the House reconsider the vote by which the Committee on Revenue amendments to Substitute Senate Bill No. 3726 were adopted.

The motion was carried.

On motion of Mr. Nelson (G), further consideration of Substitute Senate Bill No. 3726 was deferred.

SENATE BILL NO. 3023, by Senators Hansen and Gaspard:

Setting the business and occupation tax on beans, lentils and triticale.

The bill was read the second time.

Committee on Revenue recommendation: Majority, do pass as amended. (For amendments, see Journal, 95th Day, April 16, 1981.)

On motion of Mr. Greengo, the committee amendments were adopted.

Mr. Sanders moved adoption of the following amendment by Representatives Sanders, Scott, Tilly and Owen:

On page 4, after line 15 insert the following:

*Sec. 3. Section 82.04.300, chapter 15, Laws of 1961 as last amended by section 4, chapter 196, Laws of 1979 ex. sess. and RCW 82.04.300 are each amended to read as follows:

This chapter shall apply to any person engaging in any business activity taxable under RCW 82.04.230, 82.04.240, 82.04.250, 82.04.260, 82.04.270, 82.04.275, 82.04.280 and 82.04.290 other than those whose value of products, gross proceeds of sales, or gross income of the business is less than ((one thousand dollars per month. PROVIDED, That where)) the monthly exemption. Beginning July 1, 1981, the monthly exemption is one thousand five hundred dollars and beginning July 1, 1983, and thereafter, the monthly exemption is two thousand five hundred dollars: PROVIDED, That the monthly exemption for persons initially engaging in any business activity is five thousand dollars for the first two-year period in which the person engages in the business activity.

For purposes of this section, a successor to a prior business, whether by purchase, corporate reorganization or merger, addition or subtraction of a partner or partners, or incorporation of a sole proprietorship or partnership, or otherwise, shall not be considered a person initially engaging in business, and a business of an affiliate, subsidiary, or substantially commonly-owned corporation, or other business entity shall not be considered a person initially engaging in business.

When one person engages in more than one business activity and the combined measures of the tax applicable to such businesses equal or exceed ((one thousand dollars per month)) the monthly exemption, no exemption or deduction from the amount of tax is allowed by this section.

Any person claiming exemption under the provisions of this section may be required to file returns even though no tax may be due: PROVIDED, FURTHER, That the department of revenue may allow exemptions, by general rule or regulation, in those instances in which quarterly, semiannual, or annual returns are permitted. Exemptions for such periods shall be equivalent in amount to the total of exemptions for each month of a reporting period.

Sec. 4. Section 1, chapter 7, Laws of 1981 and RCW 82.32.— are each amended to read as follows:

(1) For tax payments due for the taxable activities occurring in and after the month of September, 1981, through April, 1982, the taxes imposed in chapters 82.04, 82.08, 82.12, 82.14, and 82.16 RCW are due and payable within twenty-five days following the end of the month in which the taxable activities occur. For tax payments due for taxable activities occurring after April, 1982, and through April, 1983, these taxes are due and payable within twenty days following the end of the month in which the taxable activities occur. For tax payments due for taxable activities occurring after April, 1983, these taxes are due and payable within fifteen days following the end of the month in which the taxable activities occur.

(2) The department of revenue may relieve any taxpayer or class of taxpayers from the obligation of remitting monthly and may require the return to cover other longer reporting period, but in no event may returns be filed for a period greater than one year.

(3) Upon written request therefor, the department of revenue shall assign quarterly periods for tax reporting to any person whose value of products, gross proceeds of sales, or gross income of the business is less than one hundred forty-five thousand dollars for the preceding calendar year.

(4) The department of revenue may also require verified annual returns from any taxpayer, setting forth such additional information as it may deem necessary to correctly determine tax liability.

NEW SECTION. Sec. 5. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions. Section 3 of this act shall take effect July 1, 1981, and section 4 of this act shall take effect September 1, 1981."

POINT OF ORDER

Mr. Greengo: "Mr. Speaker, could you rule on the scope and object of this amendment?"

SPEAKER'S RULING

The Speaker: "Representative Greengo, the Speaker finds that the original bill as amended by the committee amendment does establish B&O tax rates where the amendment offered by Representative Sanders changes considerably the way the B&O tax is to apply to small business. I would find the amendment is beyond the scope and object of the bill."

The Clerk read the following amendment by Representative Nelson (D):

On page 4, after line 15 insert the following section:

*Sec. 2. Section 82.04.330, chapter 15, Laws of 1961 as amended by section 7, chapter 173, Laws of 1965 ex. sess. and RCW 82.04.330 are each amended to read as follows:

This chapter shall not apply to any person in respect to the business of growing or producing for sale upon his own lands or upon land in which he has a present right of possession, any agricultural or horticultural produce or crop, including the raising for sale of any animal, bird, or insect, or the milk, eggs, wool, fur, meat, honey, or other substance obtained therefrom, or in respect to the sale of such products at wholesale by such grower, producer, or raiser thereof, if the gross income of the business is less than four thousand dollars per month. This exemption shall not apply to any person selling such products at retail or using such products as ingredients in a manufacturing process; nor to the sale of any animal or substance obtained therefrom by a person in connection with his business of operating a stockyard or a slaughter or packing house; nor to any person in respect to the business of taking, cultivating, or raising Christmas trees or timber; nor to any association of persons whatever, whether mutual, cooperative or otherwise, engaging in any business activity with respect to which tax liability is imposed under the provisions of this chapter. A person is not entitled to claim exemption under both this section and RCW 82.04.300.

NEW SECTION. Sec. 3. The following acts or parts of acts are each repealed:

(1) Section 82.04.410, chapter 15, Laws of 1961, section 15, chapter 149, Laws of 1967 ex. sess. and RCW 82.04.410; and

(2) Section 8, chapter 37, Laws of 1980 and RCW 82.04.4287.

NEW SECTION. Sec. 4. Sections 2 and 3 of this act shall take effect August 1, 1981.*

With the consent of the House, Mr. Nelson (D) withdrew the amendment.

On motion of Mr. Hastings, the committee amendment to the title was adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 3023 as amended by the House, and the bill passed the House by the following vote: Yeas, 79; nays, 18; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Lane, Leonard, Lewis, Lundquist, Lux, Maxie, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brown, Eng, Erak, Gallagher, Gruger, Kreidler, Martinis, McCormick, North, Owen, Salatino, Sanders, Scott, Sherman, Sommers, Stratton, Thompson, Warnke.

Not voting: Representative Ehlers.

Senate Bill No. 3023 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3726:

The House resumed consideration of the bill on second reading.

The Speaker stated the question before the House to be the committee amendment.

On motion of Mr. Greengo, the following amendment by Representatives Greengo and Rinehart to the committee amendment was adopted:

On page 3, after line 7 insert:

"(3) Penalties under this section shall not be assessed on taxes that were first delinquent prior to 1982."

The committee amendment as amended was adopted.

On motion of Mr. Greengo, the committee amendment to the title was adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3726 as amended by the House, and the bill passed the House by the following vote: Yeas, 88; nays, 10; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Bond, Eberle, Fancher, Gallagher, Isaacson, Leonard, McGinnis, Teutsch, Warnke.

Substitute Senate Bill No. 3726 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF CONFEREES

The Speaker appointed Representatives Cantu, Taylor and Galloway as conferees on Senate Bill No. 3617.

MOTIONS

On motion of Mr. Nelson (G), the Rules Committee was relieved of HOUSE BILL NO. 749 and it was placed on the second reading calendar.

On motion of Mr. Nelson (G), the Rules Committee was relieved of ENGROSSED SENATE BILL NO. 3610 and it was placed on the second reading calendar.

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTIONS AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 28, by Representative Nelson (G):

Returning bills to their house of origin.

HOUSE CONCURRENT RESOLUTION NO. 29, by Representative Nelson (G):

Adopting procedures for convening a special legislative session.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and House Concurrent Resolution 28 and House Concurrent Resolution No. 29 were advanced to second reading and placed on the second reading calendar.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3669, by Committee on Transportation (originally sponsored by Senator Peterson):

Authorizing urban arterial bonds.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3765, by Committee on Ways and Means (originally sponsored by Senator Moore):

Modifying the cost reimbursement system for nursing homes.

SUBSTITUTE SENATE BILL NO. 3993, by Committee on Transportation (originally sponsored by Senator Guess):

Implementing the International Registration Plan.

SUBSTITUTE SENATE BILL NO. 4095, by Committee on Ways and Means (originally sponsored by Senator Metcalf - by Secretary of State request):

Relating to corporate license fees.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4299, by Committee on Ways and Means (originally sponsored by Senator Deccio):

Modifying provisions relating to public assistance.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and Engrossed Substitute Senate Bill No. 3669, Engrossed Substitute Senate Bill No. 3765, Substitute Senate Bill No. 3993, Substitute Senate Bill No. 4095 and Engrossed Substitute Senate Bill No. 4299 were advanced to second reading and placed on the second reading calendar.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. King (R).

Mr. King (R): "Representative Nelson, according to state law it is now about six minutes before 4 o'clock a.m. Could you tell me what time you intend to adjourn to according to state law?"

Mr. Nelson (G): "My watch only says 2:53, but I would intend that we would adjourn until 11:00 a.m. Pacific Daylight time, but there are some who would rather adjourn until 12:00 noon Pacific Daylight Time."

MOTION

On motion of Mr. Nelson (G), the House adjourned until 12:00 noon, Sunday, April 26, 1981.

WILLIAM M. POLK, Speaker.

VITO T. CHIECHI, Chief Clerk

ONE HUNDRED FIFTH DAY
NOON SESSION

House Chamber, Olympia, Wash., Sunday, April 26, 1981

The House was called to order at 12:00 noon by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Dane Wright and Scott Nelson. Prayer was offered by The Reverend Lester Olson of the Gloria Dei Lutheran Church of Olympia.

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

MESSAGES FROM THE GOVERNOR

April 25, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to one section, **SUBSTITUTE HOUSE BILL NO. 467**, entitled:

AN ACT Relating to review of energy facilities certification decisions.

Most of Section 1 is a reiteration of intent language found in Chapter 80.50 RCW. The last sentence, however, is an ambiguous statement that seems to imply a further restriction of the kinds of state concerns and issues that EFSEC can share with federal authorities. Since this language would only serve to cloud the authority of EFSEC, I have vetoed Section 1.

With the exception of Section 1, which I have vetoed, the remainder of Substitute House Bill No. 467 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

April 25, 1981

To The Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I have the honor to advise that on April 25, 1981, Governor Spellman approved the following House Bills, entitled:

HOUSE BILL NO. 75: Relating to transportation;

SUBSTITUTE HOUSE BILL NO. 101: Relating to administrative law judges;

HOUSE BILL NO. 120: Relating to probation counselors;

SUBSTITUTE HOUSE BILL NO. 157: Relating to delinquent contract payment;

SUBSTITUTE HOUSE BILL NO. 176: Relating to public contracts;

HOUSE BILL NO. 181: Relating to irrigation districts;

HOUSE BILL NO. 227: Relating to special permits for oversize or overweight vehicle loads;

HOUSE BILL NO. 625: Relating to superior court judges;

HOUSE BILL NO. 664: Relating to the direct petition method of annexation.

Sincerely,
Marilyn Showalter, Counsel.

MESSAGES FROM THE SENATE

April 25, 1981

Mr. Speaker:

The Senate has receded from its amendments to **ENGROSSED HOUSE BILL NO. 137**, and has passed the bill without the Senate amendments, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 149,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3104,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 3384,
 SUBSTITUTE SENATE BILL NO. 3989,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 4283,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate concurred in the House amendment to SENATE BILL NO. 3356, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 3104, by Committee on Transportation (originally sponsored by Senators von Reichbauer, Guess, Hansen and Sellar - by Governor Ray request):

Making appropriations for the operations and capital improvements of the department of transportation, urban arterial board, and the board of pilotage commissioners and others.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3384, by Committee on Ways and Means (originally sponsored by Senators Rasmussen, McDermott, Scott, Bauer, Bluechel, Bottiger, Deccio, Fleming, Fuller, Gaspard, Gallagher, Goltz, Hemstad, Hansen, Kiskaddon, Lee, Moore, McCaslin, Peterson, Patterson, Quigg, Talley, Talmadge, von Reichbauer, Zimmerman, Jones, Woody, Vognild, Wojahn and Hughes):

Providing for post-retirement adjustments for public retirement systems.

SUBSTITUTE SENATE BILL NO. 3989, by Committee on Education (originally sponsored by Senators Lee and Fuller):

Adjusting the school district apportionment schedule for general fund moneys.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4283, by Committee on Transportation (originally sponsored by Senators Guess, Quigg and Benitz):

Modifying taxes and fees pertaining to motor vehicles.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and the bills listed on today's introductions were advanced to second reading and placed on the calendar for second reading.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 26, by Representative Wilson:

Authorizing studies by the legislative transportation committee and the standing committees on transportation.

The bill was read the second time.

On motion of Mr. Patrick, the following amendment by Representatives Patrick and Wilson was adopted:

On page 2, line 14 after "statutes" strike the semicolon and insert ". This study shall specifically address the criteria for development of Category C construction projects and the shortage of revenue for such construction throughout the state, and shall further address the level of funding required to adequately maintain existing and any newly constructed state highways;"

The resolution was ordered engrossed.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Mr. Wilson spoke in favor of passage of the resolution.

ROLL CALL

The Clerk called the roll on the passage of Engrossed House Concurrent Resolution No. 26, and the resolution was adopted by the House by the following vote: Yeas, 93; nays, 0; not voting, 5.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Clayton, Fiske, North, Teutsch, Warnke.

Engrossed House Concurrent Resolution No. 26, having received the constitutional majority, was declared adopted.

ENGROSSED HOUSE BILL NO. 719, by Committee on Education and Representative Taylor:

Providing for a citizens study commission on school finance.

The bill was read the second time.

Committee on Education recommendation: Majority, do pass as amended. (For amendment, see Journal, 102nd Day, April 23, 1981.)

Mr. Taylor moved adoption of the committee amendment.

Mr. Taylor spoke in favor of the amendment, and Mr. Ehlers spoke against it.

The amendment was adopted.

The bill was ordered reengrossed.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Taylor spoke in favor of passage of the bill, and Mr. Ehlers spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed House Bill No. 719, and the bill passed the House by the following vote: Yeas, 77; nays, 14; not voting, 7.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Burns, Chamberlain, Chandler, Dawson, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hastings, Heck, Hine, Johnson, King R., Kreidler, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Rinehart, Rosbach, Sanders, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Dickie, Ehlers, Hankins, Isaacson, James, King J., Lane, Owen, Pruitt, Rust, Schmidt, Sherman, Thompson.

Not voting: Representatives Brown, Cantu, Clayton, Houchen, McGinnis, Salatino, Teutsch.

Reengrossed House Bill No. 719, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 3610, by Senators Wojahn, Jones, Vognild, Deccio, Hemstad, Williams, Quigg, Hurley and Newhouse:

Authorizing a class L liquor license for nonprofit arts organizations.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Patrick, Sanders and Struthers spoke in favor of passage of the bill, and Mr. Lux spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3610, and the bill passed the House by the following vote: Yeas, 83; nays, 13; not voting, 2.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Berleen, Dickie, Ellis, Hankins, Hastings, Isaacson, Lux, Pruitt, Smith, Tilly, Valle.

Not voting: Representatives Clayton, Gallagher.

Engrossed Senate Bill No. 3610, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MESSAGES FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate has concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 3845, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 3945, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3953, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

REPORT OF CONFERENCE COMMITTEE

April 26, 1981

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 3309, have had the same under consideration, and we recommend that the House amendment to SSB 3309 be amended as indicated in section 2 of the attached draft and that the same be added as section 2 to SSB 3309 and, further, that SSB 3309 as amended be passed. We, being unable to reach agreement in conference, hereby request the powers of Free Conference for the purpose of proposing an amendment.

Signed by Senators Hemstad, Newhouse, Vognild; Representatives Padden, Brown, McGinnis.

MOTION

On motion of Mr. McGinnis, the House adopted the report of the Conference Committee and granted the committee the powers of Free Conference.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3669, by Committee on Transportation (originally sponsored by Senator Peterson):

Authorizing urban arterial bonds.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Wilson spoke in favor of the bill, and Mr. Martinis spoke against it.

POINT OF PARLIAMENTARY INQUIRY

Mr. Martinis: "Mr. Speaker, how many votes does this bill require in order to pass the House?"

The Speaker: "Sixty percent or 59 people."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3669, and the bill passed the House by the following vote: Yeas, 60; nays, 38; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Fancher, Fiske, Flanagan, Gallagher, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Eng, Erak, Erickson, Galloway, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke, Williams.

Engrossed Substitute Senate Bill No. 3669, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION FOR RECONSIDERATION

Mr. Ehlers, having voted on the prevailing side, moved that the House immediately reconsider the vote by which Engrossed Substitute Senate Bill No. 3669 passed the House.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which Engrossed Substitute Senate Bill No. 3669 passed the House, and the motion was lost by the following vote: Yeas, 38; nays, 60; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Galloway, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Nelson D., North, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Wang, Warnke, Williams.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wilson, Winsley, and Mr. Speaker.

STATEMENT FOR THE JOURNAL

I was recorded as having voted in favor of Engrossed Substitute Senate Bill No. 3669 on April 26, 1981. I wish to note that this vote was in error, and my intention was to vote "Nay." Please place this statement in the House Journal.

WAYNE EHLERS, 2nd District.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4283, by Committee on Transportation (originally sponsored by Senators Guess, Quigg and Benitz):

Modifying taxes and fees pertaining to motor vehicles.

The bill was read the second time.

Mr. Martinis moved adoption of the following amendment:

On page 12, line 2 following "state patrol" strike ", and shall be the only source for expenditure"

Representatives Martinis and Wilson spoke in favor of the amendment, and it was adopted.

Mr. Wilson moved adoption of the following amendment:

On page 14, beginning on line 1 after "1981." strike all of the material down through "entirety." on line 5.

Mr. Wilson spoke in favor of the amendment, and Mr. Martinis spoke against it.

Mr. Wilson spoke again in favor of the amendment.

POINT OF INQUIRY

Mr. Wilson yielded to question by Mr. McGinnis.

Mr. McGinnis: "Representative Wilson, for a number of us, would you go through again exactly what this amendment is going to do?"

Mr. Wilson: "Yes, Representative McGinnis, this amendment would strike lines 1 through 5 on page 14, which says, 'This act shall only take effect upon the passage of Senate Bill No. 3669 and 3699, and if Senate Bills 3669 and 3699 are not both enacted by the 1981 regular session of the legislature this amendatory act shall be null and void in its entirety.' In other words, there will be no gas tax increase if the bond bills are not passed. They are both bond bills; they are the category B and category C bond bills—\$225 million. I'm not sure about the level; it would have to be adjusted because in the arrangements on setting a lid on the gas tax asked for in this measure, it reduced the amount of revenue that was originally worked on for six months during the last year."

POINT OF INQUIRY

Mr. Wilson yielded to question by Ms. Sommers.

Ms. Sommers: "Representative Wilson, from your last statement, I thought you were trying to clarify for the body that the imposition of the gas tax rests on the passage of certain bond bills, but if I read your amendment correctly, you would strike that material and so if your amendment passes, the gas tax would be imposed even though the bond bills were not approved. Is that correct?"

Mr. Wilson: "That is correct."

Ms. Sommers: "Would you want to give the rationale for that?"

Mr. Wilson: "In truth, the gas tax issue is to raise money basically for the primary purpose of maintaining the highway transportation system in the state. That is what is called category A—maintenance and reconstruction of the existing highways system. Category B, for which one bond issue is planned, is for interstate match—I-90, parts of I-5, I-82 and the remainder of the state system that's to be constructed in this state providing federal funds are available. The other bond issue—Category C—is for new state highway projects. Actually, it would help provide some money to help finish current projects such as the Campbell Road interchange that Representative Scott is going to put in, but without the bond issue, there is just so much flowing down. It's enough to service the bond issue and without that you have just a straight amount of money and it wouldn't do much good in either category B or C. The bulk of the gas tax money, will obviously go into category A, maintenance of our highway system."

Mr. Martinis again opposed the amendment.

The amendment was not adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Wilson spoke in favor of passage of the bill, and Representatives Martinis and Heck spoke against it.

Mr. Brown demanded an oral roll call vote and the demand was sustained.

Mr. Martinis again opposed passage of the bill.

Mr. Lundquist spoke in favor of the bill, and Mr. Grimm spoke against it.

POINT OF INQUIRY

Mr. Wilson yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Wilson, you made some remarks that I didn't exactly understand about some relationship between the Seattle cost-of-living index and the ferry system. Would you repeat that?"

Mr. Wilson: "There is a section of the bill which requires that the Transportation Commission set fare increases in the future at no less than the Seattle cost-of-living index. At no less than—in other words, it sets a floor so that it will help cover future operating costs of the ferry system. It doesn't prevent, in fact, it allows them to raise rates higher than that to cover costs."

Mr. Flanagan: "Then that really doesn't put any limitations? It seems it ought to be 'not more than.'"

Mr. Wilson: "Representative Flanagan, if it said not more than, then they would be back here beating on your backs for more money for the ferry system, and I think this is one method of seeing that they will not come here so often."

Representatives Dawson, Garson and Fiske spoke in favor of the bill, and Representatives Sommers, Rinehart, Nelson (D), Rust and King (R) spoke against it.

POINT OF PARLIAMENTARY INQUIRY

Mr. Martinis: "Since in this bill, and in the bond bill, it's a round-robin effect, where the bonds are no good without passage of this bill, and this bill is no good without passage of the bond bills, what is the percentage that it takes to pass this bill?"

The Speaker: "Fifty votes, Representative Martinis."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 4283 as amended by the House, and the bill failed to pass the House by the following vote: Yeas, 42; nays, 56; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barrett, Bickham, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fiske, Flanagan, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lewis, Lundquist, McDonald, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Wilson, and Mr. Speaker.

Voting nay: Representatives Addison, Barr, Becker, Bender, Berleen, Bond, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Fancher, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Leonard, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley.

Engrossed Substitute Senate Bill No. 4283, having failed to receive the constitutional majority, was declared lost.

MOTION FOR RECONSIDERATION

Mr. Patrick, having voted on the prevailing side, moved that the House reconsider the vote by which Engrossed Substitute Senate Bill No. 4283 as amended by the House failed to pass the House.

ROLL CALL

The Clerk called the roll on the motion that the House reconsider the vote by which the House failed to pass Engrossed Substitute Senate Bill No. 4283, and the motion was carried by the following vote: Yeas, 56; nays, 42; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Williams.

MOTION

On motion of Mr. Hastings, further consideration of Engrossed Substitute Senate Bill No. 4283 was deferred, and the bill was ordered placed at the bottom of today's third reading calendar.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3104, by Committee on Transportation (originally sponsored by Senators von Reichbauer, Guess, Hansen and Sellar - by Governor Ray request):

Making appropriations for the operations and capital improvements of the department of transportation, urban arterial board, and the board of pilotage commissioners and others.

The bill was read the second time.

On motion of Mr. Wilson, the following amendment was adopted:

On page 7, line 14 of the engrossed bill, being page 7, line 36 of the substitute bill, after "section" insert ", subject to the prior approval of the transportation commission"

Ms. Granlund moved adoption of the following amendment by Representatives Granlund and Owen:

On page 7, following line 14 of the engrossed bill, being page 7, line 36 of the substitute bill, insert a new subsection as follows:

"(7) The ferry operations account appropriation provided by this section is contingent upon providing discounted fares at the rates and on the terms and conditions in effect for ferry system patrons on December 31, 1980. In restoring the rates and policies regarding discounted fares in effect on that date, the commission may provide for such additional discounts as it deems warranted, but in no case shall any of the discounts which were provided on December 31, 1980, be reduced or eliminated during the remainder of this biennium."

Ms. Granlund spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Granlund and Owen to Engrossed Substitute Senate Bill No. 3104, and the amendment was adopted by the following vote: Yeas, 82; nays, 13; not voting, 3.

Voting yea: Representatives Addison, Barrett, Becker, Bender, Berleen, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Galloway, Garrett, Garson, Granlund, Grengo, Grimm, Gruger, Hastings, Heck, Hine, Houchen, Isaacson, James, King J., King R., Kreidler, Lane, Leonard, Lewis, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Sprague, Stratton, Struthers, Taylor, Thompson, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barnes, Barr, Bickham, Clayton, Dickie, Flanagan, Gallagher, Johnson, Lundquist, Nickell, Sommers, Tilly.

Not voting: Representatives Hankins, Smith, Teutsch.

The Clerk read the following amendments by Representative Wilson:

On page 10, line 17 of the engrossed bill, being page 11, line 4 of the substitute bill, strike "2,000,000" and insert "40,340,000"

On page 10, line 20 of the engrossed bill, being page 11, line 7 of the substitute bill, strike "370,760,000" and insert "409,100,000"

With the consent of the House, Mr. Wilson withdrew the amendments.

On motion of Mr. Martinis, the following amendment was adopted:

On page 14, line 8 of the engrossed bill, being page 14, line 38 of the substitute bill, strike all of subsection (1) and insert the following:

"(1) The department of transportation may transfer any motor vehicle fund appropriations contained in sections 8 through 11 of this act into sections 16 through 19, and motor vehicle fund appropriations contained in sections 16 through 19 may be transferred between programs for expenditure."

On motion of Mr. Wilson, the following amendment was adopted:

On page 14, beginning on line 34 of the engrossed bill, being page 15, line 19 of the substitute bill, insert the following new sections:

NEW SECTION. Sec. 26. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed in whole or in part by other than general fund moneys, the director of financial management may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance the agency. No appropriation shall be necessary to effect such repayment.

NEW SECTION. Sec. 27. (1) Funds appropriated under this act for both years of the fiscal biennium shall be initially allotted so that the total allotments for the first fiscal year do not exceed fifty percent of the total appropriation, unless the director of financial management determines that greater allotments for the first fiscal year are required by special circumstances. Allotments may be revised as provided in RCW 43.88.110, but the portion of an appropriation which has been initially allotted for the first fiscal year shall lapse at the end of the first fiscal year.

(2) This section does not apply to allotments for agencies headed by elective officials.

NEW SECTION. Sec. 28. Unless the context clearly requires otherwise, the definitions in this section apply throughout this act.

(1) 'Provided solely' means that the specified amount may be spent only for the specified purpose. Unless otherwise stated in this act, any portion of an amount provided solely for a specified purpose which is unnecessary to fulfill the specified purpose shall lapse.

(2) 'Lapse' means the termination of authority to spend an appropriation or portion of an appropriation.

(3) 'FTE' means full time equivalent. FTE staff years specified in this act shall not be exceeded except with the written authorization of the director of financial management. The director of financial management shall grant authority to exceed specified FTE staff years only in cases of severe unanticipated need and shall report each authorization to the legislative budget committee, the legislative evaluation and accountability program committee, and the committees on ways and means of the senate and house of representatives.

NEW SECTION. Sec. 29. Any rate increases proposed for the legal services revolving fund or the general administration facilities and services revolving fund, or any change in the method of calculating changes from those funds, shall be subject to approval by the director of financial management prior to implementation."

Renumber the remaining sections consecutively.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Wilson yielded to question by Mr. Williams.

Mr. Williams: "Representative Wilson, I'm confused, but if we were to pass this bill, where would the revenue come from in view of the fact that we defeated the previous bill?"

Mr. Wilson: "Representative Williams, this bill is inoperative without the gas tax increase."

MOTION

Mr. Martinis moved that further consideration of Engrossed Substitute Senate Bill No. 3104 be deferred, and the bill be placed on the third reading calendar following Engrossed Substitute Senate Bill No. 4283.

Representatives Martinis and King (R) spoke in favor of the motion, and Mr. Nelson (G) spoke against it.

ROLL CALL

The Clerk called the roll on the motion to defer further consideration of Engrossed Substitute Senate Bill No. 3104, and the motion was lost by the following vote: Yeas, 44; nays, 54; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

The Speaker stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 3104 as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3104 as amended by the House, and the bill passed the House by the following vote: Yeas, 51; nays, 47; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Prince, Rosbach, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Sanders, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Valle, Walk, Wang, Warnke, Williams.

Engrossed Substitute Senate Bill No. 3104 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 753, by Committee on Revenue and Representative Greengo:

Relating to revenue and taxation.

The bill was read the second time. On motion of Mr. Greengo, Substitute House Bill No. 753 was substituted for House Bill No. 753, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 753 was read the second time.

Mr. Greengo moved adoption of the following amendment:

On page 7, line 16 strike "nine" and insert "eight and one half"

Mr. Greengo spoke in favor of the amendment, and Mr. Sanders spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Greengo to Substitute House Bill No. 753, and the amendment was adopted by the following vote: Yeas, 64; nays, 31; not voting, 3.

Voting yea: Representatives Barnes, Barr, Barrett, Becker, Bender, Bickham, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dickie, Ehlers, Eng, Erak, Erickson, Fancher, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Heck, James, Johnson, King J., King R., Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McGinnis, Mitchell, Monohon, Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Struthers, Taylor, Teutsch, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Amen, Berleen, Bond, Brekke, Dawson, Eberle, Fiske, Flanagan, Gruger, Hankins, Hine, Houchen, Isaacson, Kreidler, Leonard, McDonald, Nelson D., Nelson G. A., Prince, Pruitt, Sanders, Schmidt, Smith, Sprague, Thompson, Tilly, Tupper, Valle, Van Dyken, Williams.

Not voting: Representatives Ellis, Garson, Hastings.

EXPLANATION OF VOTE

I was in the men's lounge when Representative Greengo's amendment to Substitute House Bill 753 was voted on. Please record my vote as "Yea."

WILLIAM H. GARSON, JR., 22nd District.

Ms. Galloway moved adoption of the following amendments by Representatives Galloway, Bond, Taylor, Van Dyken, Stratton, Leonard, Lundquist, Heck, Thompson, Padden, Barrett, Nickell, McGinnis, Tilly and Winsley:

On page 9, after line 28 insert the following:

"NEW SECTION. Sec. 10. There is added to chapter 82.04 RCW a new section to read as follows:

Upon every person engaging within this state in the business of manufacturing aluminum pig, ingot, billet, plate, sheet (flat or coiled), rod, bar, wire, cable or extrusions; as to such persons the amount of the tax with respect to such business shall be equal to the value of the products manufactured multiplied by the rate of four-tenths of one percent."

Renumber the remaining sections consecutively.

On page 10, line 2 strike "and" and on line 3 after "1981" insert ", and section 10 of this act shall take effect July 1, 1983"

Ms. Galloway spoke in favor of the amendments.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Galloway and others to Substitute House Bill No. 753, and the amendments were adopted by the following vote: Yeas, 83; nays, 13; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King R., Lane, Leonard, Lewis, Lundquist, Lux, Martinis, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Salatino, Schmidt, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Berleen, Brekke, Burns, Gallagher, Gruger, King J., Kreidler, Maxie, North, Rust, Sanders, Sommers, Valle.

Not voting: Representatives Thompson, Wang.

On motion of Ms. Galloway, the following amendment to the title was adopted:

On page 1, line 21 of the title after "(uncodified);" insert "adding a new section to chapter 82.04 RCW;"

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Ehlers demanded an oral roll call vote and the demand was sustained.

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

POINT OF INQUIRY

Mr. Chandler yielded to question by Mr. Heck.

Mr. Heck: "Representative Chandler, the amendment to this bill earlier was adopted lowering the revenue generated by this bill by about \$6.54 million. What does that leave the ending fund balance for the operating budget? Is it in the red or is it still in the black?"

Mr. Chandler: "Well, Representative Heck, as you know that's a very difficult question to answer because it involves a number of things. A revenue estimate was made in December by the Department of Revenue and forwarded to us, which was estimated as being within a band of some \$60 million either way. We're looking now, without the passage of a couple of bills still pending, at probably about \$15 million on the plus side of the revenue. My personal view is that when you get that close you are in balance anyway, but we wanted these bills to pass to make sure we have all the expenditures covered."

Representatives Stratton, Lux, King (R) and Rinehart spoke against passage of the bill, and Representatives Chandler and Greengo spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 753, and the bill passed the House by the following vote: Yeas, 54; nays, 42; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Not voting: Representatives Bond, Cantu.

Engrossed Substitute House Bill No. 753, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 3989, by Committee on Education (originally sponsored by Senators Lee and Fuller):

Adjusting the school district apportionment schedule for general fund moneys.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Sommers and Heck spoke against passage of the bill, and Mr. Chandler spoke in favor of it.

POINT OF INQUIRY

Mr. Chandler yielded to question by Mr. Warnke.

Mr. Warnke: "Representative Chandler, during the supplemental budget process, we shifted about \$70 million into the next biennium and, from your comments, we're shifting another \$32 million in from this. Is this portion part of that July and August payment that we are adding to, or is this included in that \$70 million?"

Mr. Chandler: "The statutes call for nine percent of the apportionment to be sent out to the schools in the month of June. In the supplemental budget we shifted four percent of that—two in July and two in August—and we've left June with five percent. For this biennium, we are actually shifting back two percent of the four, so this is roughly half of that amount. It's going from the two, one to July and one to August."

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3989, and the bill passed the House by the following vote: Yeas, 55; nays, 43; not voting, 0.

Voting yea: Representatives Addison, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Amen, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Substitute Senate Bill No. 3989, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 4095, by Committee on Ways and Means (originally sponsored by Senator Metcalf - by Secretary of State request):

Relating to corporate license fees.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Sommers spoke against passage of the bill, and Mr. Chandler spoke in favor of it.

POINT OF INQUIRY

Mr. Chandler yielded to question by Mr. King (R).

Mr. King (R): "Representative Chandler, I notice that insurance corporations are not exempt in this bill. Would the increase in fees trigger the reciprocal increases in fees for domestic insurance companies?"

Mr. Chandler: "It would not."

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Ehlers.

Mr. Ehlers: "Representative Ellis, I don't see anything here that exempts nonprofit corporations?"

Mr. Ellis: "Representative Ehlers, nonprofit corporations are incorporated under Title 24 and the fee is twenty dollars. There is a separate fee schedule in Title 24. This is profit corporations, Title 23."

Mr. Ehlers: "If this only includes Title 23, why, in my copy of the substitute bill, in the title it makes reference to RCW 24?"

Mr. Ellis: "You will notice that these sections have no change on the filing of corporations. It remains at twenty dollars and in subparagraph (5), it eliminates the fee for filing articles of dissolution and doesn't increase the fee for incorporation. Line 11, section 4, says, 'Filing articles of incorporation...\$20.00.' That section is not changed and that's in Title 24. The only change is to eliminate the five dollars on dissolution and reducing from five to two dollars in (10) for withdrawal of foreign corporations initiating certificate of withdrawal."

POINT OF INQUIRY

Mr. Ellis yielded to question by Mr. Wang.

Mr. Wang: "Representative Ellis, could you explain section 4? The rest of this is amendatory and is quite plain, but section 4 is new language."

Mr. Ellis: "Representative Wang, it would be my understanding that the Secretary of State is trying to get additional powers in order to take care of the automatic dissolution of corporations where they don't pay their annual license fee. Right now they are automatically dissolved, most people think after three years, and as I would understand this, once they are dissolved, there's no way to resurrect them even if you pay a filing fee. Sometimes this is done by inadvertence, but I think this is simply to indicate to the Secretary of State, in mitigating

circumstances, when corporations demonstrate good faith and a reasonable attempt to comply with the corporate license statute—it's trying to straighten out a practical situation."

Mr. Nelson (G) demanded the previous question, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4095, and the bill passed the House by the following vote: Yeas, 60; nays, 37; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Granlund, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyke, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Rinehart, Rust, Salatino, Scott, Sherman, Stratton, Thompson, Valle, Walk, Wang.

Not voting: Representative Warnke.

Substitute Senate Bill No. 4095, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker called on Mr. Amen to preside.

SENATE AMENDMENTS TO HOUSE BILL

April 25, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 581 with the following amendments:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 13, chapter 117, Laws of 1972 ex. sess. as amended by section 1, chapter 296, Laws of 1977 ex. sess. and RCW 43.31A.130 are each amended to read as follows:

As used in RCW 43.31A.140 through 43.31A.180:

(1) 'Eligible investment project' shall mean construction of new buildings or major improvements to existing buildings and the machinery installed in such buildings in the course of such construction or major improvements, when said buildings and machinery are used or are to be used for activities defined in RCW 82.04.120 (the definition of the term 'to manufacture'): PROVIDED, That an investment project undertaken by a business as defined in RCW 82.16.010(5) (an electrical utility) shall not be eligible: PROVIDED FURTHER, That one or more of the following criteria must be met:

(a) The investment project is or will be located in an economic assistance area or special impact area;

(b) A minimum of twenty percent of the employees at the plant complex for which the deferral is requested shall be of a minority race;

(c) The plant complex shall be within an industry classification which is not currently a major employing industry in the county in which the plant complex is located. The industry classification of the plant complex shall be determined by the standard industrial classification as assigned by the department of employment security. The major employing industries in a county shall be the two manufacturing industries which employed the greatest number of persons on an annual average basis in the most recent calendar year for which such information is available from the department of employment security.

(2) 'Buildings' shall mean and include only those structures used or to be used to house or shelter manufacturing activities. The term shall include plant offices and warehouses or other facilities for the storage of raw material or finished goods when such facilities are an essential or an integral part of a factory, mill, or manufacturing plant and such factory, mill, or manufacturing plant is used or to be used in the business of manufacture for sale or commercial or industrial use of an article, substance, or commodity. Where a building is used partly for manufacturing and partly for other purposes the applicable tax deferral shall be determined by apportionment of the costs of construction under such rules as the department of revenue shall provide;

(3) 'Machinery' shall mean all industrial fixtures, equipment, and support facilities that are an integral and necessary part of a manufacturing operation;

(4) 'Major improvement' shall mean the expansion, modernization, or renovation of existing buildings wherein the costs are in excess of twenty-five percent of the true and fair value of the plant complex prior to the improvement;

(5) 'Plant complex' shall mean land, machinery, and buildings adapted to industrial use as a single functional or operational unit for the assembling, processing, or manufacturing of finished or partially finished products from raw materials or fabricated parts;

(6) 'Taxpayer' shall mean the taxpaying entity certified by name pursuant to RCW 43.31A.140, its subsidiaries, and its principal owners. Ownership interest for the purpose of determining whether a corporation or a natural person is a principal owner or a subsidiary of an eligible taxpayer shall be fifty-one percent or a controlling interest as determined by the authority.

Sec. 2. Section 14, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.140 are each amended to read as follows:

The authority shall certify the eligibility of investment projects, and the department of revenue shall grant investment tax deferrals for eligible investment projects in an amount not to exceed the state and local sales tax payable under chapters 82.08 and 82.14 RCW or the use tax payable under chapters 82.12 and 82.14 RCW on machinery, materials, labor, and services directly utilized in a certified eligible investment project (~~undertaken~~) paid for by a firm engaged in or to be engaged in manufacturing: PROVIDED, That after March 1, 1981, no taxpayer may be certified by the authority as eligible for tax deferral for any investment project costs over thirty million dollars, cumulative on all outstanding and subsequent projects: PROVIDED FURTHER, That taxpayer applications certified by the authority as eligible for tax deferral after March 1, 1981 and before the effective date of this act shall be null and void and of no force and effect.

NEW SECTION. Sec. 3. The economic assistance authority shall be reviewed and analyzed during the interim between the 1981 and 1982 legislative sessions by the ways and means committees of the house of representatives and senate and a report shall be presented, with any recommendations, to the forty-seventh legislature which convenes in January, 1982.

NEW SECTION. Sec. 4. The economic assistance authority established by section 2, chapter 117, Laws of 1972 ex. sess. as amended by section 111, chapter 34, Laws of 1975-'76 2nd ex. sess. is abolished, effective June 30, 1982. Any remaining duties of the economic assistance authority are transferred to the department of revenue on that date.

Sec. 5. Section 11, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.110 are each amended to read as follows:

Public facilities grants or loans by the authority shall be subject to the following conditions:

(1) The moneys in the public facilities construction loan and grant revolving account are to be used solely to fulfill commitments arising from loans and grants authorized (~~(im)~~) under RCW 43.31A.070 (~~—The total outstanding amount which the authority may dispense at any time pursuant to this section shall not exceed the moneys available for grants and loans from said account~~) prior to June 30, 1982. New grants or loans shall not be made after June 30, 1982;

(2) Financial assistance through such grants or loans may be used directly or indirectly for any facility for public purposes, including, but not limited to, sewer or other waste disposal facilities, arterials, bridges, access roads, port facilities, or water distribution and purification facilities;

(3) On contracts made for public facilities loans the (~~authority~~) department of revenue shall determine the interest rate which advances shall bear, such interest rate not to exceed ten percent per annum, and the (~~authority~~) department of revenue shall provide such reasonable terms and conditions for repayment of advances as it may determine; said loans not to exceed twenty years in duration.

NEW SECTION. Sec. 6. The following acts or parts of acts are each repealed effective June 30, 1982:

(1) Section 1, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.010;
 (2) Section 2, chapter 117, Laws of 1972 ex. sess., section 111, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.31A.020;

(3) Section 3, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.030;
 (4) Section 4, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.040;
 (5) Section 5, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.050;
 (6) Section 6, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.060;
 (7) Section 7, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.070;
 (8) Section 8, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.080;
 (9) Section 9, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.090;
 (10) Section 10, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.100;
 (11) Section 14, chapter 117, Laws of 1972 ex. sess., section 2 of this 1981 act and RCW 43.31A.140;
 (12) Section 15, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.150;
 (13) Section 20, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.200;
 (14) Section 21, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.210;
 (15) Section 22, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.220;
 (16) Section 23, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.230;
 (17) Section 24, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.240;
 (18) Section 25, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.250;
 (19) Section 26, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.260;
 (20) Section 27, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.270;
 (21) Section 28, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.280;
 (22) Section 29, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.290;
 (23) Section 30, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.300;
 (24) Section 31, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.310;
 (25) Section 33, chapter 117, Laws of 1972 ex. sess., section 55, chapter 75, Laws of 1977 and RCW 43.31A.330;

(26) Section 34, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.900; and

(27) Section 37, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.920.

NEW SECTION. Sec. 7. This act does not affect any duty owed by a taxpayer, political subdivision of the state, or Indian tribe under the statutes repealed under section 6 of this act. The duties owed shall be administered as if the laws in section 6 of this act were not repealed. New investment tax deferral certificates under chapter 43.31A RCW shall not be issued on or after June 30, 1982. The deferral of taxes and the repayment schedules under tax deferral certificates issued before June 30, 1982, are not affected.

NEW SECTION. Sec. 8. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 9. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions. Sections 1 and 2 of this act shall take effect March 1, 1981. Section 3 of this act shall take effect May 1, 1981. Sections 4, 5, 6, and 7 of this act shall take effect June 30, 1982."

On page 1, on line 1 of the title, after "development;" strike the remainder of the title and insert "amending section 13, chapter 117, Laws of 1972 ex. sess. as amended by section 1, chapter 296, Laws of 1977 ex. sess. and RCW 43.31A.130; amending section 14, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.140; amending section 11, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.110; creating new sections; repealing section 1, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.010; repealing section 2, chapter 117, Laws of 1972 ex. sess., section 111, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.31A.020; repealing section 3, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.030; repealing section 4, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.040; repealing section 5, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.050; repealing section 6, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.060; repealing section 7, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.070; repealing section 8, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.080; repealing section 9, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.090; repealing section 10, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.100; repealing section 14, chapter 117, Laws of 1972 ex. sess., section 2 of this 1981 act and RCW 43.31A.140; repealing section 15, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.150; repealing section 20, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.200; repealing section 21, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.210; repealing section 22, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.220; repealing section 23, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.230; repealing section 24, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.240; repealing section 25, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.250; repealing section 26, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.260; repealing section 27, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.270; repealing section 28, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.280; repealing section 29, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.290; repealing section 30, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.300; repealing section 31, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.310; repealing section 33, chapter 117, Laws of 1972 ex. sess., section 55, chapter 75, Laws of 1977 and RCW 43.31A.330; repealing section 34, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.900; repealing section 37, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.920; providing effective dates; and declaring an emergency."

and the same is herewith transmitted.

Sidney K. Snyder, Secretary.

MOTION

Mr. Greengo moved that the House do concur in the Senate amendments to Substitute House Bill No. 581.

Mr. Greengo spoke in favor of the motion, and Representatives Grimm, Williams and Rinehart spoke against it.

POINT OF INQUIRY

Mr. Greengo yielded to question by Mr. Wang.

Mr. Wang: "Representative Greengo, I believe in your remarks you said that Fairchild would specifically be allowed, under the language of the Senate amendment, to apply for the \$30 million exemption. Is that correct?"

Mr. Greengo: "That's my understanding, yes."

MOTION

On motion of Mr. Nelson (G), further consideration of the Senate amendments to Substitute House Bill No. 581 was deferred.

MESSAGE FROM THE SENATE

April 25, 1981

Mr. Speaker:

The Senate refuses to concur in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 3188, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Ms. Houchen, the House receded from section 14 of the House amendments to Engrossed Substitute Senate Bill No. 3188.

FINAL PASSAGE OF SENATE BILL
WITHOUT CERTAIN HOUSE AMENDMENTS

The Speaker (Mr. Amen presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 3188 without section 14 of the House amendments.

Representatives Houchen, Becker, Padden and Van Dyken spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3188 without section 14 of the House amendment, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Substitute Senate Bill No. 3188 without certain House amendment, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate insists on its position on the House amendments to ENGROSSED SENATE BILL NO. 3000, and once again asks the House to recede from its amendments, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Addison, the House insisted on its position with the House amendments to Engrossed Senate Bill No. 3000, and again asked the Senate to concur therewith.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate refuses to concur in the House amendments to SENATE BILL NO. 4327, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Mitchell, the House receded from its amendments to Senate Bill No. 4327.

FINAL PASSAGE OF SENATE BILL WITHOUT HOUSE AMENDMENTS

The Speaker (Mr. Amen presiding) stated the question before the House to be the final passage of Senate Bill No. 4327 without the House amendments.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 4327 without the House amendments, and the bill passed the House with the following vote: Yeas, 95; nays, 3; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Leonard, Padden.

Senate Bill No. 4327 without the House amendments, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate receded from its amendment to ENGROSSED HOUSE BILL NO. 599 on section 23, page 22, line 10 and passed the bill with the remaining amendments, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

FINAL PASSAGE OF HOUSE BILL
WITHOUT CERTAIN SENATE AMENDMENTS

The Speaker (Mr. Amen presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 599 without the Senate amendment to page 22, line 10.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 599 without the Senate amendment to page 22, line 10, and the bill passed the House with the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Bill No. 599 without certain Senate amendments, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate receded from its amendments to SUBSTITUTE HOUSE BILL NO. 128 to sections 10 through 14; and the related title amendments, and passed the bill with the remaining amendments, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

FINAL PASSAGE OF HOUSE BILL
WITHOUT CERTAIN SENATE AMENDMENTS

The Speaker (Mr. Amen presiding) stated the question before the House to be the final passage of Substitute House Bill No. 128 without certain Senate amendments.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 128 without certain Senate amendments, and the bill passed the House with the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 128 without certain Senate amendments, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate has received from its amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 76 on page 5, line 11, and passed the bill with the remaining Senate amendments, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

FINAL PASSAGE OF HOUSE BILL
WITHOUT CERTAIN SENATE AMENDMENTS

The Speaker (Mr. Amen presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 76 without the Senate amendment to page 5, line 11.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 76 without the Senate amendment to page 5, and the bill passed the House with the following vote: Yeas, 70; nays, 28; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Bickham, Bond, Brown, Cantu, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Berleen, Brekke, Burns, Chandler, Eng, Galloway, Garrett, Gruger, Hine, King J., King R., Kreidler, Lux, Maxie, Monohon, Nelson D., North, Pruitt, Rinehart, Rust, Salatino, Sherman, Sommers, Thompson, Valle, Wang, Warnke.

Engrossed Substitute House Bill No. 76 without certain Senate amendments, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 25, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 138 with the following amendments:

Strike everything after the enacting clause and insert the following:

*NEW SECTION. Section 1. There is added to chapter 41.26 RCW a new section to read as follows:

(1) The director of retirement systems shall adopt rules, in accordance with chapter 34.04 RCW, under which each disability board shall execute its disability retirement duties under this chapter. The rules shall include, but not be limited to, the following:

(a) Standards governing the type and manner of presentation of medical, employability, and other evidence before disability boards; and

(b) Standards governing the necessity and frequency of medical and employability reexaminations of persons receiving disability benefits.

(2) If the director determines that an order or determination of a disability board was not processed in accordance with the rules established under this section, the director may remand the order or determination for further proceedings consistent with the rules.

Sec. 2. Section 12, chapter 209, Laws of 1969 ex. sess. as last amended by section 10, chapter 120, Laws of 1974 ex. sess. and RCW 41.26.120 are each amended to read as follows:

Any member, regardless of his age or years of service may be retired by the disability board, subject to approval by the (~~(retirement board)~~) director as hereinafter provided, for any disability which has been continuous since his discontinuance of (~~(active)~~) service and which renders him unable to continue his service, whether incurred in the line of duty or not. No disability retirement allowance shall be paid until the expiration of a period of six months after the (~~(disability is incurred)~~) discontinuance of service during which period the member, if found to be physically or mentally unfit for duty by the disability board following receipt of his application for disability retirement, shall be granted a disability leave by the disability board and shall receive an allowance equal to his full monthly salary and shall continue to receive all other benefits provided to active employees from his employer for such period. However, if, at any time during the initial six-month period, the disability board finds the beneficiary is no longer disabled, his disability leave allowance shall be canceled and he shall be restored to duty in the same rank or position, if any, held by the beneficiary at the time he became disabled. Applications for disability retirement shall be processed in accordance with the following procedures:

(1) Any member who believes he is or is believed to be physically or mentally disabled shall be examined by such medical authority as the disability board shall employ, upon application of said member, or a person acting in his behalf, stating that said member is disabled, either physically or mentally: PROVIDED, That no such application shall be considered unless said member or someone in his behalf, in case of the incapacity of a member, shall have filed the application within a period of one year from and after the discontinuance of service of said member.

(2) If the examination shows, to the satisfaction of the disability board, that the member is physically or mentally disabled from the further performance of duty, and that such disability has been continuous from the discontinuance of (~~(active)~~) service, the disability board shall enter its written decision and order, accompanied by appropriate findings of fact and by conclusions evidencing compliance with this chapter as now or hereafter amended, granting the member a disability retirement allowance; otherwise, if the member is not found by the disability board to be so disabled, the application shall be denied pursuant to a similar written decision and order, subject to appeal to the (~~(retirement board)~~) director in accordance with RCW 41.26.200: PROVIDED, That in any order granting a disability retirement allowance the disability board shall make a finding of whether or not the disability was incurred in line of duty.

(3) Every order of a disability board granting a disability retirement allowance shall forthwith be reviewed by the (~~(retirement board for the purposes of determining (a) whether the facts as found by the disability board are supported by substantial evidence in the record, except the finding of whether or not the disability was incurred in line of duty, and (b) whether the order is in accordance with law on the basis of such facts. If an affirmative determination is made by the retirement board on both of the aspects of the decision and order, it shall be affirmed; otherwise, it shall be reversed and remanded to the disability board for such further proceedings as the retirement board may direct~~) director except the finding of whether the disability was incurred in the line of duty. The director may affirm the decision of the disability board or remand the case for further proceedings if the director finds the disability board's findings, inferences, conclusions, or decisions are:

(a) In violation of constitutional provisions; or

(b) In excess of the statutory authority or jurisdiction of the disability board; or

(c) Made upon unlawful procedure; or

(d) Affected by other error of law; or

(e) Clearly erroneous in view of the entire record as submitted and the public policy contained in this chapter; or

(f) Arbitrary or capricious.

(4) Every member who can establish, to the disability board, that he is physically or mentally disabled from the further performance of duty and that such disability will be in existence for a period of at least six months may waive the six-month period of disability leave and be immediately granted a disability retirement allowance, subject to the approval of the (~~(state board)~~) director as provided in subsection (3) above.

Sec. 3. Section 13, chapter 209, Laws of 1969 ex. sess. as amended by section 8, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.130 are each amended to read as follows:

(1) Upon retirement for disability a member shall be entitled to receive a monthly retirement allowance computed as follows: (a) A basic amount of fifty percent of final average salary at time of disability retirement, and (b) an additional five percent of final average salary for each child as defined in RCW 41.26.030(7), (c) the combined total of subsections (1)(a) and (1)(b) of this section shall not exceed a maximum of sixty percent of final average salary.

(2) A disabled member shall begin receiving his disability retirement allowance as of the expiration of his six month period of disability leave or, if his application was filed after the sixth month of ((disability)) discontinuance of service but prior to the one year time limit, the member's disability retirement allowance shall be retroactive to the end of the sixth month.

(3) Benefits under this section will be payable until the member recovers from the disability or dies. If at the time that the disability ceases the member is over the age of fifty, he shall then receive either his disability retirement allowance or his retirement for service allowance, whichever is greater.

(4) Benefits under this section for a disability that is incurred while in other employment will be reduced by any amount the member receives or is entitled to receive from workmen's compensation, social security, group insurance, other pension plan, or any other similar source provided by another employer on account of the same disability.

(5) A member retired for disability shall(~~(, at the discretion of the disability board,))~~ be subject to ((a semiannual medical examination)) periodic examinations by a physician approved by the disability board prior to his attainment of age fifty, pursuant to rules adopted by the director under section 1 of this 1981 act. Examinations of members who retired for disability prior to the effective date of this 1981 act shall not exceed two medical examinations per year.

Sec. 4. Section 14, chapter 209, Laws of 1969 ex. sess. as last amended by section 4, chapter 120, Laws of 1974 ex. sess. and RCW 41.26.140 are each amended to read as follows:

(1) Upon the basis of ((a semiannual)) reexaminations of members on disability retirement as provided in RCW 41.26.130, the disability board shall determine whether such disability beneficiary is still unable to perform his duties either physically or mentally for service in the department where he was employed.

(2) If the disability board shall determine that the beneficiary is not so incapacitated his retirement allowance shall be canceled and he shall be restored to duty in the same civil service rank, if any, held by the beneficiary at the time of his retirement or if unable to perform the duties of said rank, then, at his request, in such other like or lesser rank as may be or become open and available, the duties of which he is then able to perform. In no event, shall a beneficiary previously drawing a disability allowance be returned or be restored to duty at a salary or rate of pay less than the current salary attached to the rank or position held by the said beneficiary at the date of his retirement for disability. If the disability board determines that the beneficiary is able to return to service he shall be entitled to notice and a hearing, both the notice and the hearing shall comply with the requirements of chapter 34.04 RCW, as now or hereafter amended.

(3) Should a disability beneficiary reenter service and be eligible for membership in the retirement system, his retirement allowance shall be canceled and he shall immediately become a member of the retirement system.

(4) Should any disability beneficiary under age fifty refuse to submit to ((medical)) examination, his retirement allowance shall be discontinued until his withdrawal of such refusal, and should such refusal continue for one year or more, his retirement allowance shall be canceled.

(5) Should the disability retirement allowance of any disability beneficiary be canceled for any cause other than reentrance into service or retirement for service, he shall be paid the excess, if any, of his accumulated contributions at the time of his retirement over all payments made on his behalf under this chapter.

Sec. 5. Section 16, chapter 209, Laws of 1969 ex. sess. as last amended by section 6, chapter 120, Laws of 1974 ex. sess. and RCW 41.26.200 are each amended to read as follows:

((+)) Any person feeling aggrieved by any order or determination of a disability board denying disability leave or disability retirement, or canceling a previously granted disability retirement allowance, shall have the right to appeal the ((said)) order or determination to the ((retirement board)) director. The ((said retirement board)) director shall have no jurisdiction to entertain the appeal unless a notice of appeal is filed with the ((said retirement board)) director within thirty days following the rendition of the order by the applicable disability board. A copy of the notice of appeal shall be served upon the director and the applicable disability board and, within ninety days thereof, the disability board shall certify its decision and order which shall include findings of fact and conclusions of law, together with a transcript of all proceedings in connection therewith, to the ((retirement board)) director for ((its)) review. Upon ((its)) review of the record, the ((retirement board)) director may affirm the order of the disability board or ((it)) may remand the case for such further proceedings as ((it)) he or she may direct, in accordance with such rules of procedure as the ((retirement board)) director shall promulgate.

((2) The said appeal authorized by this section shall be governed by the provisions of RCW 41.26.210 and 41.26.220:))

Sec. 6. Section 19, chapter 209, Laws of 1969 ex. sess. and RCW 41.26.210 are each amended to read as follows:

Any person aggrieved by any final decision of the ((retirement board)) director must, before petitioning for judicial review, file with the director of the retirement system by mail or personally within sixty days from the day such decision was communicated to such person, a notice for a hearing before the retirement board. The notice of hearing shall set forth in full detail the grounds upon which such person considers such decision unjust or unlawful and shall include every issue to be considered by the retirement board, and it must contain a detailed statement of facts upon which such person relies in support thereof. Such persons shall be deemed to have waived all objections or irregularities concerning the matter on which such appeal is taken other than those specifically set forth in the notice of hearing or appearing in the records of the retirement system.

Sec. 7. Section 20, chapter 209, Laws of 1969 ex. sess. and RCW 41.26.220 are each amended to read as follows:

A hearing shall be held by members of the retirement board, or its duly authorized representatives, in the county of the residence of the claimant at a time and place designated by the retirement board. Such hearing shall be de novo and shall conform to the provisions of chapter 34.04 RCW, as now or hereafter amended. The (~~retirement board~~) disability board and the director shall be entitled to appear in all such proceedings and introduce testimony in support of the decision. Judicial review of any final decision by the retirement board shall be governed by the provisions of chapter 34.04 RCW as now law or hereafter amended.

Sec. 8. Section 11, chapter 105, Laws of 1975-'76 2nd ex. sess. and RCW 41.50.090 are each amended to read as follows:

(1) Except as otherwise provided in this section, on the effective date of transfer as provided in RCW 41.50.030, the department shall succeed to and is vested with all powers, duties, and functions now or by any concurrent act of this 1976 legislature vested in the individual retirement boards set forth in RCW 41.50.030 relating to the administration of their various retirement systems, including but not limited to the power to appoint a staff and define the duties thereof: PROVIDED, That actuarial services required by the department shall be performed by the state actuary as provided in RCW 44.44.040.

(2) The department shall keep each retirement board fully informed on the administration of the corresponding retirement system, and shall furnish any information requested by a retirement board.

(3) Rules proposed by the director under RCW 2.10.050, 2.10.070, 41.26.060, 41.32.160, 41.40.020, or 43.43.140 shall be submitted to the appropriate retirement boards for review prior to adoption. After receiving approval of the members of the appropriate board, such rules shall become effective as provided by the administrative procedure act, chapter 34.04 RCW.

(4) Each retirement board shall continue to perform all functions as are vested in it by law with respect to applications for benefits paid upon either temporary or permanent disability, with such staff assistance from the department as may be required. The director shall perform those functions with respect to disability benefits as are vested in him or her by RCW 41.26.120 and 41.26.200.

Sec. 9. Section 8, chapter 294, Laws of 1977 ex. sess. and RCW 41.26.470 are each amended to read as follows:

(1) A member of the retirement system who becomes totally incapacitated for continued employment by an employer as determined by the department upon recommendation of the retirement board shall be eligible to receive an allowance under the provisions of RCW 41.26.410 through 41.26.550. Such member shall receive a monthly disability allowance computed as provided for in RCW 41.26.420 and shall have such allowance actuarially reduced to reflect the difference in the number of years between age at disability and the attainment of age fifty-eight.

(2) Any member who receives an allowance under the provisions of this section shall be subject to such comprehensive medical examinations as required by the department. If such medical examinations reveal that such a member has recovered from the incapacitating disability and the member is (~~offered reemployment by an employer at a comparable compensation, such member shall cease to be eligible for such allowance~~) no longer entitled to benefits under Title 51 RCW, the retirement allowance shall be canceled and the member shall be restored to duty in the same civil service rank, if any, held by the member at the time of retirement or, if unable to perform the duties of the rank, then, at the member's request, in such other like or lesser rank as may be or become open and available, the duties of which the member is then able to perform. In no event shall a member previously drawing a disability allowance be returned or be restored to duty at a salary or rate of pay less than the current salary attached to the rank or position held by the member at the date of the retirement for disability. If the department determines that the member is able to return to service, the member is entitled to notice and a hearing. Both the notice and the hearing shall comply with the requirements of chapter 34.04 RCW, as now or hereafter amended.

Sec. 10. Section 31, chapter 80, Laws of 1947 as last amended by section 1, chapter 193, Laws of 1974 ex. sess. and RCW 41.32.310 are each amended to read as follows:

Any member desiring to establish credit for services previously rendered, must present proof and make the necessary payments on or before June 30 of the fifth school year of his membership. Payments covering all types of membership service credit must be made in a lump sum when due, or in annual installments. The first annual installment of at least twenty percent of the amount due must be paid before the above deadline date, and the final payment must be made by June 30th of the fourth school year following that in which the first installment was made. The amount of payment and the interest thereon, whether lump sum or installments, shall be made by a method and in an amount established by the board of trustees: PROVIDED, That a member who had the opportunity under chapter 41.32 RCW prior to July 1, 1969, to establish credit for active United States military service or credit for professional preparation and failed to do so shall be permitted to establish such additional credit within the provisions of RCW 41.32.260 and 41.32.330: ~~PROVIDED FURTHER, That ((a member who was not permitted to establish credit pursuant to section 2, chapter 32, Laws of 1973 2nd ex. sess.))~~ members, other than elected officials, shall be permitted to establish credit for Washington teaching service previously rendered ((must present proof and make)) upon presenting proof and making the necessary payment to establish such credit as membership service credit. Payment for such credit must be made in a lump sum on or before June 30, ~~((1974. Any member desiring to establish credit under the provisions of this 1969 amendment must present proof and make the necessary payment before June 30, 1974.))~~ 1983, or, if not employed on the effective date of this ((amendment)) 1981 act, before June 30th of the fifth school year upon returning to public school employment in this state, with interest at a rate to be established by the director of the department of retirement systems.

Sec. 11. Section 16, chapter 274, Laws of 1947 as last amended by section 10, chapter 249, Laws of 1979 ex. sess. and RCW 41.40.150 are each amended to read as follows:

Should any member die, or should the individual separate or be separated from service without leave of absence before attaining age sixty years, or should the individual become a beneficiary, except a beneficiary of an optional retirement allowance as provided by RCW 41.40.185 or 41.40.190, the individual shall thereupon cease to be a member except;

(1) As provided in RCW 41.40.170.

(2) An employee not previously retired who reenters service shall upon completion of six months of continuous service and upon the restoration of all withdrawn contributions with interest as computed by the director, which restoration must be completed within a total period of five years of membership service following his first resumption of employment, be returned to the status, either as an original member or new member which he held at time of separation: PROVIDED, That any member who reentered service outside the ten-year period formerly provided by this subsection, and by reason of the former language of this section was not allowed to restore withdrawn contributions, shall have two years from April 25, 1973 to restore said contributions: AND PROVIDED FURTHER, That any member, except an elected official, who reentered service (within the ten-year period formerly provided by this section;) and who failed to restore withdrawn contributions within the ((three or five years)) time previously allowed, shall now have ((two years)) from ((April 25, 1973)) the effective date of this 1981 act through June 30, 1983, to restore said contributions, with interest as determined by the director.

(3) A member who separates or has separated after having completed at least five years of service shall remain a member during the period of his absence from service for the exclusive purpose only of receiving a retirement allowance to begin at attainment of age sixty-five, however, such a member may upon thirty days written notice to the director elect to receive a reduced retirement allowance on or after age sixty which allowance shall be the actuarial equivalent of the sum necessary to pay regular retirement benefits as of age sixty-five: PROVIDED, That if such member should withdraw all or part of his accumulated contributions, he shall thereupon cease to be a member and this section shall not apply.

(4) (a) The recipient of a retirement allowance who has not yet reached the compulsory retirement age of seventy and who shall be employed in an eligible position shall be considered to have terminated his retirement status and he shall immediately become a member of the retirement system with the status of membership he had as of the date of his retirement. Retirement benefits shall be suspended during the period of his eligible employment and he shall make contributions and receive membership credit. Such a member shall have the right to again retire if eligible in accordance with RCW 41.40.180: PROVIDED, That where any such right to retire is exercised to become effective before the member has rendered two uninterrupted years of service the type of retirement allowance he had at the time of his previous retirement shall be reinstated, but no additional service credit shall be available;

(b) The recipient of a retirement allowance who has not yet reached the compulsory retirement age of seventy, following his election to office or appointment to office directly by the governor, and who shall apply for and be accepted in membership as provided in RCW 41.40.120(3) shall be considered to have terminated his retirement status and he shall become a member of the retirement system with the status of membership he had as of the date of his retirement. Retirement benefits shall be suspended from the date of his return to membership until the date when he again retires and he shall make contributions and receive membership credit. Such a member shall have the right to again retire if eligible in accordance with RCW 41.40.180: PROVIDED, That where any such right to retire is exercised to become effective before the member has rendered six uninterrupted months of service the type of retirement allowance he had at the time of his previous retirement shall be reinstated, but no additional service credit shall be available: AND PROVIDED FURTHER, That if such a recipient of a retirement allowance does not elect to apply for reentry into membership as provided in RCW 41.40.120(3), or should he have reached the age of seventy and be ineligible to apply as provided in RCW 41.40.125, he shall be considered to remain in a retirement status and his retirement benefits shall continue without interruption.

(5) Subject to the provisions of RCW 41.04.070, 41.04.080 and 41.04.100, any member who leaves the employment of an employer and enters the employ of a public agency or agencies of the state of Washington, other than those within the jurisdiction of the state employees' retirement system, and who establishes membership in a retirement system or a pension fund operated by such agency or agencies and who shall continue his membership therein until attaining age sixty, shall remain a member for the exclusive purpose only of receiving a retirement allowance without the limitation found in RCW 41.40.180(1) to begin on attainment of age sixty-five, however, such a member may upon thirty days written notice to the director elect to receive a reduced retirement allowance on or after age sixty which allowance shall be the actuarial equivalent of the sum necessary to pay regular retirement benefits commencing at age sixty-five: PROVIDED, That if such member should withdraw all or part of his accumulated contributions, he shall thereupon cease to be a member and this section shall not apply.

Sec. 12. Section 18, chapter 274, Laws of 1947 as last amended by section 14, chapter 190, Laws of 1973 1st ex. sess. and RCW 41.40.170 are each amended to read as follows:

(1) A member who has served or shall serve on active federal service in the military or naval forces of the United States and who left or shall leave an employer to enter such service shall be deemed to be on military leave of absence if he has resumed or shall resume employment as an employee within one year from termination thereof.

(2) If he has applied or shall apply for reinstatement of employment, within one year from termination of the military service, and is refused employment for reasons beyond his control, he shall, upon resumption of service within ten years have such service credited to him.

(3) In any event, after completing twenty-five years of creditable service, any member may have his service in the armed forces credited to him as a member whether or not he left the employ of an employer to enter such armed service: PROVIDED, That in no instance, described in subsections (1), (2), and (3) of this section, shall military service in excess of five years be credited: AND PROVIDED FURTHER, That in each instance the member must restore all withdrawn accumulated contributions, which restoration must be completed within five years of membership service following his first resumption of employment or complete twenty-five years of creditable service: AND PROVIDED FURTHER, That this section will not apply to any individual, not a veteran within the meaning of RCW 41.04.005, as now or hereafter amended: AND PROVIDED FURTHER, That in no instance, described in subsections (1), (2), and (3) of this section, shall military service be credited to any member who is receiving full military retirement benefits pursuant to Title 10 United States Code.

Sec. 13. Section 59, chapter 80, Laws of 1947 as last amended by section 5, chapter 205, Laws of 1971 ex. sess. and RCW 41.32.590 are each amended to read as follows:

(1) Subject to subsections (2) and (3) of this section, the right of a person to a pension, an annuity, a retirement allowance, or disability allowance, to the return of contributions, any optional benefit or death benefit, any other right accrued or accruing to any person under the provisions of this chapter and the moneys in the various funds created by this chapter shall be unassignable, and are hereby exempt from any state, county, municipal or other local tax, and shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency laws, or other process of law whatsoever.

(2) This section shall not be deemed to prohibit a beneficiary of a retirement allowance who is eligible under RCW 41.05.080 from authorizing deductions therefrom for payment of premiums due on any group (~~(life or disability)~~) insurance policy or plan issued for the benefit of a group comprised of public employees of the state of Washington or its political subdivisions in accordance with rules and regulations that may be promulgated by the department of retirement systems.

(3) Benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

Sec. 14. Section 39, chapter 274, Laws of 1947 as last amended by section 6, chapter 205, Laws of 1979 ex. sess. and RCW 41.40.380 are each amended to read as follows:

(1) Subject to subsections (2) and (3) of this section, the right of a person to a pension, an annuity, or retirement allowance, any optional benefit, any other right accrued or accruing to any person under the provisions of this chapter, the various funds created by this chapter, and all moneys and investments and income thereof, are hereby exempt from any state, county, municipal, or other local tax, and shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency laws, or other process of law whatsoever, and shall be unassignable.

(2) This section shall not be deemed to prohibit a beneficiary of a retirement allowance from authorizing deductions therefrom for payment of premiums due on any group (~~(life or disability)~~) insurance policy or plan issued for the benefit of a group comprised of public employees of the state of Washington or its political subdivisions in accordance with rules and regulations that may be promulgated by the department of retirement systems, and this section shall not be deemed to prohibit a beneficiary of a retirement allowance from authorizing deductions therefrom for payment of dues and other membership fees to any retirement association or organization the membership of which is composed of retired public employees, if a total of three hundred or more of such retired employees have authorized such deduction for payment to the same retirement association or organization.

(3) Benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

NEW SECTION. Sec. 15. There is added to chapter 41.40 RCW a new section to read as follows:

Those classified employees, currently employed by the University of Washington, the regional universities, and The Evergreen State College, who were eligible to recover service earned prior to July 1, 1953, but who failed to do so, shall have until June 30, 1982, to pay the appropriate employee and employer contributions with interest, as determined by the director, department of retirement systems, for such service which was not so recovered.

NEW SECTION. Sec. 16. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

On page 1, line 1 of the title, after "retirement;" strike the remainder of the title and insert "amending section 12, chapter 209, Laws of 1969 ex. sess. as last amended by section 10, chapter 120, Laws of 1974 ex. sess. and RCW 41.26.120; amending section 13, chapter 209, Laws of 1969 ex. sess. as amended by section 8, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.130; amending section 14, chapter 209, Laws of 1969 ex. sess. as last amended by section 4, chapter 120, Laws of 1974 ex. sess. and RCW 41.26.140; amending section 16, chapter 209, Laws of 1969 ex. sess. as last amended by section 6, chapter 120, Laws of 1974 ex. sess. and RCW 41.26.200; amending section 19, chapter 209, Laws of 1969 ex. sess. and RCW 41.26.210; amending section 20, chapter 209, Laws of 1969 ex. sess. and RCW 41.26.220; amending section 11, chapter 105, Laws of 1975-'76 2nd ex. sess. and RCW 41.50.090; amending section 8, chapter 294, Laws of 1977

ex. sess. and RCW 41.26.470; amending section 31, chapter 80, Laws of 1947 as last amended by section 1, chapter 193, Laws of 1974 ex. sess. and RCW 41.32.310; amending section 59, chapter 80, Laws of 1947 as last amended by section 5, chapter 205, Laws of 1979 ex. sess. and RCW 41.32.590; amending section 39, chapter 274, Laws of 1947 as last amended by section 6, chapter 205, Laws of 1979 ex. sess. and RCW 41.40.380; amending section 16, chapter 274, Laws of 1947 as last amended by section 10, chapter 249, Laws of 1979 ex. sess. and RCW 41.40.150; amending section 18, chapter 274; Laws of 1947 as last amended by section 14, chapter 190, Laws of 1973 1st ex. sess. and RCW 41.40.170; adding a new section to chapter 41.26 RCW; and adding a new section to chapter 41.40 RCW." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Williams moved that the House do concur in the Senate amendments to Substitute House Bill No. 138.

Mr. Williams spoke in favor of the motion, and the motion carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker (Mr. Amen presiding) stated the question before the House to be the final passage of Substitute House Bill No. 138 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 138 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Substitute House Bill No. 138 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE JOINT RESOLUTION

April 26, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE JOINT RESOLUTION NO. 7 with the following amendment:

In Article XXXII, section 1, page 2, beginning on line 7 insert:

"e) The state, counties, cities, towns, port districts, or public corporations established thereby, shall never exercise their respective attributes of sovereignty, including but not limited to, the power to tax, the power of eminent domain, and the police power on behalf of any industrial development project authorized pursuant to this section."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Flanagan moved that the House do concur in the Senate amendment to Engrossed Substitute House Joint Resolution No. 7.

Representatives Flanagan and Greengo spoke in favor of the motion, and Ms. Rinehart spoke against it.

The motion was carried.

FINAL PASSAGE OF HOUSE JOINT RESOLUTION AS AMENDED BY SENATE

The Speaker (Mr. Amen presiding) stated the question before the House to be the final passage of Engrossed Substitute House Joint Resolution No. 7 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Joint Resolution No. 7 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 86; nays, 12; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Brekke, Burns, Ehlers, Eng, Gruger, Lux, Nelson D., North, Rinehart, Rust, Sherman.

Engrossed Substitute House Joint Resolution No. 7 as amended by the Senate, having received the constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate has receded from its amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 561, and has passed the bill without the Senate amendment, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

FINAL PASSAGE OF HOUSE BILL WITHOUT SENATE AMENDMENT

The Speaker (Mr. Amen presiding) stated the question before the House to be the final passage of Substitute House Bill No. 561 without the Senate amendment.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 561 without the Senate amendment, and the bill passed the House with the following vote: Yeas, 94; nays, 2; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Eng.

Not voting: Representatives Bender, Erickson.

Substitute House Bill No. 561 without the Senate amendment, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 4283 as amended by the House, by Committee on Transportation (originally sponsored by Senators Guess, Quigg and Benitz):

Modifying taxes and fees pertaining to motor vehicles.

The House resumed consideration of the bill on reconsideration of final passage.

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

Mr. Ehlers demanded an oral roll call vote and the demand was sustained.

Mr. Martinis spoke in opposition to passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 4283 as amended by the House, and the bill passed the House by the following vote: Yeas, 50; nays, 48; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Valle, Walk, Wang, Warnke.

Engrossed Substitute Senate Bill No. 4283 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), Engrossed Substitute Senate Bill No. 4283 as amended by the House, was ordered immediately transmitted to the Senate.

STATEMENT FOR THE JOURNAL

I wish to change my vote on final passage of Engrossed Substitute Senate Bill No. 4283 as amended by the House from "Nay" to "Aye."

BARBARA GRANLUND, 26th District.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 749, by Committee on Revenue (originally sponsored by Committee on Revenue and Representative Nelson, G.):

Permitting additional local sales and use taxes.

The bill was read the third time and placed on final passage.

MOTION

Mr. Nelson (G) moved that the rules be suspended, and the bill be returned to second reading for the purpose of amendment.

Mr. Nelson (G) spoke in favor of the motion, and Ms. Sommers spoke against it.

Mr. King (R) demanded an electric roll call vote on the motion, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion to suspend the rules and return Engrossed Substitute House Bill No. 749 to second reading, and the motion was carried by the following vote: Yeas, 78; nays, 20; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bond, Brekke, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Bender, Bickham, Burns, Ehlers, Eng, Grimm, Gruger, Heck, King R., Kreidler, Lux, Nelson D., North, O'Brien, Rinehart, Rust, Sherman, Sommers, Walk, Warnke.

The bill was read the second time.

Mr. Nelson (G) moved adoption of the following amendment:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 82.02.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 196, Laws of 1979 ex. sess. and RCW 82.02.020 are each amended to read as follows:

Except only as expressly provided in RCW 67.28.180 and 67.28.190 and the provisions of chapter 82.14 RCW, the state preempts the field of imposing taxes upon retail sales of tangible personal property, the use of tangible personal property, parimutuel wagering authorized pursuant to RCW 67.16.060, conveyances,

and cigarettes, and no county, town, or other municipal subdivision shall have the right to impose taxes of that nature.

Without explicit authorization from the legislature, a county, city, or town shall not impose taxes, either direct or indirect, whether under the name of a tax, excise, fee, or other description, on the construction or reconstruction of residential buildings, commercial buildings, industrial buildings, or any other building or building space or appurtenances thereto, or the development or subdivision of land. The legislature finds that dedication of land constitutes a tax for purposes of this section: PROVIDED, That this section shall not preclude dedications of land or easements for roads, streets, sidewalks, rights of way, and utilities, including surface water drainage facilities, which are reasonably necessary as a direct result of the proposed development to which the dedication requirement is to apply.

Nothing in this section precludes the imposition of business and occupation taxes measured by gross income or of sales and use taxes under chapter 82.14 RCW.

Nothing in this section prohibits cities, towns, or counties from collecting reasonable fees from an applicant for a permit or other governmental approval to cover the cost to the city, town, or county of processing applications, inspecting and reviewing plans, or preparing detailed statements required by chapter 43.21C RCW.

This section does not limit the existing authority of any city, town, or county to impose special assessments on property specially benefited thereby in the manner prescribed by law.

Nothing in this section prohibits cities, towns, or counties from imposing utility late-comer charges, utility system connection charges, or other charges reasonably related to the capital costs of the utility system. Any such charge whether termed a facilities charge, capital cost recovery charge, system development charge, or otherwise, shall relate to utility system construction costs, and utility construction needs. Any funds so collected shall be placed in a utility fund and used exclusively for utility purposes: PROVIDED HOWEVER, That no such charge shall exceed the proportionate share of utility system costs attributable to the property being charged.

This section does not apply to any county, city, or town which is not imposing a tax under RCW 82.14.030(2) unless the tax under RCW 82.14.030(2) is not being imposed because the legislative body of the county, city, or town removed the tax without passing an ordinance containing a three-year notice of the removal.

Sec. 2. Section 4, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.030 are each amended to read as follows:

(1) The governing body of any county or city while not required by legislative mandate to do so, may, by resolution or ordinance for the purposes authorized by this chapter, fix and impose a sales and use tax in accordance with the terms of this chapter. Such tax shall be collected from those persons who are taxable by the state pursuant to chapters 82.08 and 82.12 RCW, upon the occurrence of any taxable event within the county or city as the case may be. The rate of such tax imposed by a county shall be five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). The rate of such tax imposed by a city shall not exceed five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax): PROVIDED, HOWEVER, That in the event a county shall impose a sales and use tax under this subsection, the rate of such tax imposed under this subsection by any city therein shall not exceed four hundred and twenty-five one-thousandths of one percent.

(2) In addition to the tax authorized in subsection (1) of this section, the governing body of any county or city may by resolution or ordinance impose an additional sales and use tax in accordance with the terms of this chapter. The additional tax shall be collected upon the same taxable events upon which the tax imposed under subsection (1) of this section is levied. The rate of the additional tax imposed by a county shall be five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). The rate of the additional tax imposed by a city shall be five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax): PROVIDED HOWEVER, That in the event a county shall impose a sales and use tax under this subsection, the rate of the tax imposed under this subsection by any city therein shall be four hundred and twenty-five one-thousandths of one percent: PROVIDED FURTHER, That the tax authorized in this subsection shall be in lieu of any charges, fees, or taxes or dedication prohibited by RCW 82.02.020.

Sec. 3. Section 5, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.040 are each amended to read as follows:

(1) Any county ordinance adopted ((pursuant to this chapter)) under RCW 82.14.030(1) shall contain, in addition to all other provisions required to conform to this chapter, a provision allowing a credit against the county tax imposed under RCW 82.14.030(1) for the full amount of any city sales or use tax imposed under RCW 82.14.030(1) upon the same taxable event.

(2) Any county ordinance adopted under RCW 82.14.030(2) shall contain, in addition to all other provisions required to conform to this chapter, a provision allowing a credit against the county tax imposed under RCW 82.14.030(2) for the full amount of any city sales or use tax imposed under RCW 82.14.030(2) upon the same taxable event.

NEW SECTION. Sec. 4. There is added to chapter 82.14 RCW a new section to read as follows:

Every county, city, or town establishing a business and occupation tax after October 1, 1980, for the privilege of engaging in business which is calculated as a percentage of gross income, or a tax imposed under RCW 82.14.030(2), shall provide a process which may be used by the citizens of the county, city, or town to

repeal the tax imposed after October 1, 1980. The process shall not contain requirements which are more stringent than the requirements for state referenda under chapter 29.79 RCW.

Sec. 5. Section 6, chapter 94, Laws of 1970 ex. sess. as amended by section 3, chapter 296, Laws of 1971 ex. sess. and RCW 82.14.050 are each amended to read as follows:

The counties, metropolitan municipal corporations and cities shall contract, prior to the effective date of a resolution or ordinance imposing a sales and use tax, the administration and collection to the state department of revenue, which shall deduct a percentage amount, as provided by contract, not to exceed ~~((two))~~ one percent of the taxes collected for administration and collection expenses incurred by the department. The remainder of any portion of any tax authorized by this chapter which is collected by the department of revenue shall be deposited by the state department of revenue in a special fund under the custody of the state treasurer to be known as the local sales and use tax revolving fund. All administrative provisions in chapters 82.03, 82.08, 82.12, and 82.32 RCW, as they now exist or may hereafter be amended, shall, insofar as they are applicable to state sales and use taxes, be applicable to taxes imposed pursuant to this chapter.

Sec. 6. Section 1, chapter 87, Laws of 1972 ex. sess. as last amended by section 4, chapter 175, Laws of 1979 ex. sess. and RCW 82.44.150 are each amended to read as follows:

(1) The director of licensing shall on the twenty-fifth day of February, May, August and November of each year, commencing with November, 1971, advise the state treasurer of the total amount of motor vehicle excise taxes remitted to the department of licensing during the preceding calendar quarter ending on the last day of March, June, September and December, respectively, except for those payable under RCW 82.44.030 and 82.44.070, from motor vehicle owners residing within each municipality which has levied a tax under RCW 35.58.273, which amount of excise taxes shall be determined by the director as follows:

The total amount of motor vehicle excise taxes remitted to the department, except those payable under RCW 82.44.030 and 82.44.070, from each county shall be multiplied by a fraction, the numerator of which is the population of the municipality residing in such county, and the denominator of which is the total population of the county in which such municipality or portion thereof is located. The product of this computation shall be the amount of excise taxes from motor vehicle owners residing within such municipality or portion thereof. Where the municipality levying a tax under RCW 35.58.273 is located in more than one county, the above computation shall be made by county, and the combined products shall provide the total amount of motor vehicle excise taxes from motor vehicle owners residing in the municipality as a whole. Population figures required for these computations shall be supplied to the director by the office of financial management, who shall adjust the fraction annually.

(2) On the first day of the months of January, April, July, and October of each year, the state treasurer based upon information provided by the department of licensing shall make the following apportionment and distribution of motor vehicle excise taxes deposited in the general fund. A sum equal to seventeen percent thereof shall be paid to cities and towns in the proportions and for the purposes hereinafter set forth; a sum equal to seventy percent of all motor vehicle excise tax receipts shall be allocable to the state school equalization fund and credited and transferred each year in the following order of priority:

(a) The amount required and certified by the state finance committee each year as being necessary for payment of principal of and interest on bonds authorized by ~~((chapter 26, Laws of 1963 extraordinary session))~~ RCW 28A.47.760 through 28A.47.774 in the ensuing twelve months and any additional amounts required by the covenants of such bonds shall be transferred from the state school equalization fund to the 1963 public school building bond retirement fund.

(b) Any remaining amounts in the state school equalization fund from the motor vehicle excise taxes not required for debt service on the above bond issues shall be transferred and credited to the general fund.

(3) The amount payable to cities and towns shall be apportioned among the several cities and towns within the state ~~((ratably, on the basis of the population as last determined by the office of financial management))~~ according to the following formula:

(a) Sixty-five percent of the sum specified in subsection (2) of this section to be paid to cities and towns shall be apportioned ratably on the basis of population as last determined by the office of financial management.

(b) Thirty-five percent of the sum specified in subsection (2) of this section to be paid to cities and towns shall be apportioned to cities and towns under section 7 of this 1981 act.

(4) When so apportioned, the amount payable to each such city and town shall be transmitted to the city treasurer thereof, and shall be utilized by such city or town for the purposes of police and fire protection and the preservation of the public health therein, and not otherwise. In case it be adjudged that revenue derived from the excise tax imposed by this chapter cannot lawfully be apportioned or distributed to cities or towns, all moneys directed by this section to be apportioned and distributed to cities and towns shall be credited and transferred to the state general fund.

(5) On the first day of the months of January, April, July, and October of each year, the state treasurer, based upon information provided by the department of licensing, shall remit motor vehicle excise tax revenues imposed and collected under RCW 35.58.273 as follows:

(a) The amount required to be remitted by the state treasurer to the treasurer of any municipality levying the tax shall not exceed in any calendar year the amount of locally-generated tax revenues, excluding the excise tax imposed under RCW 35.58.273 for the purposes of this section, which shall have been budgeted by the municipality to be collected in such calendar year for any public transportation purposes including but not limited to operating costs, capital costs, and debt service on general obligation or revenue bonds issued for these purposes; and

(b) In no event may the amount remitted in a single calendar quarter exceed the amount collected on behalf of the municipality under RCW 35.58.273 during the calendar quarter next preceding the immediately preceding quarter.

(6) At the close of each calendar year accounting period, but not later than April 1, each municipality that has received motor vehicle excise taxes under subsection (5) of this section shall transmit to the director of licensing and the state auditor a written report showing by source the previous year's budgeted tax revenues for public transportation purposes as compared to actual collections. Any municipality that has not submitted the report by April 1 shall cease to be eligible to receive motor vehicle excise taxes under subsection (5) of this section until the report is received by the director of licensing. If a municipality has received more or less money under subsection (5) of this section for the period covered by the report than it is entitled to receive by reason of its locally-generated collected tax revenues, the director of licensing shall, during the next ensuing quarter that the municipality is eligible to receive motor vehicle excise tax funds, increase or decrease the amount to be remitted in an amount equal to the difference between the locally-generated budgeted tax revenues and the locally-generated collected tax revenues. In no event may the amount remitted for a calendar year exceed the amount collected on behalf of the municipality under RCW 35.58.273 during that same calendar year. At the time of the next fiscal audit of each municipality, the state auditor shall verify the accuracy of the report submitted and notify the director of licensing of any discrepancies.

(7) The motor vehicle excise taxes imposed under RCW 35.58.273 and required to be remitted under this section shall be remitted without legislative appropriation.

(8) Any municipality levying and collecting a tax under RCW 35.58.273 which does not have an operating, public transit system or a contract for public transportation services in effect within one year from the initial effective date of the tax shall return to the state treasurer all motor vehicle excise taxes received under subsection (5) of this section.

NEW SECTION, Sec. 7. There is added to chapter 82.14 RCW a new section to read as follows:

There is created in the state general fund a special account to be known as the "municipal sales and use tax equalization account." Into this account shall be placed such revenues as are provided under RCW 82.44.150(3)(b). Funds in this account shall be allocated by the state treasurer according to the following procedure:

(1) Prior to April 1st of each year the director of revenue shall inform the state treasurer of the total and the per capita levels of revenues for each city and the state-wide weighted average per capita level of revenues for all cities imposing the sales and use tax authorized under RCW 82.14.030(1) for the previous calendar year.

(2) At such times as distributions are made under RCW 82.44.150, as now or hereafter amended, the state treasurer shall apportion to each city not imposing the sales and use tax under RCW 82.14.030(2) an amount from the municipal sales and use tax equalization account equal to the amount distributed to the city under RCW 82.44.150(3)(a) multiplied by thirty-five sixty-fifths.

(3) Subsequent to the distributions under subsection (2) of this section, and at such times as distributions are made under RCW 82.44.150, as now or hereafter amended, the state treasurer shall apportion to each city imposing the sales and use tax under RCW 82.14.030(1) at the maximum rate and receiving less than seventy percent of the state-wide average per capita level of revenues for all cities as determined by the department of revenue under subsection (1) of this section, an amount from the municipal sales and use tax equalization account sufficient, when added to the per capita level of revenues received the previous calendar year by the city, to equal seventy percent of the state-wide weighted average per capita level of revenues for all cities determined under subsection (1) of this section, subject to reduction under subsection (5) of this section.

(4) Subsequent to the distributions under subsection (3) of this section, and at such times as distributions are made under RCW 82.44.150, as now or hereafter amended, the state treasurer shall apportion to each city imposing the sales and use tax under RCW 82.14.030(2) and receiving a distribution under subsection (3) of this section, a third distribution from the municipal sales and use tax equalization account. The distribution to each qualifying city shall be equal to the distribution to the city under subsection (3) of this section, subject to the reduction under subsection (5) of this section. To qualify for the distributions under this subsection, the city must impose the tax under RCW 82.14.030(2) for the entire year. Cities imposing the tax for less than the full year shall qualify for prorated allocations under this subsection proportionate to the number of months of the year during which the tax is imposed.

(5) If inadequate revenues exist in the municipal sales and use tax equalization account to make the distributions under subsection (3) or (4) of this section, then the distributions under subsection (3) or (4) of this section shall be reduced ratably among the qualifying cities. At such time during the year as additional funds accrue to the municipal sales and use tax equalization account, additional distributions shall be made under subsections (3) and (4) of this section to the cities.

(6) If the level of revenues in the municipal sales and use tax equalization account exceeds the amount necessary to make the distributions under subsections (2) through (4) of this section, then the additional revenues shall be apportioned among the several cities within the state ratably on the basis of population as last determined by the office of financial management.

NEW SECTION, Sec. 8. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 9. This act is necessary for the immediate preservation of the public peace, health and safety, the support of local government and their existing public institutions, and shall take effect on July 1, 1981. If section 1 of this act does not take effect, section 2 of this act is void and of no force."

Mr. Nelson (G) spoke in favor of the amendment, and Ms. Sommers spoke against it.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Ms. Rust.

Ms. Rust: "Since we didn't go over this in the committee, I want to make sure that I understand it right. You said it was going to equalize both the cities and the counties, and I don't see that in the bill."

Mr. Nelson (G): "Representative Rust, I did not say that. It's cities only."

Ms. Rust: "On page 3, where it says, 'This section does not apply to any county, city or town which is not imposing a tax under RCW 82.14.030(2) unless the tax...is not being imposed because the legislative body of the county, city or town removed the tax without passing an ordinance containing a three-year notice of the removal.' I want to understand what that means."

Mr. Nelson (G): "In the beginning we thought it would be necessary to prepare for the reimposition of the gross management fees, such that if the legislative body voluntarily removed this second one-half cent local option sales tax, they could give warning by ordinance that they were going to do that and to provide a three-year provision. That's what that intends to do. One might also point out that because of the initiative-referendum procedure that I described earlier, if that were to occur you could have a situation where you would get a yo-yo effect—back and forth—imposing, taking off, imposing, and there needs to be some stability in the cities and counties with reference, not only to that half-cent sales tax, but also to the gross management fees."

Ms. Hine spoke against the amendment.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Ms. Rinehart.

Ms. Rinehart: "Representative Nelson, could you explain what you mean by an initiative-referendum process, and when you do that please explain at what point the vote is taken, whether it's before or after the imposition of the tax."

Mr. Nelson (G): "What we've done here is to try to provide an option on the referendum procedure which is in RCW 29.79. I did give a wrong percentage figure awhile ago, and I would like to clear that up. It is eight percent rather than fifteen percent which makes it much easier for citizens of the city or county to express the fact that they may not be in support of the city council or the commissioners in voting for the one-half cent sales tax. What normally happens is that they will adopt an ordinance and at that time, they may have a time certain on when the tax could be imposed, but that does not preclude the citizens from beginning the initiative right then and there, before the sales tax is really being collected. At least, it provides that within ninety days after the effectiveness of the ordinance they could then have the petitions presented to the city council or the commissioners, and at that time they could outright repeal it if they wished or put it on the next ballot, whether it be a general or special election, whatever is available to them, for the repeal of that one-half cent sales tax."

Ms. Rinehart: "So the first thing that happens is that a citizen gets wind of the tax increase and at that point, an initiative process could begin? They could take action to preclude the tax from being imposed?"

Mr. Nelson (G): "Representative Rinehart, once there's an indication that an action has been taken with an ordinance to impose the one-half cent sales tax, they can begin the petition. That's an official action by that legislative body. Many cities have often passed an ordinance with the collection of the one-half cent sales tax at a time certain, but let's assume that we were a council here and we decided that we wanted to option this one-half cent sales tax and have been given the authority to do so. We would write in our ordinance that we want the tax to begin collection through this equalization process, to take advantage of it, on say, January 1, 1982. You could have people collecting signatures to repeal that at any point of time."

Ms. Rinehart: "Then there's a ninety-day period?"

Mr. Nelson (G): "Then ninety days after the time it's begun collection."

Ms. Rinehart: "After ninety days, it's in effect and can't be repealed?"

Mr. Nelson (G): "No, it could be repealed after that time."

Ms. Rinehart spoke against the amendment, and Mr. Barrett spoke in favor of it.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Ms. Rust.

Ms. Rust: "Representative Nelson, I'm still trying to read through this amendment. Could you please tell me just where it says, if local option fails, the development fees can still be there?"

Mr. Nelson (G): "On page 3, lines 7 through 21."

Mr. Flanagan spoke in favor of the amendment.

On motion of Mr. Sanders, the following amendments to the Nelson (G) amendment were adopted:

On page 6, line 9 after "establishing" insert "or increasing an existing"

On page 6, line 17 after "tax" insert "or increased tax"

The amendment by Representative Nelson (G) as amended was adopted.

On motion of Mr. Nelson (G), the following amendment to the title was adopted:

On page 1, line 11 of the title after "82.44.150;" strike all material down through "35A.82 RCW;" on line 15.

The bill was ordered reengrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. Prince.

Mr. Prince: "Representative Nelson, there's a little bit of concern among some of us about just what is redistributed. Is the sales tax of the cities redistributed?"

Mr. Nelson (G): No. The thing that's being redistributed now is thirty-five percent of the motor vehicle excise tax which is collected in every city that is taken into a pool. That's the easiest thing to get a handle on for the purpose of equalizing the revenue to these cities.

Representatives Kreidler and Heck spoke against passage of the bill, and Representatives Greengo and Nelson (G) spoke in favor of it.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Ms. Rinehart.

Ms. Rinehart: "On page 3, the last paragraph of section 1, is the three-year notice in the language, notice of the removal of the tax or the removal of the development fees?"

Mr. Nelson (G): "This is when you want to reimpose the development fees after removal of the one-half cent sales tax."

Ms. Rinehart: "So, if a city were to remove the tax, they are required at that time to pass an ordinance including a three-year notice of intention to reimpose the development fees?"

Mr. Nelson (G): "Yes, Representative Rinehart. Let's put it into perspective. If they wanted to repeal the one-half cent sales tax, let's say on January 1, 1982, they could, at that time, pass an ordinance and say that three years down the line, they are going to reimpose the development fees."

Ms. Rinehart: "In the first bill we had a permanent prohibition on the development fees, and as I read this as a practical matter, it's also a permanent prohibition because how can a city be without a tax and have to give a three-year notice of intent to reimpose development fees?"

Mr. Nelson (G): "Representative Rinehart, this is an either/or. This does not prohibit the reinstatement of the development fees."

Ms. Hine spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Substitute House Bill No. 749, and the bill passed the House by the following vote: Yeas, 61; nays, 37; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Becker, Bond, Brekke, Brown, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hine, Houchen, Isaacson, Johnson, Lane, Lewis, Martinis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Patrick, Prince, Rosbach, Sanders, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Wang, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Bender, Berleen, Bickham, Burns, Chamberlain, Ehlers, Eng, Grimm, Hankins, Hastings, Heck, James, King J., King R., Kreidler, Leonard, Lundquist, Lux, Maxie, McCormick, McDonald, McGinnis, Nelson D., North, Owen, Padden, Pruitt, Rinehart, Rust, Salatino, Schmidt, Sherman, Sommers, Valle, Walk, Warnke.

Reengrossed Substitute House Bill No. 749, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Mr. Hastings, Reengrossed Substitute House Bill No. 749 was ordered immediately transmitted to the Senate.

On motion of Mr. Hastings, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 124, by Representatives Winsley, Addison, Wang, King (J), Johnson, Granlund, McGinnis and Eberle:

Authorizing flexible-time work schedules for public employees.

The bill was read the second time. On motion of Mr. McDonald, Substitute House Bill No. 124 was substituted for House Bill No. 124, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 124 was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives McDonald and Warnke spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 124, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representative Ehlers.

Not voting: Representative Brekke.

Substitute House Bill No. 124, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE CONCURRENT RESOLUTION NO. 28, by Representative Nelson (G):

Returning bills to their house of origin.

The resolution was read the second time. On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Mr. Nelson (G) spoke in favor of the resolution, and it was adopted.

HOUSE CONCURRENT RESOLUTION NO. 29, by Representative Nelson (G):

Adopting procedures for convening a special legislative session.

The resolution was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Mr. Nelson (G) spoke in favor of the resolution, and it was adopted.

SENATE AMENDMENTS TO HOUSE BILL

The House resumed consideration of the Senate amendments to SUBSTITUTE HOUSE BILL NO. 581.

The Speaker (Mr. Amen presiding) stated the question before the House to be the motion by Representative Greengo that the House do concur in the Senate amendments.

Representatives Greengo and Hastings spoke in favor of the motion, and Representatives Grimm, Williams, Barrett and Galloway spoke against it.

ROLL CALL

The Clerk called the roll on the motion that the House do concur in the Senate amendments to Substitute House Bill No. 581, and the motion was lost by the following vote: Yeas, 49; nays, 49; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, Mitchell, Nelson G. A., Nickell, Nisbet, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Barrett, Becker, Bender, Brekke, Brown, Burns, Chamberlain, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, McGinnis, Monohon, Nelson D., North, O'Brien, Owen, Padden, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Williams, Winsley.

The Speaker resumed the Chair.

MOTION FOR RECONSIDERATION

Mr. Chamberlain, having voted on the prevailing side, moved that the House now reconsider the vote by which the House refused to concur in the Senate amendments to Substitute House Bill No. 581.

POINT OF ORDER

Mr. O'Brien: "I raise a question of whether or not you can reconsider a motion that relates to agreement or disagreement between two houses. You set forth a procedure with your ruling and the decision was well put originally on a tie vote, and I don't understand how you can make a motion to reconsider that action. According to Reed's Rule 248 which spells out the results of a motion to concur, and also Reed's Rule 249 to nonconcur, and the reverse action that occurs when either one of them is defeated."

SPEAKER'S RULING

The Speaker: "Representative O'Brien, the motion before the House was placed as to whether the House wanted to concur or not with the Senate amendment. The House did not concur with the Senate amendment, and it is a matter for this House to decide and not a matter of dispute between the House and Senate at that point. It is perfectly in order for this House to reconsider the question as to whether or not we are going to concur."

Mr. Chandler spoke in favor of the motion to reconsider, and Representatives Rinehart and Grimm spoke against it.

ROLL CALL

The Clerk called the roll on the motion to reconsider the vote by which the House failed to concur in the Senate amendments to Substitute House Bill No. 581, and the motion was carried by the following vote: Yeas, 55; nays, 43; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt,

Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Barrett, Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Williams.

The Speaker stated the question before the House to be the motion that the House concur in the Senate amendments to Substitute House Bill No. 581.

Representatives Williams, Grimm and Rinehart spoke against the motion, and Mr. Greengo spoke in favor of it.

Mr. Grimm again opposed the motion.

ROLL CALL

The Clerk called the roll on the motion that the House concur in the Senate amendments to Substitute House Bill No. 581, and the motion was carried by the following vote: Yeas, 50; nays, 47; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Nickell, Nisbet, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Warnke, Wilson, and Mr. Speaker.

Voting nay: Representatives Barrett, Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Padden, Pruitt, Rinehart, Rust, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Williams, Winsley.

Not voting: Representative Mitchell.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 581 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 581 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 76; nays, 18; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Lewis, Lundquist, Lux, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Warnke, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Barrett, Bender, Eng, Erickson, Garrett, Grimm, King J., Leonard, Martinis, Maxie, McCormick, McGinnis, Padden, Scott, Stratton, Walk, Wang, Winsley.

Not voting: Representatives Erak, Heck, King R., Teutsch.

Substitute House Bill No. 581 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE BILL NO. 4205,
ENGROSSED SUBSTITUTE SENATE BILL NO. 4206,
SUBSTITUTE SENATE BILL NO. 4210,
ENGROSSED SUBSTITUTE SENATE BILL NO. 4212,
ENGROSSED SENATE BILL NO. 4213,
SUBSTITUTE SENATE BILL NO. 4214,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

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

INTRODUCTIONS AND FIRST READING

ENGROSSED SENATE BILL NO. 4205, by Senator Scott (by Office of Financial Management request):

Authorizing fisheries facilities bonds.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4206, by Committee on Ways and Means (originally sponsored by Senator Scott – by Office of Financial Management request):

Authorizing higher education buildings and facilities bonds.

SUBSTITUTE SENATE BILL NO. 4210, by Committee on Ways and Means (originally sponsored by Senators Scott and Craswell – by Office of Financial Management request):

Authorizing higher education facilities bonds.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4212, by Committee on Ways and Means (originally sponsored by Senator Scott – by Office of Financial Management request):

Authorizing state buildings and facilities bonds.

ENGROSSED SENATE BILL NO. 4213, by Senator Scott (by Office of Financial Management request):

Authorizing outdoor recreational areas and facilities bonds.

SUBSTITUTE SENATE BILL NO. 4214, by Committee on Ways and Means (originally sponsored by Senators Scott and Craswell – by Office of Financial Management request):

Authorizing capital projects bonds for community colleges.

MOTION

On motion of Mr. Hastings, the rules were suspended and the bills listed on today's supplemental agenda under the fourth order of business were advanced to second reading and placed on the second reading calendar.

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

SECOND READING

ENGROSSED SENATE BILL NO. 4205, by Senator Scott (by Office of Financial Management request):

Authorizing fisheries facilities bonds.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 4205, and the bill passed the House by the following vote: Yeas, 91; nays, 3; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, Lux, Rinehart.

Not voting: Representatives Becker, Ehlers, Grimm, Heck.

Engrossed Senate Bill No. 4205, having received the sixty percent constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4206, by Committee on Ways and Means (originally sponsored by Senator Scott – by Office of Financial Management request):

Authorizing higher education buildings and facilities bonds.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 4206, and the bill passed the House by the following vote: Yeas, 93; nays, 3; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, King J., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, Lux, Valle.

Not voting: Representatives Heck, King R.

Engrossed Substitute Senate Bill No. 4206, having received the sixty percent constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 4210, by Committee on Ways and Means (originally sponsored by Senators Scott and Craswell – by Office of Financial Management request):

Authorizing higher education facilities bonds.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4210, and the bill passed the House by the following vote: Yeas, 95; nays, 3; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, Lux, Valle.

Substitute Senate Bill No. 4210, having received the sixty percent constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4212, by Committee on Ways and Means (originally sponsored by Senator Scott – by Office of Financial Management request):

Authorizing state buildings and facilities bonds.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 4212, and the bill passed the House by the following vote: Yeas, 93; nays, 2; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, Lux.

Not voting: Representatives Erak, Grimm, Scott.

Engrossed Substitute Senate Bill No. 4212, having received the sixty percent constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 4213, by Senator Scott (by Office of Financial Management request):

Authorizing outdoor recreational areas and facilities bonds.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 4213, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, Lux.

Not voting: Representative Erickson.

Engrossed Senate Bill No. 4213, having received the sixty percent constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 4214, by Committee on Ways and Means (originally sponsored by Senators Scott and Craswell - by Office of Financial Management request):

Authorizing capital projects bonds for community colleges.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 4214, and the bill passed the House by the following vote: Yeas, 92; nays, 3; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Chamberlain, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Chandler, Eng, Lux.

Not voting: Representatives Cantu, Martinis, Rinehart.

Substitute Senate Bill No. 4214, having received the sixty percent constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate has adopted the report of the Conference Committee on SUBSTITUTE SENATE BILL NO. 3309, and has granted said Conference Committee the powers of Free Conference.

Sidney R. Snyder, Secretary.

REPORT OF FREE CONFERENCE COMMITTEE

August 26, 1981

Mr. President

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 3309, have had the same under consideration, and we recommend that the House amendment to SSB 3309 be amended to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 48.50 RCW a new section to read as follows:

In denying a claim resulting from a fire, an insurer who relies upon a written opinion from an authorized agency specifically enumerated in (a) through (e) of RCW 48.50.020(1) that the fire was caused by arson, and that the insured was responsible for the fire, shall not be liable for bad faith or other noncontractual theory of damages as a result of this reliance.

Immunity under this section shall exist only so long as the incident for which the insured may be responsible is under active investigation or prosecution, or the authorized agency states its position that the claim is a result of arson for which the insured was responsible."

And amend the title as follows: On line 2 of the title following "42.24 RCW" insert "; and adding a new section to chapter 48.50 RCW"

Signed by Senators Hemstad, Newhouse, Vognild; Representatives Brown, McGinnis.

MOTION

On motion of Mr. McGinnis, the Report of the Free Conference Committee was adopted.

FINAL PASSAGE OF SENATE BILL
AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Substitute Senate Bill No. 3309 as amended by the Free Conference Committee.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 3309 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kroidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Ehlers.

Substitute Senate Bill No. 3309 as amended by Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3206, by Committee on State Government (originally sponsored by Senators Rasmussen and Jones):

Implementing the law relating to control of intoxicating liquor.

The bill was read the second time.

Committee on Revenue recommendation: Majority, do pass as amended. (For amendments, see Journal, 104th Day, April 25, 1981.)

Mr. Greengo moved adoption of the committee amendment, striking everything after the enacting clause and inserting new material.

Mr. Lux moved adoption of the following amendment by Representatives Lux, Smith and Fancher to the committee amendment:

On page 8, beginning on line 33 strike all of sections 8, 9 and 10 and renumber the remaining sections consecutively.

Representatives Lux and Rinehart spoke in favor of the amendment to the amendment.

The amendment to the committee amendment was adopted.

On motion of Mr. Sanders, the following amendment to the committee amendment was adopted:

On page 17, line 20 strike "and/or corporate officers"

Mr. Greengo moved adoption of the following amendments to the committee amendment:

On page 20, line 8 after "and" strike "sixty" and insert "twenty-five"

On page 26, line 27 after "and" strike "seventy-two" and insert "sixty"

Representatives Greengo and Brown spoke in favor of the amendments to the amendment, and they were adopted.

Mr. Bond moved adoption of the following amendment by Representatives Bond, Eberle, Owen, Brown, Tupper, Lewis, Hastings and Prince to the committee amendment:

On page 45, after line 35 add the following new sections:

"Sec. 52. Section 4, chapter 62, Laws of 1933 ex. sess. as last amended by section 10, chapter 172, Laws of 1939 and RCW 66.16.010 are each amended to read as follows:

(1) There shall be established at such places throughout the state as the liquor control board, constituted under this title, shall deem advisable, stores to be known as 'state liquor stores,' for the sale of liquor in accordance with the provisions of this title and the regulations: PROVIDED, That the prices of all liquor shall be fixed by the board from time to time so that the net annual revenue received by the board therefrom shall not exceed thirty-five percent: PROVIDED FURTHER, That in determining the retail price of wine and strong beer, in an effort to reflect handling and operating costs in the manner utilized by the private sector, the board shall maintain an average sixty percent mark-up on delivered cost, to include the gallonage tax as set by RCW 66.24.210, except in determining the retail price for close-out and discontinued item sales.

(2) The liquor control board may, from time to time, fix the special price at which pure ethyl alcohol may be sold to physicians and dentists and institutions regularly conducted as hospitals, for use or consumption only in such hospitals; and may also fix the special price at which pure ethyl alcohol may be sold to schools, colleges and universities within the state for use for scientific purposes. Regularly conducted hospitals may have right to purchase pure ethyl alcohol on a federal permit.

(3) The liquor control board may also fix the special price at which pure ethyl alcohol may be sold to any department, branch or institution of the state of Washington, federal government, or to any person engaged in a manufacturing or industrial business or in scientific pursuits requiring alcohol for use therein.

(4) The liquor control board may also fix a special price at which pure ethyl alcohol may be sold to any private individual, and shall make regulations governing such sale of alcohol to private individuals as shall promote, as nearly as may be, the minimum purchase of such alcohol by such persons."

Renumber the remaining sections consecutively.

Mr. Bond spoke in favor of the amendment to the committee amendment, and Representatives Greengo and Lux spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Bond and others to the committee amendment to Engrossed Substitute Senate Bill No. 3206, and the amendment to the amendment was not adopted by the following vote: Yeas, 33; nays, 63; not voting, 2.

Voting yea: Representatives Barrett, Berleen, Bond, Brown, Clayton, Dawson, Eberle, Ellis, Fancher, Fiske, Hankins, Hastings, Johnson, King J., Lane, Leonard, Lewis, Lundquist, McGinnis, Nelson G. A., Owen, Padden, Patrick, Prince, Rinehart, Rosbach, Salatino, Sanders, Scott, Sprague, Struthers, Thompson, and Mr. Speaker.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Becker, Bender, Bickham, Brekke, Burns, Cantu, Chamberlain, Chandler, Dickie, Ehlers, Eng, Erak, Erickson, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, Isaacson, James, King R., Kreidler, Lux, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson D., Nickell, Nisbet,

North, O'Brien, Pruitt, Rust, Schmidt, Sherman, Smith, Sommers, Taylor, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley.

Not voting: Representatives Stratton, Teutsch.

Mr. Owen moved adoption of the following amendments by Representatives Owen, Bond, Eberle, Salatino, Lewis, Brown, Tupper, Hastings and Prince to the committee amendment:

On page 39 strike all of line 10 and insert "thirty-one dollars and twenty-five cents"

On page 39, strike all of line 25 and insert "forty-three dollars and seventy-five cents"

The amendments to the committee amendment were adopted.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Mr. Greengo moved that the House reconsider the vote by which the amendments to page 39 by Representative Owen and others to the committee amendment were adopted.

Mr. Bond spoke against the motion to reconsider, and Mr. Sanders spoke in favor of it.

MOTION

The Clerk called the roll on the motion that the House reconsider the vote by which the amendments by Representative Owen and others to page 39 of the committee amendment to Engrossed Substitute Senate Bill No. 3206 were adopted, and the motion was lost by the following vote: Yeas, 40; nays, 56; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Becker, Berleen, Bickham, Burns, Chandler, Clayton, Dawson, Eng, Flanagan, Gallagher, Garson, Greengo, Gruger, Isaacson, James, Kreidler, Lane, Lux, Maxie, McDonald, Mitchell, Nickell, O'Brien, Patrick, Pruitt, Sanders, Schmidt, Sommers, Taylor, Tilly, Tupper, Valle, Van Dyken, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Bender, Bond, Brekke, Brown, Cantu, Chamberlain, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Galloway, Garrett, Granlund, Grimm, Hankins, Hastings, Heck, Hine, Houchen, Johnson, King J., King R., Leonard, Lewis, Lundquist, Martinis, McCormick, McGinnis, Monohon, Nelson D., Nelson G. A., Nisbet, North, Owen, Padden, Prince, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Smith, Sprague, Stratton, Struthers, Thompson, Vander Stoep, Walk, Wang, Warnke, Winsley.

Not voting: Representatives Barrett, Teutsch.

The committee amendment as amended was adopted.

On motion of Mr. Greengo, the committee amendment to the title was adopted.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Mr. Sanders spoke in favor of passage of the bill, and Mr. Brown spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3206 as amended by the House, and the bill passed the House by the following vote: Yeas, 52; nays, 46; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Garson, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Flanagan, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Engrossed Substitute Senate Bill No. 3206 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 3699,

ENGROSSED SUBSTITUTE SENATE BILL NO. 4211,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 3699, by Committee on Transportation (originally sponsored by Senator Talley):

Authorizing state highway bonds.

ENGROSSED SUBSTITUTE SENATE BILL NO. 4211, by Committee on Ways and Means (originally sponsored by Senator Scott - by Office of Financial Management request):

Authorizing social and health service facilities bonds.

MOTIONS

On motion of Mr. Hastings, the rules were suspended, and Engrossed Substitute Senate Bill No. 3699 and Engrossed Substitute Senate Bill No. 4211 were advanced to second reading and placed on the second reading calendar for immediate consideration.

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

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 4211, by Committee on Ways and Means (originally sponsored by Senator Scott -by Office of Financial Management request):

Authorizing social and health service facilities.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 4211, and the bill passed the House by the following vote: Yeas, 92; nays, 2; not voting, 4.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Galloway, Garrett, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Eng, Lux.

Not voting: Representatives Brown, Gallagher, Grimm, Rinehart.

Engrossed Substitute Senate Bill No. 4211, having received the sixty percent constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3699, by Committee on Transportation (originally sponsored by Senator Talley):

Authorizing state highway bonds.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Wilson and Martinis spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3699, and the bill passed the House by the following vote: Yeas, 85; nays, 13; not voting, 0.

Voting yea: Representatives Amen, Barnes, Barr, Barrett, Bender, Berleen, Bickham, Bond, Brown, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Rosbach, Salatino, Sanders, Schmidt, Scott, Smith, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Addison, Becker, Brekke, Burns, Ehlers, Eng, Lux, Nelson D., Pruitt, Rinehart, Rust, Sherman, Sommers.

Engrossed Substitute Senate Bill No. 3699, having received the sixty percent constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

STATUTORY COMMITTEE APPOINTMENTS

The Speaker announced the following appointments to the statutory committees:

STATE ACTUARY: Representatives Berleen, King (J), Taylor.

LEGISLATIVE BUDGET COMMITTEE: Representatives Amen, Ehlers, Greengo, Nelson (G), Sommers, Thompson, Warnke, Williams.

JOINT LEGISLATIVE ETHICS BOARD: Representatives Fancher, Pruitt, Sherman, Van Dyken.

ORGANIZED CRIME ADVISORY BOARD: Representatives Granlund, Patrick, Pruitt, Tilly.

JAIL COMMISSION: Representatives Brekke, Houchen.

LEAP COMMITTEE: Representatives Chandler, McDonald, Rinehart, Thompson.

SALMON ADVISORY COUNCIL: Representative Rosbach.

LEGISLATIVE TRANSPORTATION COMMITTEE: Representatives Cantu, Clayton, Gallagher, Lundquist, Martinis, McCormick, Schmidt, Sherman, Smith, Sprague, Walk, Wilson.

WASHINGTON STATE ARTS COMMISSION: Representative Houchen.

COLUMBIA INTERSTATE COMPACT COMMISSION: Representatives Chamberlain, Galloway.

WASHINGTON STATE GAMBLING COMMISSION: Representatives Owen, Struthers.

JOINT COMMITTEE ON ENERGY AND UTILITIES: Representatives Barnes, Bender, Hine, Tupper.

JOINT SELECT SUNSET COMMITTEE: Representatives Garson, Lane, Lewis, Rinehart, Walk.

JOINT SELECT COMMITTEE ON INTERNATIONAL TRADE: Representatives Barrett, Grimm, Polk, Sanders, Tilly.

JOINT SELECT COMMITTEE ON WORKERS' COMPENSATION: Representatives Dawson, King (R), Lux, McGinnis.

ENERGY FAIR '83 COMMISSION: Representatives Hastings, Isaacson, McCormick, Polk.

EDUCATION COMMISSION OF THE STATES: Representative Dickie.

STATE EMPLOYEES' INSURANCE BOARD: Representative Bickham.

MUNICIPAL RESEARCH COUNCIL: Representatives Fiske, James, North.

INTERNATIONAL PERFORMING ARTS FESTIVAL STEERING COMMISSION: Representatives Polk, Warnke.

ADVISORY COUNCIL ON TRADE FAIRS: Representatives Polk, Salatino.

JUDICIAL COUNCIL: Representatives Becker, Ellis, Padden, Wang.

STATUTE LAW COMMITTEE: Representatives Becker, Padden.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 4299, by Committee on Ways and Means (originally sponsored by Senator Deccio):

Modifying provisions relating to public assistance.

The bill was read the second time.

Mr. Nisbet moved adoption of the following amendment:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 74.04.005, chapter 26, Laws of 1959 as last amended by section 1, chapter 8, Laws of 1981 and RCW 74.04.005 are each reenacted and amended to read as follows:

For the purposes of this title, unless the context indicates otherwise, the following definitions shall apply:

(1) 'Public assistance' or 'assistance'—Public aid to persons in need thereof for any cause, including services, medical care, assistance grants, disbursing orders, work relief, general assistance and federal-aid assistance.

(2) 'Department'—The department of social and health services.

(3) 'County or local office'—The administrative office for one or more counties or designated service areas.

(4) 'Director' or 'secretary' means the secretary of social and health services.

(5) 'Federal-aid assistance'—The specific categories of assistance for which provision is made in any federal law existing or hereafter passed by which payments are made from the federal government to the state in aid or in respect to payment by the state for public assistance rendered to any category of needy persons for which provision for federal funds or aid may from time to time be made, or a federally administered needs-based program.

(6) 'General assistance'—~~((Shall include))~~ Aid to unemployable persons ((and unemployed employable persons)) in need who:

(a) Are not eligible to receive ((or are not receiving)) federal-aid assistance: PROVIDED, That general assistance shall be granted temporarily to any person eligible for and receiving supplemental security income whose need, as defined in this section, is not met by such supplemental security income grant because of separation from a spouse(:

(a) ~~'Unemployable persons' are those persons who by reason of bodily or mental infirmity or other cause are substantially incapacitated from gainful employment as determined by the secretary and the commissioner of the employment security department in accordance with rules adopted pursuant to RCW 74.04.001.~~

(b) ~~'Unemployed employable persons' are those persons who although capable of gainful employment are unemployed.~~

(7) ~~'Medical indigents'—Are persons without income or resources sufficient to secure necessary medical services); and~~

(b) Are incapacitated from gainful employment by reason of:

(i) Bodily or mental infirmity;

(ii) Participation in an approved drug or alcoholism treatment program; or

(iii) Being sixty-five years of age, or over: PROVIDED, That such incapacity in (b) (i) through (iii) of this subsection, as determined by the department, will last at least sixty days from the date of application, except that persons in approved alcoholism and/or drug programs may be eligible for less than a sixty-day period in accordance with the terms of their treatment plan.

~~((8))~~ (7) 'Applicant'—Any person who has made a request, or on behalf of whom a request has been made, to any county or local office for assistance.

~~((9))~~ (8) 'Recipient'—Any person receiving assistance and in addition those dependents whose needs are included in the recipient's assistance.

~~((10))~~ 'Requirement'—~~Items of goods and services included in the state department of social and health services standards of assistance and required by an applicant or recipient to maintain a defined standard of living:~~

~~((11))~~ (9) 'Standards of assistance'—The level of income required by an applicant or recipient to maintain a level of living specified by the department.

(10) 'State payment level' means the aggregate expenditure authority within the limits of funds appropriated for the income maintenance program.

(11) 'Resource'—Any asset, tangible or intangible, owned by or available to the applicant at the time of application, which can be applied toward meeting the applicant's need, either directly or by conversion into money or its equivalent: PROVIDED, That an applicant may retain the following described resources and not be ineligible for public assistance because of such resources.

(a) A home, which is defined as real property owned and used by an applicant or recipient as a place of residence, together with a reasonable amount of property surrounding and contiguous thereto, which is used by and useful to the applicant. Whenever a recipient shall cease to use such property for residential purposes, either for himself or his dependents, the property shall be considered as income which can be made available to meet need, and if the recipient or his dependents absent themselves from the home for a period of ninety consecutive days such absence, unless due to hospitalization or health reasons or a natural disaster, shall raise a rebuttable presumption of abandonment: PROVIDED, That if in the opinion of three physicians the recipient will be unable to return to the home during his lifetime, and the home is not occupied by a spouse or dependent children or disabled sons or daughters, such property shall be considered as income which can be made available to meet need.

(b) Household furnishings and personal effects and other personal property having great sentimental value to the applicant or recipient.

(c) Term and burial insurance for use of the applicant or recipient.

(d) Vehicle(s) used and useful having an equity value not to exceed one thousand five hundred dollars.

(e) Life insurance having a cash surrender value not to exceed seven hundred fifty dollars until July 1, 1981, and thereafter one thousand five hundred dollars.

(f) Cash, marketable securities, and any excess of values exempted under (d) and (e) of this section, not to exceed seven hundred fifty dollars for a single person or one thousand two hundred fifty dollars for a family unit of two or more until July 1, 1981, and thereafter one thousand five hundred dollars for a single person or two thousand two hundred fifty dollars for a family unit of two or more.

(g) If an applicant for or recipient of public assistance possesses property and belongings in excess of the ceiling value, such value shall be used in determining the need of the applicant or recipient (~~PROVIDED~~, That in the determination of need of applicants for or recipients of general assistance for unemployed employables no resources or income shall be considered as exempt per se, but the department may by rule and regulation adopt standards which will permit the exemption of the home and personal property and belongings from consideration as an available resource or income when such resources or income are determined to be necessary to the applicant's or recipient's restoration to independence. The department may by rule and regulation exempt personal property and belongings and income-producing property which can be used by the applicant or recipient to decrease his or her need for public assistance or aid in rehabilitating the applicant or recipient or his or her dependents), but the department may exempt resources or income when the income and resources are determined necessary to the applicant's or recipients' restoration to independence, to decrease the need for public assistance, or to aid in rehabilitating the applicant or recipient or a dependent of the applicant or recipient.

(12) 'Income'—All appreciable gains in real or personal property (cash or kind) or other assets, which are received by or become available for use and enjoyment by an applicant or recipient after applying for or receiving public assistance: PROVIDED, That all necessary expenses that may reasonably be attributed to the earning of income shall be considered in determining net income: PROVIDED FURTHER, That the department may by rule and regulation exempt income received by an applicant for or recipient of public assistance which can be used by him to decrease his need for public assistance or to aid in rehabilitating him or his dependents, but such exemption shall not, unless otherwise provided in this title, exceed the exemptions of resources granted under this chapter to an applicant for public assistance: PROVIDED FURTHER, That in determining the amount of assistance to which a recipient of aid to families with dependent children is entitled, the department is hereby authorized to disregard as a resource or income the earned income exemptions consistent with federal requirements: PROVIDED FURTHER, The department may permit the above exemption of earnings of a child to be retained by such child to cover the cost of special future identifiable needs even though the total exceeds the exemptions or resources granted to applicants and recipients of public assistance, but consistent with federal requirements. In formulating rules and regulations pursuant to this chapter the department shall define 'earned income' consistent with federal requirements. All resources and income not specifically exempted, and any income or other economic benefit derived from the use of, or appreciation in value of, exempt resources, shall be considered in determining the need of an applicant or recipient of public assistance.

(13) 'Need'—The difference between the applicant's or recipient's (~~cost of requirements~~) standards of assistance for himself and the dependent members of his family, as measured by the standards of the department, and value of all nonexempt resources and nonexempt net income received by or available to the applicant or recipient and the dependent members of his family.

(14) In the construction of words and phrases used in this title, the singular number shall include the plural, the masculine gender shall include both the feminine and neuter genders and the present tense shall include the past and future tenses, unless the context thereof shall clearly indicate to the contrary.

Sec. 2. Section 74.04.015, chapter 26, Laws of 1959 as last amended by section 2, chapter 8, Laws of 1981 and RCW 74.04.015 are each amended to read as follows:

The secretary of social and health services shall be the responsible state officer for the administration of, and the disbursement of all funds, goods, commodities and services, which may be received by the state in connection with (~~old age assistance, medical assistance to the aged, aid to families with dependent children, aid to the blind, disability assistance, child welfare services, vocational rehabilitation, and including, but not limited to other~~) programs of public assistance or services related directly or indirectly to assistance programs, and all other matters included in the federal social security act approved August 14, 1935, or any other federal act or as the same may be amended excepting those specifically required to be administered by (~~the superintendent of public instruction or the state commission for vocational education and those required to be administered and disbursed in connection with public health services such as communicable disease control, maternal and child health, sanitation, and vital statistics services~~) other entities.

He shall make such reports and render such accounting as may be required by the federal agency having authority in the premises.

Sec. 3. Section 74.04.050, chapter 26, Laws of 1959 as last amended by section 3, chapter 8, Laws of 1981 and RCW 74.04.050 are each amended to read as follows:

The department shall serve as the single state agency to administer public assistance. The department is hereby empowered and authorized to cooperate in the administration of such federal laws, consistent with the public assistance laws of this state, as may be necessary to qualify for federal funds for:

- (1) (~~Old age assistance;~~
- (2) Medical assistance (~~to the aged~~);
- (3) Aid to dependent children;
- (4) Aid to the needy blind;
- (5) Child welfare services; and

~~((6) Aid to permanently and totally disabled;~~

~~(7)) (4) Any other programs of public assistance for which provision for federal grants or funds may from time to time be made.~~

The state hereby accepts and assents to all the present provisions of the federal law under which federal grants or funds, goods, commodities and services are extended to the state for the support of programs administered by the department, and to such additional legislation as may subsequently be enacted as is not inconsistent with the purposes of this title, authorizing public welfare and assistance activities. The provisions of this title shall be so administered as to conform with federal requirements with respect to eligibility for the receipt of federal grants or funds.

The department shall periodically make application for federal grants or funds and submit such plans, reports and data, as are required by any act of congress as a condition precedent to the receipt of federal funds for such assistance. The department shall make and enforce such rules and regulations as shall be necessary to insure compliance with the terms and conditions of such federal grants or funds.

Sec. 4. Section 74.04.200, chapter 26, Laws of 1959 as last amended by section 4, chapter 8, Laws of 1981 and RCW 74.04.200 are each amended to read as follows:

It shall be the duty of the department of social and health services to establish ~~((uniform))~~ state-wide standards, which may vary by geographical areas, to govern the granting of assistance in the several categories of this title and it shall have power to compel compliance with such ~~((uniform))~~ standards as a condition to the receipt of state and federal funds by counties for social security purposes.

Sec. 5. Section 6, chapter 172, Laws of 1969 ex. sess. as amended by section 5, chapter 8, Laws of 1981 and RCW 74.04.510 are each amended to read as follows:

The department shall promulgate rules and regulations conforming to federal laws, rules and regulations required to be observed in maintaining the eligibility of the state to receive from the federal government and to issue or distribute to recipients, food stamps or coupons under a food stamp plan. Such rules and regulations shall relate to and include, but shall not be limited to: (1) The classifications of and requirements of eligibility of households to receive food stamps or coupons. (2) The periods during which households shall be certified or recertified to be eligible to receive food stamps or coupons under this plan. ~~((3) The establishment of a purchase payment schedule for coupons graduated on the basis of the incomes and the number of persons in an eligible household.))~~

NEW SECTION. Sec. 6. There is added to chapter 74.04 RCW a new section to read as follows:

The department shall establish a consolidated emergency assistance program for families with children who are not eligible for any federally aided grant assistance provided through other programs. Assistance may be provided in accordance with this section.

(1) Benefits provided under this program shall not be provided for more than two months of assistance in any consecutive twelve-month period.

(2) No more than the value of sixty percent of a full grant for aid to families with dependent children shall be allocated in the first month.

(3) Benefits under this program shall be provided to alleviate emergent conditions resulting from insufficient income and resources to provide for food, shelter, clothing, medical care, or other necessary items. Benefits shall be provided only in an amount sufficient to cover the cost of the specific need, subject to the limitations established in this section.

(4) In determining eligibility for this program, the department shall consider all cash resources as being available to meet need.

(5) The department shall, by rule, establish assistance standards and eligibility criteria for this program in accordance with this section. Eligibility for this program does not automatically entitle a recipient to medical assistance. Eligibility standards and resource levels for this program shall be stricter than the standards for eligibility and resource levels for the aid to families with dependent children program.

Sec. 7. Section 3, chapter 10, Laws of 1973 2nd ex. sess. as amended by section 6, chapter 8, Laws of 1981 and RCW 74.04.620 are each amended to read as follows:

The department is authorized to establish a program of state supplementation to the national program of supplemental security income consistent with Public Law 92-603 and Public Law 93-66 to those persons who are in need thereof in accordance with eligibility requirements established by the department.

The department is authorized to establish reasonable standards of assistance and resource and income exemptions specifically for such program of state supplementation which shall be consistent with the provisions of the Social Security Act.

The department is authorized to make payments to applicants for supplemental security income, pursuant to agreements as provided in Public Law 93-368, who are otherwise eligible for general assistance.

Sec. 8. Section 6, chapter 10, Laws of 1973 2nd ex. sess. as amended by section 7, chapter 8, Laws of 1981 and RCW 74.04.650 are each amended to read as follows:

Notwithstanding any other provisions of RCW 74.04.600 through 74.04.650 ~~((for)),~~ those individuals who have been receiving supplemental security income assistance and failed to comply with federal requirements relating to drug abuse and alcoholism treatment and rehabilitation shall be ~~((required to reapply for state assistance programs to be eligible))~~ ineligible for state assistance.

Sec. 9. Section 74.08.025, chapter 26, Laws of 1959 as last amended by section 8, chapter 8, Laws of 1981 and RCW 74.08.025 are each amended to read as follows:

Public assistance shall be awarded to any applicant:

(1) Who is in need and otherwise meets the eligibility requirements of department assistance programs; and

(2) Who has not made a voluntary assignment of property or cash for the purpose of qualifying for an assistance grant; and

(3) Who is not an inmate of a public institution except as a patient in a medical institution or except as an inmate in a public institution who could qualify for federal aid assistance: PROVIDED, That the assistance paid by the department to recipients in nursing homes, or receiving nursing home care, may cover the cost of clothing and incidentals and general maintenance exclusive of medical care and health services. The department may pay a grant to cover the cost of clothing and personal incidentals in public or private medical institutions and institutions for tuberculosis. The department shall allow recipients in nursing homes to retain, in addition to the grant to cover the cost of clothing and incidentals, wages received for work as a part of a training or rehabilitative program designed to prepare the recipient for less restrictive placement to the extent permitted under Title XIX of the federal social security act.

NEW SECTION. Sec. 10. There is added to chapter 74.08 RCW a new section to read as follows:

(1) Grants shall be awarded on a state-wide basis, which may vary by geographical area, in accordance with standards of assistance established by the department. The standards of assistance for any family size shall be adjusted on July 1 of each year. Except in the consolidated emergency assistance program, the standards shall be the United States department of agriculture thrifty food plan, in effect on January 1, 1981, adjusted for family size for the continental United States and as adjusted in this section for the state of Washington as provided according to the following schedules. The department shall update the standards annually to take inflation into account.

(a) For the aid to families with dependent children and the general assistance—unemployable programs, the following schedule applies.

Number of Persons in Assistance Unit	State Multiplier		Thrifty Food Plan Benefit Level	Standards of Assistance	
	Area I	Area II		Area I	Area II
1	4.03	3.72	70	282	260
2	2.65	2.24	128	339	287
3	2.27	2.02	183	415	370
4	2.15	1.94	233	501	452
5	2.14	1.97	277	593	546
6	2.02	1.87	322	671	621
7	2.12	1.99	367	778	730
8	2.05	1.93	419	859	809
9	1.99	1.89	472	939	892
10 or more	1.94	1.85	525	1,019	971

(b) For the supplemental security income program, the following schedule applies.

Number of Persons in Assistance Unit	State Multiplier		Thrifty Food Plan Benefit Level	Standards of Assistance	
	Area I	Area II		Area I	Area II
1	4.33	4.01	70	303	281
2	3.36	3.13	128	430	401

(2) The standards of assistance shall take into account the economy of joint living arrangements. The department may, by rule, prescribe maximums and rateable reductions for grants. The department may adjust the standards of assistance for shelter provided at no cost and for supplied shelter under the supplemental security income program.

(3) Nothing in this section shall prohibit the department from complying with minimum payment requirements of the supplemental security income program.

(4) For the purposes of this chapter, 'state payment level' means the aggregate expenditure authority within the limits of funds appropriated for the income maintenance program.

NEW SECTION. Sec. 11. There is added to chapter 74.08 RCW a new section to read as follows:

There shall be included in the standards of assistance a monthly amount designated as an energy allowance. For supplemental security income recipients, the energy allowance shall be equal to the state supplemental standard for supplemental security income for individuals and couples in which both spouses are eligible for supplemental security income. For recipients of other federally aided assistance programs, general assistance to unemployable persons, and the consolidated emergency assistance program, the energy assistance allowance shall be determined according to the following schedule.

NUMBER OF PERSONS IN THE ASSISTANCE UNIT

Fiscal Year	1	2	3	4	5	6	
1982	88	94	100	106	112	118	Note 1
1983	102	109	116	123	130	137	Note 2

Note 1: For each additional person, add six dollars.

Note 2: For each additional person, add seven dollars.

Sec. 12. Section 10, chapter 172, Laws of 1969 ex. sess. as amended by section 11, chapter 8, Laws of 1981 and RCW 74.08.043 are each amended to read as follows:

In determining the living requirements of otherwise eligible applicants and recipients of (~~old-age assistance, aid to the blind, disability assistance~~) supplemental security income and general assistance, the department is authorized to consider the need for personal and special care and supervision due to physical and mental conditions.

Sec. 13. Section 74.08.060, chapter 26, Laws of 1959 as amended by section 6, chapter 173, Laws of 1969 ex. sess. and RCW 74.08.060 are each amended to read as follows:

The department shall be required to approve or deny the application within forty-five days after the filing thereof and shall immediately notify the applicant in writing of its decision: PROVIDED, That if the department is not able within forty-five days, despite due diligence, to secure all information necessary to establish his eligibility, the department is charged to continue to secure such information and if such information, when established, makes applicant eligible, the department shall pay his grant from date of authorization or forty-five days after date of application whichever is sooner.

Any person entitled to relief but under temporary disability from making application, or any person about to become sixty-five years of age or the parent of an unborn child who upon birth will become a dependent child may at any time after forty-five days prior to the occurrence of any of said events make application as herein provided.

The department is authorized, in respect to work requirements, to provide employment and training services, including job search, job placement, work orientation, and necessary support services to verify eligibility.

Sec. 14. Section 74.08.070, chapter 26, Laws of 1959 as last amended by section 1, chapter 92, Laws of 1979 ex. sess. and RCW 74.08.070 are each amended to read as follows:

Any applicant or recipient feeling himself aggrieved by the decision of the department or any authorized agency of the department shall have the right to a fair hearing to be conducted by the secretary of the department or by a duly appointed, qualified hearing examiner especially appointed by the secretary for such purpose. An applicant for or recipient of public assistance is not entitled to a fair hearing solely on the basis of a state or federal law which requires grant adjustments for a class of recipients.

The hearing shall be conducted in the county in which the appellant resides, and a tape recording of the testimony shall be made and included in the record; the costs of which shall be borne by the department. A copy of this tape recording shall be provided the appellant if request for same is made in writing by the appellant or his attorney of record.

In the event an appellant feels aggrieved by the decision in a fair hearing under this section, and if the appellant files an appeal to the superior court for judicial review in accordance with chapter 34.04 RCW as now or hereafter amended, the appellant is entitled to a typed transcript of the tape recordings or such portion thereof as the applicant requests from the department, if the request is made by the appellant or the appellant's attorney of record.

Any appellant who desires a fair hearing shall within ninety days after receiving notice of the decision of the department or an authorized agency of the department, file with the secretary a notice of appeal from the decision. The department shall notify the appellant of the time and place of said hearing at least twenty days prior to the date thereof by registered mail or by personal service upon said appellant, unless otherwise agreed by appellant and the department.

At any time after the filing of the notice of appeal with the secretary, any appellant or attorney for appellant with written authorization or next of kin shall have the right of access to, and can examine any files and records of the department related to the case (~~of-for~~) on appeal.

It shall be the duty of the department within seventy-five days after receipt of the notice of appeal to notify the appellant of the decision of the secretary: PROVIDED, That any overpayment which the department may be entitled to recover as a result of such decision shall be limited to the amount recoverable up to the sixtieth day after receipt of the notice of appeal.

If the decision of the secretary is made in favor of the appellant, assistance shall be paid from the date of the denial of the application or forty-five days following the date of application, whichever is sooner; or in the case of a recipient, from the effective date of the initial departmental county office decision.

Sec. 15. Section 74.08.120, chapter 26, Laws of 1959 as last amended by section 12, chapter 8, Laws of 1981 and RCW 74.08.120 are each amended to read as follows:

The term 'funeral' shall mean the proper preparation, transportation within the local service area defined by the department, and care of the remains of a deceased person with needed facilities and appropriate memorial services (~~including~~). 'Burial' includes necessary costs of a lot or cremation and all services related to interment and the customary memorial marking of a grave.

The department is hereby authorized (~~through the county offices~~) to assume responsibility for payment for the funeral and burial of deceased persons dying without assets sufficient to pay for the minimum standard funeral herein provided: PROVIDED, HOWEVER, That the secretary may furnish funeral assistance for deceased recipients if they leave assets to a surviving spouse and/or to minor children and if the assets are resources permitted to be owned by or available to an eligible applicant or recipient under RCW 74.04.005, and the department shall thereby have a lien against said assets valid for six years from the date of filing with the county auditor and such lien claim shall have preference to all other claims except prior secured creditors. If the assets remain exempt, or if no probate is commenced, the lien shall automatically terminate without further action six years after filing. If the deceased person is survived by a spouse or is a

minor child survived by his parent or parents, the department may take into consideration the assets of such surviving spouse, parent, or parents in determining whether or not the department will assume responsibility for the funeral.

The department shall not pay more than cost for a minimum standard service rendered by each vendor. Payments to the funeral director and to the cemetery or crematorium will be made by separate vouchers. The standard of such services and the uniform amounts to be paid shall be determined by the department after giving due consideration to such advice and counsel as it shall obtain from the trade associations of the various vendors and related state departments, agencies, and commissions. ~~((The payments made by the department shall not be subject to supplementation by the relatives or friends of recipients. Whenever relatives or friends provide for other than the minimum standard service authorized, the state shall not participate in the payment of any part of the cost.))~~ Payment made for any funeral or burial service by relatives, friends, or any other third party shall be subtracted from the payment made by the department.

NEW SECTION. Sec. 16. There is added to chapter 74.08 RCW a new section to read as follows:

It is the intent of the legislature that chore services be provided to eligible persons within the limits of funds appropriated for that purpose. Therefore, the department shall provide services only to those persons identified as at risk of being placed in a residential care facility in the absence of such services. Chore services shall be provided only to the extent necessary to maintain a safe and healthful living environment. In determining an individual's eligibility for chore services, the department shall consider the following:

- (1) The kind of services needed;
- (2) The degree of service need, and the extent to which an individual is dependent upon such services to remain in his or her home or return to his or her home;
- (3) The availability of personal or community resources which may be utilized to meet the individual's need; and
- (4) Such other factors as the department considers necessary to insure service is provided only to those persons whose chore service needs cannot be met by relatives, friends, nonprofit organizations, or other persons.

In determining the level of services to be provided under this chapter, the department shall utilize a client review questionnaire designed to determine both the degree and level of service need and the individual's risk of institutionalization if such needs are not met by this chapter.

NEW SECTION. Sec. 17. There is added to chapter 74.08 RCW a new section to read as follows:

'Chore services,' as used in this chapter, means services in performing light work and household and other personal tasks which eligible persons are unable to do for themselves because of frailty or handicapping conditions.

Persons eligible for services at no cost are adult recipients of supplemental security income and/or state supplementation and other individuals having income equal to or less than thirty percent of the state median income and resources less than a level determined by the department, and whose level of need for chore services and risk of being placed in a residential care facility have been determined by the department. Individuals determined by the department to be eligible for adult protective services are eligible to receive emergency chore services without regard to income if the services are essential to, and a subordinate part of, the adult protective services plan. Emergency chore services under adult protective services shall be provided only until the emergent situation has stabilized, not to exceed ninety days.

Those persons whose income is between thirty and forty percent of the state median income and whose level of need for chore services and risk of being placed in a residential care facility has been determined by the department are eligible for a reduced level of service based on their ability to purchase the services. The department shall develop a scale of reduced hours of service based on need and income level to be applied in these cases. Persons whose resources exceed the level determined by the department are not eligible for any reduced level service.

The department is authorized to provide chore services on a case-by-case basis to severely handicapped persons in need of attendant care whose income exceeds the criteria established in this section. Services may be provided for this purpose only to the extent necessary to allow the individual to remain in his or her own home, and no services may be authorized for more than ninety days at any one time: **PROVIDED**, That the department may not extend authorization for chore services to more than thirty persons at any one time whose income exceeds fifty-seven percent of the state median income.

For clients whose chore services are authorized on an hourly basis, the department shall establish a monthly lid on chore service hours, which shall be allocated to the department's community service offices. This lid shall be established at a level set by the department. The department shall also establish a monthly rate lid to apply to clients whose chore services are authorized on a monthly rate basis.

Sec. 18. Section 74.09.010, chapter 26, Laws of 1959 as last amended by section 17, chapter 8, Laws of 1981 and RCW 74.09.010 are each amended to read as follows:

As used in this chapter:

- (1) 'Department' means the department of social and health services.
- (2) 'Secretary' means the secretary of social and health services.
- (3) 'Internal management' means the administration of medical ~~((and related services to recipients of public))~~ assistance and medical ~~((indigent persons'))~~ care services.
- (4) 'Medical ~~((indigents))~~ assistance' ~~((are persons without income or resources sufficient to secure necessary medical services))~~ means the federal aid medical care program provided to categorically needy persons as defined under Title XIX of the federal social security act.

(5) 'Medical care services' means the limited scope of care financed by state funds and provided to general assistance recipients.

(6) 'Limited casualty program' means the medical care program provided to medically needy persons as defined under Title XIX of the federal social security act, and to medically indigent persons who are without income or resources sufficient to secure necessary medical services.

(7) 'Nursing home' means nursing home as defined in RCW 18.51.010.

NEW SECTION. Sec. 19. There is added to chapter 74.09 RCW a new section to read as follows:

(1) To the extent of available funds, medical care services may be provided to recipients of general assistance in accordance with requirements established by the department.

(2) Determination of the amount, scope, and duration of medical care services shall be limited to coverage as defined by the department, except that adult dental care may be excluded at the discretion of the department.

(3) The department shall establish standards of assistance and resource and income exemptions, which may include deductibles and co-insurance provisions. In addition, the department may include a prohibition against the voluntary assignment of property or cash for the purpose of qualifying for assistance.

(4) Residents of skilled nursing homes, intermediate care facilities, and intermediate care facilities for the mentally retarded who are eligible for medical care services shall be provided medical services to the same extent as provided to those persons eligible under the medical assistance program.

(5) Payments made by the department under this program shall be the limit of expenditures for medical care services solely from state funds.

(6) Medical care services received no more than seven days prior to the date of application shall be retroactively certified and approved for payment on behalf of a person who was otherwise eligible at the time the medical services were furnished. The department may waive the requirements of this subsection on an exception-to-policy basis.

Sec. 20. Section 4, chapter 30, Laws of 1967 ex. sess. as last amended by section 19, chapter 8, Laws of 1981 and RCW 74.09.510 are each amended to read as follows:

Medical assistance may be provided in accordance with eligibility requirements established by the department of social and health services ((to an applicant: (1) Who is in need; (2) who has not made a voluntary assignment of property or cash for the purpose of qualifying for an assistance grant; (3) who is not an inmate of a public institution except as a patient in a medical institution or except as an inmate in a county or city jail or juvenile detention facility, or except as an inmate in a public institution who could qualify for federal aid assistance; and (4) who is a resident of the state of Washington)), including the prohibition against the voluntary assignment of property or cash for the purpose of qualifying for an assistance grant, as defined in the social security Title XIX state plan, for mandatory categorically needy persons and: (1) Individuals who would be eligible for cash assistance except for their institutional status; (2) individuals who are under twenty-one years of age, who would be eligible for aid to families with dependent children, but do not qualify as dependent children and who are in (a) foster care, (b) subsidized adoption, (c) intermediate care or in an intermediate care facility for the mentally retarded, or (d) inpatient psychiatric facilities; and (3) the aged, blind, and disabled who: (a) Receive only a state supplement, or (b) would not be eligible for cash assistance if they were not institutionalized.

Sec. 21. Section 5, chapter 30, Laws of 1967 ex. sess. as last amended by section 20, chapter 8, Laws of 1981 and RCW 74.09.520 are each amended to read as follows:

The term 'medical assistance' may include the following care and services: (1) Inpatient hospital services; (2) outpatient hospital services; (3) other laboratory and x-ray services; (4) skilled nursing home services; (5) physicians' services, which shall include prescribed medication and instruction on birth control devices; (6) medical care, or any other type of remedial care as may be established by the secretary; (7) home health care services; (8) private duty nursing services; (9) dental services; (10) physical therapy and related services; (11) prescribed drugs, dentures, and prosthetic devices; and eyeglasses prescribed by a physician skilled in diseases of the eye or by an optometrist, whichever the individual may select; (12) other diagnostic, screening, preventive, and rehabilitative services: **PROVIDED, That the department may not cut off any prescription medications, oxygen supplies, respiratory services, and any other life sustaining medical services or supplies.**

'Medical assistance,' notwithstanding any other provision of law, may exclude dental services delivered by any licensed dentist, that are not mandated by Title XIX of the federal social security act, at the discretion of the department.

NEW SECTION. Sec. 22. There is added to chapter 74.09 RCW a new section to read as follows:

(1) To the extent of available funds, medical care may be provided under the limited casualty program to persons not otherwise eligible for medical assistance or medical care services who are medically needy as defined in the social security Title XIX state plan and medical indigents in accordance with medical eligibility requirements established by the department. This includes residents of skilled nursing homes, intermediate care facilities, and intermediate care facilities for the mentally retarded who are aged, blind, or disabled as defined in Title XVI of the federal social security act and whose income exceeds three hundred percent of the federal supplemental security income benefit level.

(2) Determination of the amount, scope, and duration of medical coverage under the limited casualty program shall be the responsibility of the department, subject to the following:

(a) Only inpatient hospital services; outpatient hospital and rural health clinic services; physicians' and clinic services; prescribed drugs, dentures, prosthetic devices, and eyeglasses; skilled nursing home services, intermediate care facility services, and intermediate care facility services for the mentally retarded, but only

for such patients referred to in subsection (1) of this section; home health services; other laboratory and x-ray services; and medically necessary transportation shall be covered;

(b) A patient deductible not to exceed one-half the payment the department makes for the first day's stay of inpatient hospital care for a medically needy person, shall be included for the medically needy component of the program;

(c) Persons who are medically indigent and are not eligible for a federal aid program shall satisfy a deductible of not less than two thousand dollars in any twelve-month period for the limited casualty program;

(d) Medical care provided to the medically indigent and received no more than seven days prior to the date of application shall be retroactively certified and approved for payment on behalf of a person who was otherwise eligible at the time the medical services were furnished. The department may waive the requirements of this subsection (2)(d) on an exception-to-policy basis.

(3) The department shall establish standards of assistance and resource and income exemptions. All nonexempt income and resources of limited casualty program applicants shall be applied against the cost of their medical care. In addition, the department may include a prohibition against the voluntary assignment of property or cash for the purpose of qualifying for assistance.

Sec. 23. Section 74.12.010, chapter 26, Laws of 1959 as last amended by section 21, chapter 8, Laws of 1981 and RCW 74.12.010 are each amended to read as follows:

For the purposes of the administration of aid to families with dependent children assistance, the term 'dependent child' means any child in need under the age of eighteen years who has been deprived of parental support or care by reason of the death, continued absence from the home, or physical or mental incapacity of the parent, and who is with his father, mother, grandmother, grandfather, brother, sister, stepfather, stepmother, stepbrother, stepsister, uncle, aunt, first cousin, nephew, or niece, in a place of residence maintained by one or more of such relatives as his or their homes. The term a 'dependent child' shall, notwithstanding the foregoing, also include a child who would meet such requirements except for his removal from the home of a relative specified above as a result of a judicial determination that continuation therein would be contrary to the welfare of such child, for whose placement and care the state department of social and health services or the county office is responsible, and who has been placed in a licensed or approved child care institution or foster home as a result of such determination and who: (1) Was receiving an aid to families with dependent children grant for the month in which court proceedings leading to such determination were initiated; or (2) would have received aid to families with dependent children for such month if application had been made therefor; or (3) in the case of a child who had been living with a specified relative within six months prior to the month in which such proceedings were initiated, would have received aid to families with dependent children for such month if in such month he had been living with such a relative and application had been made therefor, as authorized by the Social Security Act(~~(-PROVIDED: That the secretary shall have discretion to provide that aid to families with dependent children assistance shall be available to any child in need who has been deprived of parental support or care by reason of the unemployment of a parent or stepparent liable under this chapter for the support of such child, to the extent that matching funds are available from the federal government))~~).

'Aid to families with dependent children' means money payments, services, and remedial care with respect to a dependent child or dependent children and the needy parent or relative with whom the child lives and may include the spouse of such relative if living with him and if such relative is the child's parent and the child is a dependent child by reason of the physical or mental incapacity ((or unemployment)) of a parent or stepparent liable under this chapter for the support of such child.

NEW SECTION. Sec. 24. There is added to chapter 71.20 RCW a new section to read as follows:

Moneys appropriated by the state for developmental disabilities programs of the department of social and health services shall not be allocated on a block grant basis, with the exception of appropriations to developmental disability centers and county discretionary funds.

NEW SECTION. Sec. 25. There is added to chapter 43.20A RCW a new section to read as follows:

The department is authorized to charge fees for services provided by the department unless otherwise prohibited by law. The fees may be sufficient to cover the full cost of the service provided if practical or may be charged on an ability-to-pay basis if practical. This section does not supersede other statutory authority enabling the assessment of fees by the department.

Sec. 26. Section 7, chapter 122, Laws of 1973 1st ex. sess. as last amended by section 5, chapter 302, Laws of 1977 ex. sess. and RCW 7.68.070 are each amended to read as follows:

The right to benefits under this chapter and the amount thereof will be governed insofar as is applicable by the provisions contained in chapter 51.32 RCW as now or hereafter amended except as provided in this section:

(1) The provisions contained in RCW 51.32.015, 51.32.030, 51.32.072, 51.32.073, 51.32.180, 51.32.190 and 51.32.200 as now or hereafter amended are not applicable to this chapter.

(2) Each victim injured as a result of a criminal act committed prior to the effective date of this 1981 act, or his family or dependents in case of death of the victim, are entitled to benefits in accordance with this chapter, and the rights, duties, responsibilities, limitations and procedures applicable to a workman as contained in RCW 51.32.010 as now or hereafter amended are applicable to this chapter.

(3) The limitations contained in RCW 51.32.020 as now or hereafter amended are applicable to claims under this chapter. In addition thereto, no person or spouse, child, or dependent of such person shall be entitled to benefits under this chapter when the injury for which benefits are sought, was:

(a) The result of consent, provocation or incitement by the victim;

(b) The result of an act or acts committed by a person living in the same household with the victim;

(c) The result of an act or acts committed by a person who is at the time of the criminal act the spouse, child, parent, or sibling of the victim by the half or whole blood, adoption or marriage, or the parent of the spouse of or sibling of the spouse of the victim by the half or whole blood, adoption, or marriage, or the son-in-law or daughter-in-law of the victim, unless in the director's sole discretion it is determined that:

(i) The parties to the marriage which establishes the relationship between the person committing the criminal act and the victim described above are estranged and living apart, and

(ii) The interests of justice require otherwise in the particular case;

(d) The result of the victim assisting, attempting, or committing a criminal act; or

(e) Sustained while the victim was confined in any county or city jail, federal jail or prison or in any other federal institution, or any state correctional institution maintained and operated by the department of social and health services, prior to release from lawful custody; or confined or living in any other institution maintained and operated by the department of social and health services.

(4) The benefits established upon the death of a workman and contained in RCW 51.32.050 as now or hereafter amended shall be the benefits obtainable under this chapter and provisions relating to payment contained in that section shall equally apply under this chapter: PROVIDED, That in the event the criminal act results in the death of a victim who was not gainfully employed at the time of the criminal act, and who was not so employed for at least three consecutive months of the twelve months immediately preceding the criminal act;

(a) Benefits payable to an eligible surviving spouse, where there are no children of the victim at the time of the criminal act who have survived him or where such spouse has legal custody of all of his children, shall be limited to burial expenses as provided in RCW 51.32.050 as now or hereafter amended and a lump sum payment of seven thousand five hundred dollars without reference to number of children, if any;

(b) Where any such spouse has legal custody of one or more but not all of such children, then such burial expenses shall be paid, and such spouse shall receive a lump sum payment of three thousand seven hundred fifty dollars and any such child or children not in the legal custody of such spouse shall receive a lump sum of three thousand seven hundred fifty dollars to be divided equally among such child or children;

(c) If no such spouse survives, then such burial expenses shall be paid, and each surviving child of the victim at the time of the criminal act shall receive a lump sum payment of three thousand seven hundred fifty dollars up to a total of two such children and where there are more than two such children the sum of seven thousand five hundred dollars shall be divided equally among such children.

No other benefits shall be paid or payable under these circumstances.

(5) The benefits established in RCW 51.32.060 as now or hereafter amended for permanent total disability proximately caused by the criminal act shall be the benefits obtainable under this chapter, and provisions relating to payment contained in that section shall apply under this chapter: PROVIDED, That in the event a victim becomes permanently and totally disabled as a proximate result of the criminal act and was not gainfully employed at the time of the criminal act, such victim shall receive monthly during the period of such disability the following percentages, where applicable, of the average monthly wage determined as of the date of the criminal act pursuant to RCW 51.08.018 as now or hereafter amended:

(a) If married at the time of the criminal act, twenty-nine percent of such average monthly wage.

(b) If married with one child at the time of the criminal act, thirty-four percent of such average monthly wage.

(c) If married with two children at the time of the criminal act, thirty-eight percent of such average monthly wage.

(d) If married with three children at the time of the criminal act, forty-one percent of such average monthly wage.

(e) If married with four children at the time of the criminal act, forty-four percent of such average monthly wage.

(f) If married with five or more children at the time of the criminal act, forty-seven percent of such average monthly wage.

(g) If unmarried at the time of the criminal act, twenty-five percent of such average monthly wage.

(h) If unmarried with one child at the time of the criminal act, thirty percent of such average monthly wage.

(i) If unmarried with two children at the time of the criminal act, thirty-four percent of such average monthly wage.

(j) If unmarried with three children at the time of the criminal act, thirty-seven percent of such average monthly wage.

(k) If unmarried with four children at the time of the criminal act, forty percent of such average monthly wage.

(l) If unmarried with five or more children at the time of the criminal act, forty-three percent of such average monthly wage.

(6) The benefits established in RCW 51.32.080 as now or hereafter amended for permanent partial disability shall be the benefits obtainable under this chapter, and provisions relating to payment contained in that section shall equally apply under this chapter.

(7) The benefits established in RCW 51.32.090 as now or hereafter amended for temporary total disability shall be the benefits obtainable under this chapter, and provisions relating to payment contained in that section shall apply under this chapter: PROVIDED, That no person shall be eligible for temporary total disability benefits under this chapter if such person was not gainfully employed at the time of the criminal

act, and was not so employed for at least three consecutive months of the twelve months immediately preceding the criminal act.

(8) The benefits established in RCW 51.32.095 as now or hereafter amended for continuation of benefits during vocational rehabilitation shall be benefits obtainable under this chapter, and provisions relating to payment contained in that section shall apply under this chapter.

(9) The provisions for lump sum payment of benefits upon death or permanent total disability as contained in RCW 51.32.130 as now or hereafter amended shall apply under this chapter.

(10) The provisions relating to payment of benefits to, for or on behalf of workmen contained in RCW 51.32.040, 51.32.055, 51.32.100, 51.32.110, 51.32.120, 51.32.135, 51.32.140, 51.32.150, 51.32.160 and 51.32.210 as now or hereafter amended shall be applicable to payment of benefits to, for or on behalf of victims under this chapter.

(11) No person or spouse, child, or dependent of such person shall be entitled to benefits under this chapter where the person making a claim for such benefits has refused to give reasonable cooperation to state or local law enforcement agencies in their efforts to apprehend and convict the perpetrator(s) of the criminal act which gave rise to the claim.

Sec. 27. Section 8, chapter 122, Laws of 1973 1st ex. sess. as amended by section 4, chapter 176, Laws of 1975 1st ex. sess. and RCW 7.68.080 are each amended to read as follows:

The provisions of chapter 51.36 RCW as now or hereafter amended shall govern the provision of medical aid under this chapter to victims injured as a result of a criminal act committed prior to the effective date of this 1981 act, except that:

(1) The provisions contained in RCW 51.36.030 and 51.36.040 as now or hereafter amended shall not apply to this chapter;

(2) The specific provisions of RCW 51.36.020 as now or hereafter amended relating to supplying emergency transportation shall not apply; PROVIDED, That when the injury to any victim is so serious as to require his being taken from the place of injury to a place of treatment, reasonable transportation costs to the nearest place of proper treatment shall be reimbursed from the fund established pursuant to RCW 7.68.090.

NEW SECTION. Sec. 28. There is added to chapter 74.09 RCW a new section to read as follows:

(1) The nursing home auditing and cost reimbursement system of the department of social and health services shall be governed by this section until implementation of chapter 74.46 RCW. The department shall reimburse nursing homes on the basis of the following cost centers: Patient care, food, administration and operations, and property.

(2) The department shall reimburse the patient care cost center at the January 1, 1981, reimbursement rate, as adjusted for inflation.

(a) In addition, the reimbursement shall be enhanced by three million dollars for the first year of the biennium and by five million dollars for the second year of the biennium. These enhancements shall be apportioned among the nursing homes proportionately based on the patient care cost center for each nursing home.

(b) For the purpose of nursing assistant certification, the department shall reimburse at a rate of thirty cents for each medicaid patient day for the first year of the biennium and at a rate of thirty-three cents, as adjusted for inflation, for each medicaid patient day for the second year of the biennium. This is in addition to the January 1, 1981, reimbursement rate.

(3) Reimbursement for the food cost center shall be at the January 1, 1981, reimbursement rate, adjusted for inflation.

(4) The administration and operations cost center consists of two components:

(a) The wages for all employees, other than nursing service personnel and administrators and assistant administrators, shall be reimbursed at the January 1, 1981, rate as adjusted for inflation.

(b) Reimbursement for administration and operations, including all items not specified in subsections (2), (3), (4)(a), and (5) of this section, shall not exceed the eighty-fifth percentile of the costs of all reporting facilities, not including any funds shifted pursuant to subsection (7) of this section, as adjusted for inflation, except that the nursing home facilities may be grouped by factors, other than ownership or legal organizational characteristics, which could reasonably influence cost requirements for administration and operations.

(5) Property cost center reimbursement for both leased and owner-operated facilities shall not exceed the predicted cost plus one standard deviation of the necessary and ordinary costs of depreciation, and interest, of owner-operated facilities utilizing a multiple regression formula developed by the department of social and health services, recognizing factors which may be significant, including location, age, and type of facility. Rental costs of leased facilities other than those operating as intermediate care facilities for the mentally retarded, and depreciation and interest costs of owner-operated facilities, for leases or mortgages entered into prior to July 1, 1979, shall be reimbursed to the extent they do not exceed the reimbursement rate payable for the property cost center as of June 30, 1979, or July 1, 1979, whichever is higher, adjusted to meet any discrepancies as determined by the federal government between the reimbursements made and the approved state medicaid plan, and adjusted for any approved capitalized additions or replacements, except that any leased facility which has operated as an intermediate care facility for the mentally retarded prior to July 1, 1979, shall be reimbursed to the extent that the property costs exceed the upper limit of the multiple regression formula.

(6) The patient personal needs allowance limitation shall be thirty-two dollars and fifty cents.

(7) For settlement purposes only, for calendar years 1981, 1982, and 1983, a nursing home may shift among cost centers an amount not greater than twenty percent of the reimbursement rate of the cost center into which the shift is being made. Shifts may be made among the cost centers. However, shifts may not be made into the property cost center.

(8) Audits shall be conducted by the department and settlements shall be calculated by cost center only.

(9) The department may adjust reimbursement rates to reflect required increases in staffing levels and capital improvements.

(10) Any reference in this section to a January 1, 1981, reimbursement rate includes any adjustment resulting from a rate appeal and its final resolution, but shall not include any adjustment resulting from litigation on reimbursement rates prior to June 30, 1981, or the procedures by which they were established.

(11) References in this section to adjustments for inflation mean adjustments of 4.9 percent for rates effective July 1, 1981, through December 31, 1981; 4.9 percent for rates effective January 1, 1982, through June 30, 1982; 4.35 percent for rates effective July 1, 1982, through December 31, 1982; and 4.35 percent for rates effective January 1, 1983, through June 30, 1983.

Sec. 29. Section 4, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.580 are each amended to read as follows:

The nursing home payment system under this chapter shall provide for individually-based or class-based rates which shall be the maximum reimbursement for each nursing home for the period for which the rates are assigned.

(1)(a) Beginning with the settlements for calendar year 1981, the nursing home shall submit a preliminary settlement report simultaneously with the annual cost report.

(b) Within ninety days after receipt of the reports by the secretary, the department shall submit a proposed settlement report by cost center to the nursing home which fully substantiates disallowed costs, refunds, underpayments, and/or adjustments to the preliminary settlement report.

(c) The proposed settlement shall provide the basis for a schedule to correct overpayments and underpayments.

(2) Operators of nursing homes shall refund all portions of payments received which exceed actual audited costs and all portions of payments received which are attributable to unreasonable or nonallowable costs as determined by federal or state regulations.

Sec. 30. Section 7, chapter 177, Laws of 1980 and RCW 74.46.070 are each amended to read as follows:

(1) The office of financial management shall, within seventy-five days after April 4, 1980, engage a consultant through competitive bids who will develop the following:

(a) A uniform chart of accounts;

(b) A standard cost report form, including financial statements which shall be in conformity with generally accepted accounting principles and such regulatory requirements established by this section as well as any relevant federal regulatory requirements;

(c) Regulatory reporting and accounting provisions which may be required; and

(d) Regulatory auditing provisions which may be required.

(2) Such consultant will develop the items specified in subsection (1) of this section:

(a) In cooperation with an advisory committee to be composed of representatives of the office of financial management, the legislature, the department, the office of the state auditor, the Washington society of certified public accountants, and the providers of nursing home services; and

(b) In a manner which will achieve the principles stated in RCW 74.46.030 and 74.46.100.

(3) Such consultant shall provide ongoing financial consulting assistance to the patient task force created in section 86 of this act. The patient classification system and standard hours for each classification established by the task force must tie to the uniform chart of accounts, standard cost reports, and financial statements to allow the independent certified public accountant to express an opinion on the statement of expenditures presented in the annual cost report.

(4) Such consultant will complete the development of the items specified in subsection (1) of this section not later than October 1, 1980. The secretary will adopt rules and regulations necessary to implement the consultant's product not later than December 31, 1980, for use in the ~~(1981))~~ 1983 reporting year.

Sec. 31. Section 12, chapter 177, Laws of 1980 and RCW 74.46.120 are each amended to read as follows:

Certified audits of the cost reports and patient trust accounts shall be conducted in accordance with the provisions of this chapter, as follows:

(1) The annual cost report of each contractor and the patient trust accounts under his control will be audited prior to submission to the department by an independent certified public accountant, licensed according to the provisions of chapter 18.04 RCW, who shall be engaged by the office of financial management through competitive bids. The office of financial management shall cause to be published a request for qualifications from independent certified public accountants. The office of financial management shall then select those independent certified public accountant firms which have qualified to participate in the competitive bid process through a request for proposals: PROVIDED, That during fiscal year ~~((1982))~~ 1984, for one hundred percent of the contractors, cost reports and patient trust accounts shall be audited: PROVIDED FURTHER, That during fiscal year ~~((1983))~~ 1985, for up to one hundred percent of the contractors, cost reports and patient trust accounts shall be audited. The requirements contained in this subsection shall not be required after June 30, ~~((1983))~~ 1985;

(2) Upon request of the secretary; and

(3) Upon termination of a contract.

Sec. 32. Section 46, chapter 177, Laws of 1980 and RCW 74.46.460 are each amended to read as follows:

(1) Each contractor's reimbursement rates will be determined prospectively at least once each calendar year, to be effective July 1st.

(2) Rates may be adjusted as determined by the department to take into account variations of more than ten percent in the distribution of patient classifications from the prior reporting year, program changes, economic trends and conditions, and/or administrative review provided by RCW 74.46.780 and shall be adjusted for any capitalized additions or replacements made as a condition for licensure or certification.

(3) Where the contractor participated in the provisions of prospective cost-related reimbursement in effect prior to July 1, ((1982)) 1984, such contractor's prospective rate effective July 1, ((1982)) 1984, will be determined utilizing his reported allowable costs for calendar year ((1981)) 1983.

(4) All prospective reimbursement rates for ((1983)) 1985 and thereafter shall be determined utilizing the prior year's audited cost reports.

Sec. 33. Section 49, chapter 177, Laws of 1980 and RCW 74.46.490 are each amended to read as follows:

(1) The food cost center shall include all costs for bulk and raw food and beverages purchased for the dietary needs of medical care recipients.

(2) The food cost reimbursement rate for each facility shall be computed as follows:

$FR = (TFC/TPD) 1.15$, where

FR = the facility food cost center reimbursement rate;

TFC = the total of all reporting facilities' food cost center costs; and

TPD = the total patient days for the prior year of all reporting facilities.

(3) Unless extended by law for an additional period of time, on and after July 1, ((1984)) 1986, the food cost reimbursement rate for each facility shall be computed as follows:

$FR = (TFC/TPD)$, where

FR = the facility food cost center reimbursement rate;

TFC = the total of all reporting facilities' food cost center costs; and

TPD = the total patient days for the prior year of all reporting facilities.

Sec. 34. Section 53, chapter 177, Laws of 1980 and RCW 74.46.530 are each amended to read as follows:

(1) The department shall first establish a total state-wide return on investment pool for use in determining individual facility return on investment allowances.

(a) In establishing the total state-wide return on investment pool the department shall determine the sum of net invested funds as of the end of the most recent reporting period of all facilities participating in the medical care program.

(b) In computing the portion of net invested funds representing the net book value of tangible fixed assets, the same assets, depreciation bases, lives, and methods referred to in RCW 74.46.330, 74.46.350, 74.46.360, and 74.46.370, including owned and leased assets, shall be utilized, except that the capitalized cost of land upon which the facility is located and such other contiguous land which is reasonable and necessary for use in the regular course of providing patient care shall also be included. In the case of leased facilities where the net invested funds are unknown or the contractor is unable to provide necessary information to determine net invested funds, the secretary shall have the authority to determine an amount for net invested funds based on an appraisal conducted according to RCW 74.46.360(1).

(c) The sum of net invested funds shall then be multiplied by 1.4 times the average of the rates of interest on special issues of public debt obligations issued to the federal hospital insurance trust fund for the last completed calendar quarter prior to rate-setting to establish the total state-wide return on investment pool.

(2) The department shall establish for individual facilities return on investment allowances composed of two parts: A financing allowance and a variable return allowance.

(a) The financing allowance shall be determined by multiplying the net invested funds of each facility by 1.07 times the average of the rates of interest on special issues of public debt obligations issued to the federal hospital insurance trust fund for the last completed quarter prior to rate-setting, and dividing by the contractor's total patient days. If a capitalized addition or retirement of an asset will result in a different licensed bed capacity during the ensuing period, the prior period total patient days used in computing the financing and variable return allowances shall be adjusted to the anticipated patient day level.

(b) In determining the variable return allowance:

(i) The department will first rank all facilities in numerical order from highest to lowest according to their average per diem allowable costs for the sum of the administration and operations and property cost centers for the previous reimbursement period.

(ii) The department shall then compute the variable return allowance by multiplying the appropriate percentage amounts, which shall not be less than one percent and not greater than five percent, by the total prospective rate for each facility, as determined in RCW 74.46.450 through 74.46.510. The percentage amounts will be based on groupings of facilities according to the rankings as established in subparagraph (2)(b)(i) of this section. Those groups of facilities with lower per diem costs shall receive higher percentage amounts than those with higher per diem costs.

(iii) Such percentage amounts shall be calculated so that the variable return allowance plus the financing allowance times the total patient days for each facility, when summed for all facilities, shall be as close

in amount to the total state-wide return on investment pool as is practical; except that, such percentage amounts for equivalent groups of facilities as determined in subparagraph (2)(b)(ii) of this section shall be no less than the percentage amounts as calculated pursuant to this subsection on July 1, ((+1982)) 1984.

(c) The sum of the financing allowance and the variable return allowance shall be the return on investment for each facility, and shall be added to the prospective rates of each contractor as determined in RCW 74.46.450 through 74.46.510.

(d) In the case of a facility which was leased by the contractor as of January 1, 1980, in an arm's-length agreement, which continues to be leased under the same lease agreement, and for which the annualized lease payment, plus any interest and depreciation expenses associated with contractor-owned assets, for the period covered by the prospective rates, divided by the contractor's total patient days, minus the property cost center determined according to RCW 74.46.510, is more than the return on investment allowance determined according to RCW 74.46.530(2)(c), the following shall apply:

(i) The financing allowance shall be recomputed substituting the fair market value of the assets as of January 1, ((+1980)) 1982, as determined by the department of general administration through an appraisal procedure, for the net book value of the assets in determining net invested funds for the facility. A determination by the department of general administration of fair market value shall be final unless the procedure used to make such determination is shown to be arbitrary and capricious.

(ii) The sum of the financing allowance computed under subparagraph (2)(d)(i) of this section and the variable allowance shall be compared to the annualized lease payment, plus any interest and depreciation expenses associated with contractor-owned assets, for the period covered by the prospective rates, divided by the contractor's total patient days, minus the property cost center rate determined according to RCW 74.46.510. The lesser of the two amounts shall be called the alternate return on investment allowance.

(iii) The return on investment allowance determined according to RCW 74.46.530(2)(c) or the alternate return on investment allowance, whichever is greater, shall be the return on investment allowance for the facility and shall be added to the prospective rates of the contractor as determined in RCW 74.46.450 through 74.46.510.

(3) In the event that the department of health, education and welfare disallows the application of the return on investment allowances to nonprofit facilities, the department shall modify the measurements of net invested funds used for computing both total state-wide return on investment pool and individual facility return on investment allowances as follows: Net invested funds for each nonprofit facility shall be multiplied by one minus the ratio of equity funds to the net invested funds of all nonprofit facilities.

(4) Each biennium, beginning in ((+1983)) 1984, the secretary shall review the adequacy of return on investment allowances in relation to anticipated requirements for maintaining, reducing, or expanding nursing care capacity. The secretary shall report the results of such review to the legislature and make recommendations for adjustments in the return on investment rates utilized in this section, if appropriate.

Sec. 35. Section 81, chapter 177, Laws of 1980 and RCW 74.46.810 are each amended to read as follows:

The department, pursuant to RCW 74.09.560, shall be responsible for the completion of all audits for cost reports covering all periods through December 31, ((+1980)) 1982.

Sec. 36. Section 90, chapter 177, Laws of 1980 (uncodified) is amended to read as follows:

The following acts or parts of acts are each repealed:

(1) Section 1, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.550;

(2) Section 2, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.560;

(3) Section 3, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.570; and

(4) Section 4, chapter 260, Laws of 1977 ex. sess., section 29 of this 1981 act and RCW 74.09.580((;

and

(5) ~~Section 5, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.590~~)).

Sec. 37. Section 94, chapter 177, Laws of 1980 and RCW 74.46.901 are each amended to read as follows:

(1) Sections 2, 7, 83, 85, 86, and 91 of ((~~this act~~)) chapter 177, Laws of 1980 are necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect ((~~immediately~~)) on April 4, 1980.

(2) Section 27 of ((~~this act~~)) chapter 177, Laws of 1980 shall take effect on July 1, 1980.

(3) Sections 3, 4, 5, 6, 8, 9, 11, and 12 of ((~~this act~~)) chapter 177, Laws of 1980 shall take effect on July 1, ((+1981)) 1983.

(4) All other sections of ((~~this act~~)) chapter 177, Laws of 1980 shall take effect on July 1, ((+1982)) 1984, which shall be 'the effective date of this act' where that term is used in ((~~this act~~)) chapter 177, Laws of 1980.

Sec. 38. Section 74.09.120, chapter 260, Laws of 1959 as last amended by section 1, chapter 213, Laws of 1975 1st ex. sess. and RCW 74.09.120 are each amended to read as follows:

The department shall purchase necessary physician and dentist services by contract or 'fee for service.' The department shall purchase hospital care by contract or by all inclusive day rate, or at a reasonable cost based on a ratio of charges to cost. Any hospital when requested by the department shall supply such information as necessary to justify its rate, charges or costs. All additional services provided by the hospital shall be purchased at rates established by the department after consultation with the hospital. The department shall purchase nursing home care by contract. The department shall establish regulations for reasonable nursing home accounting and reimbursement systems which ((~~recognize relevant cost-related factors for department of social and health services patients, including but not limited to the scope or level of services or~~

care, requirements of staff, and physical plant, and a reasonable rate of return on investment; said formula)) comply with section 28 of this act. Said regulations shall provide that no payment shall be made to a nursing home which does not permit inspection by the department of social and health services of every part of its premises and an examination of all records, including financial records, methods of administration, general and special dietary programs, the disbursement of drugs and methods of supply, and any other records the department deems relevant to the establishment of such a system.

All other services and supplies provided under the program shall be secured by contract.

Sec. 39. Section 1, chapter 244, Laws of 1977 ex. sess. as last amended by section 5, chapter 184, Laws of 1980 and RCW 18.51.310 are each amended to read as follows:

(1) ~~((No later than September 30, 1977, the secretary shall implement and operate a patient assessment system whereby the characteristics of patients supported by the department under RCW 74.09.120, as now or hereafter amended, shall be computerized for the purpose of assisting in the setting of reimbursement for nursing homes in accordance with the documented needs of the client population in each home and for the provision of statistical and summary information for use by the department and the legislature.~~

~~((2))~~ No later than December 31, 1980, the department shall adopt revised licensing standards for nursing homes. The licensing standards shall be suitable for implementing the civil penalty system authorized under this chapter, chapter 74.42 RCW, and chapter ~~((177 (Senate Bill No. 3250), Laws of 1980, if enacted))~~ 74.46 RCW.

~~((3))~~ (2) The department, the board of health, the school of medicine, the University of Washington, and the schools of nursing within the state shall jointly submit to the legislature, not later than December 20, 1980, alternative methods of identifying and measuring the results of services delivered by the nursing home.

~~((4))~~ (3) No later than July 1, 1981, the department shall adopt all those regulations which meet all conditions necessary to fully implement the civil penalty system authorized by this chapter, chapter 74.42 RCW, and chapter ~~((177 (Senate Bill No. 3250), Laws of 1980, if enacted))~~ 74.46 RCW.

NEW SECTION. Sec. 40. If any part of sections 28 through 39 of this act is found by an agency of the federal government to be in conflict with federal requirements which are a prescribed condition to the receipt of federal funds by the state, the conflicting part of sections 28 through 39 of this act is hereby declared inoperative solely to the extent of the conflict and with respect to the agencies directly affected, and such finding or determination shall not affect the operation of the remainder of sections 28 through 39 of this act in their application to the agencies concerned. If any portion of sections 28 through 39 of this act is found to be in conflict with federal requirements which are a prescribed condition to the receipt of federal funds, the secretary of social and health services, to the extent that the secretary finds it to be consistent with the general policies and intent of chapters 18.51, 74.09, and 74.46 RCW, may adopt such rules as are necessary to resolve a specific conflict and which meet minimum federal requirements. In addition, the secretary shall submit to the next regular session of the legislature a summary of the specific rule changes made and recommendations for statutory resolution of the conflict.

Sec. 41. Section 3, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.007 are each amended to read as follows:

It is the intent of the legislature in enacting this 1975 amendatory act to establish (1) a system for the imposition of prompt and effective sanctions against nursing homes in violation of the laws and regulations of this state relating to patient care; (2) an inspection and reporting system to insure that nursing homes are in compliance with state statutes and regulations pertaining to patient care; and (3) a ~~((provisional licensing))~~ mechanism to insure that ~~((full-term))~~ licenses are issued ~~((only))~~ to or retained by only those nursing homes that meet state standards ~~((relating to patient care. PROVIDED, That no sanction shall be imposed by the department until the department has informed the owner and administrator of the nursing home about the rules and regulations required to be followed to avoid penalties and until the department has granted a reasonable amount of time to the owner and administrator of the nursing home to correct the condition which would result in the penalty))~~ for resident health and safety.

Sec. 42. Section 2, chapter 117, Laws of 1951 as last amended by section 1, chapter 108, Laws of 1973 1st ex. sess. and RCW 18.51.010 are each amended to read as follows:

(1) 'Nursing home' means any home, place or institution which operates or maintains facilities providing convalescent or chronic care, or both, for a period in excess of twenty-four consecutive hours for three or more patients not related by blood or marriage to the operator, who by reason of illness or infirmity, are unable properly to care for themselves. Convalescent and chronic care may include but not be limited to any or all procedures commonly employed in waiting on the sick, such as administration of medicines, preparation of special diets, giving of bedside nursing care, application of dressings and bandages, and carrying out of treatment prescribed by a duly licensed practitioner of the healing arts. It may also include care of mentally incompetent persons. Nothing in this definition shall be construed to include general hospitals or other places which provide care and treatment for the acutely ill and maintain and operate facilities for major surgery or obstetrics, or both. Nothing in this definition shall be construed to include any boarding home, guest home, hotel or related institution which is held forth to the public as providing, and which is operated to give only board, room and laundry to persons not in need of medical or nursing treatment or supervision except in the case of temporary acute illness. The mere designation by the operator of any place or institution as a hospital, sanitarium, or any other similar name, which does not provide care for the acutely ill and maintain and operate facilities for major surgery or obstetrics, or both, shall not exclude such place or institution from the provisions of this chapter: PROVIDED, That any nursing home providing psychiatric treatment shall, with respect to patients receiving such treatment, comply with the provisions of RCW 71.12.560((;)) and 71.12.570((; and 71.12.580)).

(2) 'Person' means any individual, firm, partnership, corporation, company, association, or joint stock association, and the legal successor thereof.

(3) 'Secretary' means the secretary of the department of social and health services.

(4) ~~((('Board' means the state board of health.~~

(5)) 'Department' means the state department of social and health services.

~~((('Approved health department' means any city, county, city-county or district health department which holds a certificate of approval under this chapter.))~~

NEW SECTION. Sec. 43. There is added to chapter 18.51 RCW a new section to read as follows:

Inspections of nursing homes by local authorities shall be consistent with the requirements of chapter 19.27 RCW, the state building code. Findings of a serious nature shall be coordinated with the department and the state fire marshal for determination of appropriate actions to ensure a safe environment for nursing home residents.

Sec. 44. Section 6, chapter 117, Laws of 1951 as last amended by section 1, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.050 are each amended to read as follows:

Upon receipt of an application for license, the department ~~((or the department and the approved health department jointly.))~~ shall issue a license ~~((or a provisional license.))~~ if the applicant and the nursing home facilities meet the requirements established under this chapter. ~~((At the time of))~~ Prior to the issuance or renewal of the license ((or provisional license)), the licensee shall pay a license fee of ((fifteen)) one hundred dollars plus ((one)) two dollars per bed ((capacity)) per year ((but in no event shall the total exceed one hundred dollars)). No fee shall be required of government operated institutions. ((When the license or provisional license is issued jointly by the department and an approved health department, the license fee shall be paid to the approved health department.)) All licenses issued under the provisions of this chapter shall expire on a date to be set by the ~~((board))~~ department, but no license issued pursuant to this chapter shall exceed twelve months in duration: PROVIDED, That when the annual license renewal date of a previously licensed nursing home is set by the ((board)) department on a date less than twelve months prior to the expiration date of a license in effect at the time of reissuance, the license fee shall be prorated on a monthly basis and a credit be allowed at the first renewal of a license for any period of one month or more covered by the previous license. When a change of ownership occurs, the entity becoming the licensed operating entity of the facility shall pay the full licensing fee for the facility at the time of application for the license. The previously determined date of license expiration shall not change.

All applications and fees for renewal of the license and for change of ownership licenses shall be ~~((made))~~ submitted to the department not later than thirty days prior to the date of expiration of the license or the date of the proposed change of ownership. Each license shall be issued only ((for the premises)) to the operating entity and those persons named in the license application ((and no license shall be)). The license is valid only for the operation of the facility at the location specified in the license application. Licenses are not transferable or assignable ((except with the written approval of the department)). Licenses shall be posted in a conspicuous place on the licensed premises.

Sec. 45. Section 7, chapter 117, Laws of 1951 as last amended by section 10, chapter 228, Laws of 1979 ex. sess. and RCW 18.51.060 are each amended to read as follows:

The department is authorized to deny, suspend, or revoke a license ~~((or provisional license))~~ or, in lieu thereof or in addition thereto, assess monetary penalties of a civil nature not to exceed one thousand dollars per violation in any case in which it finds that the applicant, or licensee, or any partner, officer, director, owner of five percent or more of the assets of the nursing home, or managing employee:

(1) Failed or refused to comply with the requirements of this chapter or the standards, rules and regulations established hereunder; or

(2) Was the holder of a license issued pursuant to this chapter, which was revoked for cause and never reissued by the department, or which license was suspended for cause and the terms of the suspension have not been fulfilled; or

(3) Has knowingly or with reason to know made a false statement of a material fact in his application for license or any data attached thereto, or in any matter under investigation by the department; or

(4) Refused to allow representatives or agents of the department to inspect all books, records, and files required to be maintained or any portion of the premises of the nursing home; or

(5) Wilfully prevented, interfered with, or attempted to impede in any way the work of any duly authorized representative of the department and the lawful enforcement of any provision of this chapter; or

(6) Wilfully prevented or interfered with any representative of the department in the preservation of evidence of any violation of any of the provisions of this chapter or the standards, rules, and regulations promulgated hereunder; or

(7) Failed to report patient abuse or neglect in violation of chapter 70.124 RCW; or

(8) Fails to pay any civil monetary penalty assessed by the department pursuant to this chapter within ten days after such assessment becomes final: PROVIDED, That in no event shall the department assess a civil monetary penalty authorized pursuant to this section or post the said premises as provided in RCW 18.51.260 or include in the report required pursuant to RCW 18.51.270 during any period in which it has not reasonably implemented and funded its cost-related reimbursement system for public patients.

Sec. 46. Section 16, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.065 are each amended to read as follows:

All orders of the department denying, suspending, or revoking the license or ~~((provisional license; and/or))~~ assessing a monetary penalty shall become final twenty days after the same has been served upon

the applicant or licensee unless a hearing is requested. All hearings hereunder and judicial review of such determinations shall be in accordance with the administrative procedure act, chapter 34.04 RCW.

Sec. 47. Section 4, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.190 are each amended to read as follows:

Any person may request an inspection of any nursing home subject to licensing under this chapter in accordance with the provisions of this chapter by giving notice to the department of an alleged violation of applicable requirements of state law. ~~((Any such notice shall be in writing signed by))~~ The complainant ~~((and shall set forth with reasonable particularity the matters complained of))~~ shall be encouraged to submit a written, signed complaint following a verbal report. The substance of the complaint shall be provided to the licensee no earlier than at the commencement of the inspection. Neither the substance of the complaint provided the licensee nor any copy of the complaint or record published, released, or otherwise made available to the licensee shall disclose the name of any individual complainant or other person mentioned in the complaint, except the name or names of any duly authorized officer, employee, or agent of the department conducting the investigation or inspection pursuant to this chapter, unless such complainant specifically requests the release of such name or names.

Sec. 48. Section 5, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.200 are each amended to read as follows:

Upon receipt of a complaint, the department shall ~~((assign an inspector to))~~ make a preliminary review of the complaint ~~((and shall notify the complainant of the name of such inspector))~~. Unless the department determines that the complaint is willfully intended to harass a licensee or is without any reasonable basis, or unless the department has sufficient information that corrective action has been taken, it shall make an on-site ~~((inspection))~~ investigation within a reasonable time after the receipt of the complaint or otherwise ensure complaints are responded to. In either event, the complainant shall be promptly informed of the department's proposed course of action. If the complainant requests the opportunity to do so, the complainant or his representative, or both, may be allowed to accompany the inspector to the site of the alleged violations during his tour of the facility, unless the inspector determines that the privacy of any patient would be violated thereby.

Sec. 49. Section 6, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.210 are each amended to read as follows:

(1) Any duly authorized officer, employee, or agent of the department may enter and inspect any nursing home, including, but not limited to, interviewing residents and reviewing records, at any time to enforce any provision of this chapter. Inspections conducted pursuant to complaints filed with the department shall be conducted in such a manner as to ensure maximum effectiveness. No advance notice shall be given of any inspection conducted pursuant to this chapter unless previously and specifically authorized by the secretary or required by federal law.

(2) Any public employee giving such advance notice in violation of this section shall be suspended from all duties without pay for a period of not less than five nor more than fifteen days.

(3) In any hearing held pursuant to this chapter, it shall be a defense to a violation relating to the standard of care to be afforded public patients to show that the department does not provide ~~((sufficient))~~ reasonable funds to meet the cost of reimbursement standard allegedly violated.

Sec. 50. Section 11, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.240 are each amended to read as follows:

The ~~((board))~~ department may prescribe by regulations that any licensee or applicant desiring to make specific types of alterations or additions to its facilities or to construct new facilities shall, before commencing such alteration, addition or new construction, submit its plans and specifications therefor to the department for preliminary inspection and approval or recommendations with respect to compliance with the regulations and standards herein authorized.

Sec. 51. Section 2, chapter 175, Laws of 1975 1st ex. sess. and RCW 18.51.300 are each amended to read as follows:

Unless specified otherwise by the ~~((board))~~ department, a nursing home shall retain and preserve all records which relate directly to the care and treatment of a patient for a period of no less than ten years following the most recent discharge of the patient; except the records of minors, which shall be retained and preserved for a period of no less than three years following attainment of the age of eighteen years, or ten years following such discharge, whichever is longer.

If a nursing home ceases operations, it shall make immediate arrangements, as approved by the department, for preservation of its records.

The ~~((board))~~ department shall by regulation define the type of records and the information required to be included in the records to be retained and preserved under this section; which records may be retained in photographic form pursuant to chapter 5.46 RCW.

Sec. 52. Section 35A.70.070, chapter 119, Laws of 1967 ex. sess. as amended by section 42, chapter 141, Laws of 1979 and RCW 35A.70.070 are each amended to read as follows:

Every code city may exercise the powers authorized and shall perform the duties imposed upon cities of like population relating to the public health and safety as provided by Title 70 RCW and, without limiting the generality of the foregoing, shall: (1) Organize boards of health and appoint a health officer with the authority, duties and functions as provided in chapter 70.05 RCW, or provide for combined city-county health departments as provided and in accordance with the provisions of chapter 70.08 RCW; (2) contribute and participate in public health pooling funds as authorized by chapter 70.12 RCW; (3) perform the functions and provide health precautions at seaports as required by chapter 70.16 RCW; (4) procure pesthouses

and to provide quarantines and miscellaneous other health precautions as authorized by chapter 70.20 RCW; (5) control and provide for treatment of venereal diseases as authorized by chapter 70.24 RCW; (6) provide for the care and control of tuberculosis as provided in chapters 70.28, 70.30, 70.32, and 70.54 RCW; (7) participate in health districts as authorized by chapter 70.46 RCW; (8) exercise control over water pollution as provided in chapter 35.88 RCW; (9) for all code cities having a population of more than twenty thousand serve as a primary district for registration of vital statistics in accordance with the provisions of chapter 70.58 RCW and RCW 43.20A.630; (10) enforce the provisions of chapter 70.70 RCW relating to the control of shoddy; (11) observe and enforce the provisions relating to fireworks as provided in chapter 70.77 RCW; (12) enforce the provisions relating to swimming pools provided in chapter 70.90 RCW; (13) enforce the provisions of chapter 18.20 RCW when applicable; (14) perform the functions relating to mentally ill prescribed in chapters 72.06 and 71.12 RCW; (15) cooperate with the state department of social and health services in mosquito control as authorized by RCW 70.22.060; and (16) inspect nursing homes as authorized by ((RCW 18.51.020)) section 43 of this 1981 act.

NEW SECTION. Sec. 53. The following acts or parts of acts are each repealed:

- (1) Section 3, chapter 117, Laws of 1951, section 2, chapter 160, Laws of 1953 and RCW 18.51.020;
- (2) Section 15, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.055;
- (3) Section 5, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.590; and
- (4) Section 83, chapter 177, Laws of 1980 and RCW 74.46.830.

NEW SECTION. Sec. 54. The following acts or parts of acts are each repealed:

- (1) Section 5, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.590; and
- (2) Section 83, chapter 177, Laws of 1980 and RCW 74.46.830.

NEW SECTION. Sec. 55. The following acts or parts of acts are each repealed:

- (1) Section 2, chapter 174, Laws of 1980 and RCW 74.04.001;
- (2) Section 74.04.250, chapter 26, Laws of 1959 and RCW 74.04.250;
- (3) Section 74.08.040, chapter 26, Laws of 1959, section 9, chapter 8, Laws of 1981 and RCW 74.08.040;
- (4) Section 1, chapter 35, Laws of 1973 1st ex. sess. and RCW 74.08.047;
- (5) Section 2, chapter 35, Laws of 1973 1st ex. sess. and RCW 74.08.048;
- (6) Section 74.08.112, chapter 26, Laws of 1959 and RCW 74.08.112;
- (7) Section 2, chapter 51, Laws of 1973 1st ex. sess., section 13, chapter 8, Laws of 1981 and RCW 74.08.540;
- (8) Section 74.09.020, chapter 26, Laws of 1959 and RCW 74.09.020;
- (9) Section 74.09.030, chapter 26, Laws of 1959, section 334, chapter 141, Laws of 1979 and RCW 74.09.030;
- (10) Section 74.09.070, chapter 26, Laws of 1959, section 336, chapter 141, Laws of 1979 and RCW 74.09.070;
- (11) Section 74.10.010, chapter 26, Laws of 1959, section 346, chapter 141, Laws of 1979 and RCW 74.10.010;
- (12) Section 74.10.020, chapter 26, Laws of 1959, section 5, chapter 169, Laws of 1971 ex. sess. and RCW 74.10.020;
- (13) Section 74.10.030, chapter 26, Laws of 1959, section 347, chapter 141, Laws of 1979 and RCW 74.10.030;
- (14) Section 74.10.070, chapter 26, Laws of 1959, section 348, chapter 141, Laws of 1979 and RCW 74.10.070;
- (15) Section 1, chapter 60, Laws of 1967 ex. sess., section 349, chapter 141, Laws of 1979 and RCW 74.10.090;
- (16) Section 2, chapter 60, Laws of 1967 ex. sess. and RCW 74.10.100; and
- (17) Section 9, chapter 302, Laws of 1977 ex. sess., section 10, chapter 219, Laws of 1979 ex. sess. and RCW 7.68.065.

NEW SECTION. Sec. 56. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions. Sections 1 through 29 and 37 through 55 and 57 of this act shall take effect on July 1, 1981. Section 31 of this act shall take effect on July 1, 1983. Sections 30 and 32 through 36 of this act shall take effect on July 1, 1984.

NEW SECTION. Sec. 57. For the purposes of Substitute Senate Bill No. 3636, section 17 of this act constitutes the continuation of RCW 74.08.540.

NEW SECTION. Sec. 58. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

The Clerk read the following amendment by Representative Becker to the Nisbet amendment:

On page 11, line 1 strike all of section 10 and insert the following:

"**NEW SECTION.** Sec. 10. There is added to chapter 74.08 RCW a new section to read as follows:

(1) Grants shall be awarded on a state-wide basis in accordance with standards of assistance established by the department. The standards of assistance for any family size shall be adjusted on July 1, of each year. Except in the consolidated emergency assistance program, the standards shall be equal to the community services administration, nonfarm poverty-level income, in effect on April 1, 1981, adjusted for family size for the continental United States. The department shall update the standards to take inflation into

account. The cash payment to recipients of aid to families with dependent children and the general assistance-unemployable shall not be reduced below the level in effect on July 1, 1981.

(2) The standards of assistance shall take into account the economy of joint living arrangements. The standards of assistance may vary by geographical areas. The department may adjust the standards of assistance for shelter provided at no cost and for supplied shelter under the supplemental security program.

(3) Nothing in this section shall prohibit the department from complying with minimum payment requirements of the supplemental security-income program."

With the consent of the House, Ms. Becker withdrew the amendment to the amendment.

POINT OF INQUIRY

Mr. Nisbet yielded to question by Ms. Becker.

Ms. Becker: "Representative Nisbet, with respect to the new formula for determining standards of assistance that is provided in your amendment, could you please explain how the specific multipliers were arrived at?"

Mr. Nisbet: "These were based or developed on the basis of two and one-half times the thrifty food plan which is a federal plan as it applies in the state of Washington adjusted for family size. This works out approximately two-fifths for food and three-fifths for shelter and other costs."

Ms. Becker: "In other words, they were not based on cost of living studies?"

Mr. Nisbet: "Not on a specific cost of living study, but on the thrifty food plan as it applies in Washington State."

Ms. Stratton moved adoption of the following amendment by Representatives Stratton, Owen and McCormick to the Nisbet amendment:

On page 21, line 10, after "institutionalized" and before the period insert ": PROVIDED, HOWEVER, That nothing in this section shall be construed to permit the granting of medical care services where the purpose of such services is to obtain an abortion, induced miscarriage, or induced premature birth, except where such procedure is necessary for the preservation of the life of the woman seeking such treatment, or except an induced premature birth intended to produce a live, viable child and such procedure is necessary for the health of the mother or her unborn child, and except for victims of rape reported within thirty days of such incident to a federal, state, or county law enforcement agency or the department of social and health services, and except for victims of incest when a report is made to a federal, state, or county law enforcement agency or the department of social and health services"

Ms. Stratton spoke in favor of the amendment to the amendment.

MOTION

Ms. Lane moved that the amendment by Representative Stratton and others to the Nisbet amendment be tabled.

POINT OF ORDER

Mr. Van Dyken: "Mr. Speaker, Reed's Rule 114 specifically states that if a motion to lay on the table be moved on an amendment, then the main question goes on the table also."

SPEAKER'S RULING

The Speaker: "Representative Van Dyken, I will have to draw your attention to the House Rules. Rule 20(F): 'A motion to lay an amendment on the table shall not carry the main question with it unless so specified in the motion to table.'"

POINT OF PARLIAMENTARY PROCEDURE

Mr. Owen: "Is the motion to table debatable?"

The Speaker: "It is not debatable."

POINT OF INFORMATION

Mr. Walk: "Will you explain to the House exactly what will happen if the motion to table is successful?"

The Speaker: "Yes, if the motion to lay the amendment on the table is successful, the amendment will be dead as of that moment, the same as if you had a 'no' motion on the amendment."

POINT OF PERSONAL PRIVILEGE

Mr. Owen: "In the legislative process we are all faced with having to address a lot of hard issues. It's our responsibility as representatives of the people out there to come here and face those issues. Somehow, some people don't want to face those issues, but it is our responsibility. Motions are often made that would prevent us from addressing those issues such as is being done right now—"

The Speaker: "Representative Owen, this is not a point of personal privilege. You are getting into addressing the question before us."

POINT OF PARLIAMENTARY INQUIRY

Mr. Van Dyken: "Could you clarify for me the purpose of the motion to lay on the table? Is this to preclude you from debating on the issue?"

The Speaker: "It is to dispose of the issue before us."

ROLL CALL

The Clerk called the roll on the motion to table the amendment by Representative Stratton and others to the Nisbet amendment to Engrossed Substitute Senate Bill No. 4299, and the motion was carried by the following vote: Yeas, 53; nays, 42; not voting, 3.

Voting yea: Representatives Amen, Barnes, Barr, Becker, Bender, Berleen, Bickham, Brekke, Burns, Chamberlain, Dawson, Ehlers, Eng, Erak, Erickson, Galloway, Garrett, Granlund, Gruger, Hankins, Heck, Hine, Houchen, King J., King R., Kreidler, Lane, Lewis, Lux, Maxie, Monohon, Nelson D., Nickell, Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Sherman, Sommers, Struthers, Teutsch, Thompson, Tupper, Valle, Vander Stoep, Wang, Warnke, Williams, Wilson, Winsley.

Voting nay: Representatives Addison, Barrett, Bond, Brown, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Grimm, Hastings, Isaacson, James, Johnson, Leonard, Lundquist, Martinis, McCormick, McDonald, McGinnis, Mitchell, Nelson G. A., Nisbet, North, O'Brien, Owen, Padden, Patrick, Rosbach, Scott, Smith, Sprague, Stratton, Taylor, Tilly, Van Dyken, Walk, and Mr. Speaker.

Not voting: Representatives Cantu, Gallagher, Greengo.

STATEMENT FOR THE JOURNAL

Please change my electric roll call vote from "Yea" to "Nay" on the motion to table the amendment limiting abortion funding on Engrossed Substitute Senate Bill No. 4299.

SCOTT BARR, 7th District.

Mr. Kreidler moved adoption of the following amendment by Representatives Kreidler, Thompson and Erickson to the Nisbet amendment:

On page 22, line 33 after "satisfy" strike "a deductible of not less than two thousand dollars" and insert "a deductible of not more than one thousand dollars"

Mr. Kreidler spoke in favor of the amendment to the amendment, and Mr. Nisbet spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Kreidler and others to the Nisbet amendment to Engrossed Substitute Senate Bill No. 4299, and the amendment was not adopted by the following vote: Yeas, 47; nays, 51; not voting, 0.

Voting yea: Representatives Becker, Bender, Bickham, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lewis, Lux, Martinis, Maxie, McGinnis, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lundquist, McCormick, McDonald, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

On motion of Ms. Lane, the following amendment by Representatives Lane and Mitchell to the Nisbet amendment was adopted:

On page 22, line 34, strike "not less than two thousand" and insert "one thousand five hundred"

On motion of Ms. Becker, the following amendments by Representatives Becker, Nisbet and Sommers to the Nisbet amendment were adopted:

On page 25, line 8 after "department." insert:

"Whenever the department is authorized by other sections of the RCW to collect total or partial reimbursement for the cost of its providing care of or exercising custody over any person, the department shall collect such reimbursement to the extent practical."

On page 32, line 2 after "center." insert the following:

"The department shall monitor on a random basis the extent and patterns of shifting between cost centers authorized by this section of this act. The department shall report to the legislature on its findings required by this section prior to February 15 of each year."

Mr. Williams moved adoption of the following amendment by Representatives Williams, Nisbet, Lewis, Mitchell, Becker, Wang, Valle, Houchen and Kreidler to the Nisbet amendment:

On page 30, after line 4 insert the following:

NEW SECTION. Sec. 28. Sections 28 through 65 of this act shall be known and cited as the Mental Health Services Act of 1981.

NEW SECTION. Sec. 29. It shall be the intent of the legislature:

(1) To establish in cooperation with local communities a community-based mental health program which provides:

(a) That residents of the state with a mental disorder have access to a range of mental health services provided in an effective and efficient manner and in the least restrictive setting available and appropriate to the resident's needs;

(b) That persons who are seriously disturbed or chronically mentally ill receive appropriate treatment and other support services within their own communities to the extent possible;

(c) That the special mental health needs of ethnic and racial minorities and unique minority populations are addressed in each rural or urban community; and

(d) That the prevention of mental illness is promoted through mental health education and other programs;

(2) To coordinate the services within the department, between state mental hospitals and community mental health programs, among various community mental health services, and with other support services that may be needed by persons with mental disorders;

(3) To provide an orderly, efficient, and effective organization for the management of mental health services throughout the state;

(4) To make frugal use of state resources available for the provision of mental health services;

(5) To provide accountability for services through the development of quality-assured, state-wide standards for management, monitoring, and reporting of information regarding services delivered to the mentally ill; and

(6) To establish priorities for the use of state resources for the care of the mentally ill.

NEW SECTION. Sec. 30. Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) 'Administrator' means the county mental health administrator.

(2) 'Available resources' means those funds appropriated by the legislature during each biennium for the purpose of providing mental health services under this chapter.

(3) 'Certified service provider' means a public or private agency or organization, a mental health professional or a hospital, clinic, or similar agency that is certified by the department pursuant to this chapter and provides the mental health services designated in this chapter.

(4) 'A chronically mentally ill person' means a person who:

(a) Has experienced three or more psychiatric hospitalizations within the preceding two years; or

(b) Has been unable to engage in any substantial gainful activity by reason of any mental disorder which has lasted for a continuous period of not less than twelve months provided that substantial gainful activity shall be defined by the department by rule consistent with Public Law 93-638, as amended; or

(c) Has had a continuous psychiatric hospitalization exceeding six months duration within the preceding two years.

(5) 'Community mental health program' means the total mental health program established by a county authority that is funded by state or federal revenue for the purposes of this chapter.

(6) 'County authority' means the county commission, county council, or executive official having authority to establish the community mental health program, or two or more of the above-mentioned entities that have entered into an agreement to provide community mental health services.

(7) 'Department' means the department of social and health services.

(8) 'County plan' means a four-year mental health service and management plan developed for the community mental health program as provided in section 34 of this act.

(9) 'Local service area' means a geographical area designated by the county authority approved by the department for the purpose of providing mental health services and establishing programs adequate in scope and quality to meet the mental health needs of local residents.

(10) 'Mental disorder' means any organic, mental, or emotional impairment that has substantial adverse effects on an individual's cognitive or volitional functions.

(11) 'Residential treatment facility' means a facility or distinct part thereof which provides organized, individualized care, treatment, rehabilitation, supervision, and discharge planning for at least six but no more than fifteen persons who are chronically mentally ill and may include the seriously disturbed who are in institutions or at immediate risk of repeated institutionalization, subject to provisions in section 39 of this

act: PROVIDED, That community residential facilities that are constructed and operate to provide services exclusively for more than fifteen mentally ill persons, on July 1, 1981, shall be classified as residential treatment facilities if the county authority determines such classification of the facility is critical for the community mental health program and the facility meets all other requirements for certification pursuant to this chapter.

(12) 'Mental health professional' means a psychiatrist, psychologist, psychiatric nurse, social worker or such other qualified persons as may be defined by rule.

(13) 'Mental health services' for community mental health programs means those programs specified in section 37 of this act; and for state institutions means those mental treatment and custodial services provided for the mentally ill.

(14) 'Mentally ill' means a person who has some form of a mental disorder.

(15) 'Primary provider' means a public or private agency or organization designated by the county that is certified by the department pursuant to this chapter and provides direct services in section 37 (2), (4), and (5) of this act to the chronically mentally ill in a local service area.

(16) 'State mental health authority' means the department of social and health services.

(17) 'Secretary' means the secretary of social and health services.

(18) 'Seriously disturbed' means a person who:

(a) Is gravely disabled or presents a likelihood of serious harm to himself or others as a result of a mental disorder as defined in chapter 71.05 RCW; or

(b) Has been on conditional release status at some time during the preceding two years from an evaluation and treatment facility or a state mental health hospital; or

(c) Has a mental disorder which causes major impairment in several areas of daily living; or

(d) Exhibits suicidal preoccupation or attempts; or

(e) Is a child who exhibits serious impairments in personality development, or because of a mental disorder exhibits learning disorders which clearly inhibit the child's functioning in school or with family or peers.

NEW SECTION. Sec. 31. (1) The department is designated as the 'state mental health authority' and is authorized to enter into agreements with any public or private organization concerning the mental health program of the state.

(2) Rules cited in this section shall be promulgated by the department pursuant to chapter 34.04 RCW.

(3) The secretary shall exercise the following duties and responsibilities:

(a) Develop a state-wide system of mental health services that includes community and institutional programs as outlined in this chapter;

(b) Develop a four-year state mental health plan by December 1, 1982, that incorporates county plans and institutional plans, consistent with state priorities as defined by section 35 of this act: PROVIDED, That the first state plan begin July 1, 1983;

(c) Approve county plans;

(d) Evaluate, approve, and monitor state contracts with counties for services pursuant to this chapter;

(e) Plan and provide, by contract, a community mental health program where the secretary finds the county authority does not provide the services required in this chapter. The department in such counties shall assume the authorities and responsibilities that are delegated to the county authority in this chapter;

(f) Subject to available resources, provide training and technical assistance to county planning and coordination staff, certified service provider staff, and state institutional staff to assist them in carrying out their responsibilities under this chapter;

(g) Review, comment, and take appropriate action on any plans and proposals submitted to any federal agency by the county authority or a certified service provider in cooperation with the appropriate health systems agencies in a manner consistent with Public Law 88-164 (The Community Mental Health Centers Act), Public Law 93-641 (National Health Planning and Resource Development Act of 1974), and Public Law 96-398 (Mental Health Systems Act of 1980) as now or hereafter amended that are intended to obtain federal funds for the support of any aspect of the community mental health program. Temporary standards, as may be required to implement parts of this chapter prior to April 1, 1982, may be promulgated by rule;

(h) Promulgate rules, including, but not limited to, matters concerning the substance, form, manner, and time of submissions of proposed plans, contracts, and claims for state reimbursement;

(i) Develop or adopt other existing state-wide standards for the management and delivery of mental health services. The standards shall include state institutions, community programs, and state administration pursuant to this chapter and subject to the following:

(i) Standards are to be developed and submitted by the secretary no later than December 15, 1981, to the house committee on human services and the senate committee on social and health services. These standards shall take effect on April 1, 1982, unless amended prior to March 1, 1982, by agreement of both committees of the legislature named in this section, at which time the amended version shall be effective on April 1, 1982, and shall be published in the Washington State Register.

(ii) Thereafter, the secretary shall submit to the said committees revisions and/or additions to these standards annually on November 1st. The revisions to the standards shall take effect on the following July 1st unless amended prior to the following March 1st by agreement of both standing committees of the legislature named in this section, at which time the amended version shall be effective on the following July 1st;

(iii) Management service standards shall include, but not be limited to, minimum standards for assessments of need, relationships between need and service objectives, relationship between budget and program reporting system, program evaluation, and provider certification. Service delivery standards shall include

minimum standards for the measurement of the effectiveness and efficiency of services in both the community mental health programs and state mental health institutions; and

(iv) Standards shall be developed with documented citizen, service provider, and health system agency involvement;

(j) Standards must include staff-to-patient ratios for each institutional program;

(k) Develop and maintain a management information system, by July 1, 1983, which shall include a client identification method which will allow the department to identify mental health clients' levels of participation in any department service or program, and which includes:

(i) Accurate and uniform measurement of effort for all mental health services including but not limited to the clientele of each certified service provider or state institution, the category of illness as specified in section 35 of this act, the type of treatment given, the duration of treatment, and other substantive data; and accurate and uniform measurement of costs related to effort for all mental health services; and

(ii) An individual patient tracking system for the chronically mentally ill who are in state or federally funded community or institutional mental health programs;

(l) On February 15th of every odd-numbered year, provide the house committee on ways and means and the senate committee on ways and means with a report on funding of mental health services in the state from all sources for the current and previous biennial budget periods;

(m) Certify residential treatment facilities as provided by rule based on standards provided in (3)(i) of this section;

(n) Plan jointly for services pursuant to this chapter and chapter 74.38 RCW. The state mental health plan shall incorporate plans relating to mental health developed pursuant to chapter 74.38 RCW;

(o) Provide, purchase, or arrange hospitalization for persons committed for involuntary treatment pursuant to chapter 71.05 RCW;

(p) Appoint a state mental health advisory board which may review and comment on plans, policies, and standards promulgated pursuant to this chapter. Board composition and length of appointments shall be established by rule;

(q) Certify service providers seeking reimbursement by means of a formal process which assures that those providers meet the minimum standards of management and service delivery as established by the department and the legislature consistent with this chapter;

(r) Establish by rule a schedule of payment for patient labor in state mental health institutions.

NEW SECTION. Sec. 32. A county authority may establish a community mental health program.

A county authority establishing such a program shall exercise the following duties and responsibilities:

(1) Appoint a full-time or part-time administrator;

(2) Submit to the department for approval a county plan and a proposed annual contract;

(3) Monitor certified service providers by means of a formal process that insures that those providers meet the terms of their contracts, including the minimum standards of management and service delivery as established by the department and the legislature consistent with this chapter. If by contract monitoring, the county finds a certified service provider to be operating below minimum standards required for certification, the county may request the department to review the service provider's certification;

(4) Provide other administrative activities required to meet state standards as established by the department and the legislature for the community mental health program;

(5) Provide directly or by contract services pursuant to this chapter that meet state standards as established by the department and the legislature;

(6) The county authority is authorized to accept and expend gifts, grants, and fees received for purposes of implementing the community mental health program from private and public sources;

(7) The county authority shall appoint a county mental health advisory board which shall review and comment on plans, policies, and contracts developed by the county authority pursuant to this chapter. The composition of the board shall be broadly representative of the demographic character of the county. Duties and length of terms of board members shall be at the discretion of the county authority: **PROVIDED**, That such duties do not conflict with legislative intent that the administrator manage the community mental health program pursuant to statute, rules, standards, this section, and section 33 of this act; and

(8) Designate a primary provider for the chronically mentally ill in each local service area.

NEW SECTION. Sec. 33. (1) The administrator shall serve as chief executive officer of the community mental health program and shall serve at the pleasure of the county authority.

(2) The administrator shall exercise the following responsibilities and duties:

(a) Supervise and assure that management and planning activities for the community mental health program meet the expectations of the county authority and standards pursuant to this chapter;

(b) Perform all duties delegated from the county authority pursuant to section 32 of this act.

(3) Applicants for administrator need not be residents of the county, city, or state. The administrator may not be employed by an agency contracting to provide services to the county as part of the community mental health program. The administrator shall also meet such minimum qualifications as may be established by rules adopted by the department pursuant to this chapter.

NEW SECTION. Sec. 34. (1) A four-year county area plan shall be formally prepared for the community mental health program: **PROVIDED**, That the first plan shall begin on July 1, 1983. The department shall promulgate rules based on standards that provide minimum requirements for the county plans. These requirements must include at a minimum:

(a) A needs assessment of the population of each county estimating the number and type of chronically mentally ill, seriously disturbed, and other categories of mentally ill individuals in the general population,

including by category ethnic and racial minorities and other unique minority populations. The department shall submit standards for need assessments to be used by county authorities for county plans pursuant to section 31(3)(i) of this act, which includes use of demographic data, methodology of data gathering, and analysis;

(b) A resource analysis that results in matching state and federal resources with needs identified in (1)(a) of this section or identifies the service deficiencies for identified needs or both;

(c) A strategy for service delivery that results in an identification and ranking of the programs necessary to correct the deficiencies identified in the needs assessment and resources analysis or both;

(d) Documented citizen and certified service provider involvement in development of plans and contracts, as specified by rule or standard;

(e) Public hearings prior to final adoption of plans and contracts;

(f) Coordination of planning with the health systems agencies; and

(g) Assessment of the need for evaluation and treatment facilities for all patients involuntarily committed for seventy-two hour and fourteen-day involuntary detentions under chapter 71.05 RCW.

(2) County plans shall be made available to the governor and legislature for each biennial budget process by December 20th of each even-numbered year.

(3) Annual contracts shall be based on county plans.

NEW SECTION. Sec. 35. (1) The state priorities for mental health services are in the order of priority:

(a) The chronically mentally ill.

(b) The seriously disturbed.

(2) The state may provide mental health services for other mentally ill individuals subject to available resources.

NEW SECTION. Sec. 36. (1) The department shall propose in its biennial budget document the percentage, formula, or amount of state and federal funds to be made available for each priority listed in section 35 of this act. The legislature shall include a percentage, formula, or amount of state and federal funds to be made available for each priority in section 35 of this act in the departmental appropriation law passed for each biennium.

(2) The department shall propose in its biennial budget document the minimum amount any one county authority may obtain to provide a community mental health program. The legislature shall include a minimum amount any one county authority may obtain to provide a community mental health program in the departmental appropriation law passed for each biennium.

(3) The department shall propose in its biennial budget document a formula, percentage, or amounts for determining state grants to county authorities for community mental health programs. The legislature shall provide for a formula, percentage, or amounts for determining state grants to county authorities for community mental health programs in the departmental appropriation law passed each biennium. The department's and legislature's formulas, percentages, or amounts shall be based on the needs assessments and resource analysis information required by section 34 of this act.

(4) The department shall propose in its biennial budget document a limit of administrative costs allowable for community mental health programs. The legislature shall include a limit of administrative costs allowable for community mental health programs in the departmental appropriation law passed each biennium.

(5) The allocation of available resources pursuant to this chapter shall be subject to the following conditions and limitations in addition to those specified in the omnibus state appropriations act:

(a) Clients and others legally responsible on their behalf for costs of care shall pay for services received pursuant to this chapter in accordance with their ability to pay as established in the rules adopted by the department pursuant to this chapter. The department shall propose standards for the verification of eligibility and sliding fee scales for state or federally funded services pursuant to this chapter;

(b) The county authority shall satisfactorily demonstrate to the department that increases in state funds distributed under this chapter will not be used to replace general funds or millage being used to finance mental health services prior to January 1, 1980;

(c) The department shall fix the maximum annual allotment pursuant to subsection (3) of this section for each community mental health program. The department may advance a portion of available funds to the county for the community mental health program at the start of each biennium. Reimbursement of costs incurred or allocations shall be made on a monthly basis on submission to the department of such information as the department may require as established by rule;

(d) The secretary shall withhold state reimbursement or allocations in whole or in part from any community mental health program in the event of a failure to comply with this chapter and rules or standards adopted by the department relating to the community mental health program or administration thereof, or county contract.

(6) The department shall not withhold any discretionary funds from moneys appropriated for county grants unless specifically allowed in the appropriations law for each biennium.

(7) The provisions of subsections (1), (2), (3), and (4) of this section shall not apply to the budget until fiscal year 1983.

NEW SECTION. Sec. 37. A community mental health program includes, subject to available resources, the following services where the need for such services are demonstrated by the county plan:

(1) Designated mental health professionals as described in chapter 71.05 RCW;

(2) Emergency services, which includes:

(a) Twenty-four-hour-a-day, seven-days-a-week screening, assessment, and referral of clients for mental health services, to include screening of all voluntary referrals to state mental hospitals;

(b) Twenty-four-hour-a-day crisis intervention;

(c) Arranging for short-term inpatient care;

(3) Residential treatment facilities;

(4) Discharge planning for inpatient and residential care clients in state or federally funded programs, which includes:

(a) Personal contacts with client, family, or significant other persons;

(b) Plan for follow-up services;

(c) Use of state patient tracking system as specified in this chapter;

(5) Follow-up care for previously hospitalized clients from state or federally funded programs, which includes:

(a) Use of state patient tracking system as specified in this chapter;

(b) Sufficient contacts with clients, family, or significant others to provide for an effective program of community maintenance:

(i) Standards for the frequency and duration of follow-up services shall be included in program standards established by the department pursuant to this chapter;

(ii) Such standards shall include the specific type and number of documented follow-up contacts required to provide for a cost-effective program of community maintenance for clients;

(6) Outpatient treatment, including individual therapy, group therapy, family therapy, and medication;

(7) Day treatment for the chronically mentally ill and the seriously disturbed;

(8) Consultation, education, and public information related to the priority populations and services identified in this section and section 35 of this act.

Services shall be planned and developed through the county planning process in order to assure that services for state priority populations are provided in proportion to federal, state, and other funds available for their care, pursuant to this chapter.

Services shall meet standards for management, monitoring, and reporting of information regarding services delivered pursuant to the chapter.

Service providers providing services reimbursable or by contract pursuant to this chapter shall be certified.

NEW SECTION. Sec. 38. Confidentiality of patient information and records shall be as provided in RCW 71.05.390, 71.05.400, 71.05.410, 71.05.420, 71.05.430, and 71.05.440.

NEW SECTION. Sec. 39. (1) There is created a new classification of community residential care to be known as residential treatment facilities.

(2) The secretary shall set the rate of reimbursement for residential treatment facilities consistent with each biennial appropriation.

(3) A resident, the resident's parent or guardian, or others legally responsible for his or her care or support may be held responsible for the cost of care and treatment provided, subject to ability to pay and rules of the department established under this chapter.

(4) The department shall report to the legislature and governor by December 1, 1981, the number of mentally ill individuals who are placed in any kind of state or county reimbursed residential care facility. For the purposes of this subsection a 'residential care facility' means any type of housing where room and board and/or treatment is provided including state prisons, county jails, boarding homes, skilled nursing facilities, state schools, and state, private, and/or public hospitals. The report shall include a breakdown of placement based on type of residential facility, age and ethnicity of clients, and type of illness based on the state priority classifications in section 35 of this act.

(5) Residential treatment facility services shall be coordinated with services available through other elements of the mental health program or other community resources. The primary provider for the area shall participate in the discharge planning and aftercare of residents subject to standards of the department established under this chapter.

(6) Need for adult residential treatment facility beds shall be identified in state and county plans, and shall consider the number of chronically mentally ill and seriously disturbed persons inappropriately admitted and retained in state mental hospitals, other state institutions, local hospitals, nursing homes, congregate care facilities, local jails, and other state or county supported settings.

NEW SECTION. Sec. 40. There is added to chapter 41.06 RCW a new section to read as follows:

In addition to the exemptions set forth in RCW 41.06.070, the provisions of this chapter shall not apply to the positions of director of mental health, the assistant directors of mental health or those administrators directly responsible to the director of mental health for major program areas including state institutions, community programs, and fiscal management, and all facility superintendents and associate superintendents and clinical directors for mental health facilities with resident capacity of fifty or more. These positions are to be appointed by the secretary of social and health services.

Sec. 41. Section 4, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.040 are each amended to read as follows:

The secretary shall establish within the department a program designed to aid and rehabilitate persons suffering from problems relating to narcotic drugs, dangerous drugs, and alcohol. Without duplicating, and in coordination with the programs established by the state superintendent of public instruction, the secretary shall establish community educational programs outside of the kindergarten through twelve programs in the

schools relating to alcohol and drug use and abuse. The secretary is authorized to promulgate rules and regulations pursuant to chapter 34.04 RCW to carry out the provisions and purposes of this chapter (~~(and RCW 71.24.020 and 71.24.030)~~) and is authorized to contract, cooperate and coordinate with other public or private agencies or individuals for such purposes.

Sec. 42. Section 5, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.050 are each amended to read as follows:

Pursuant to the provisions of the Interlocal Cooperation Act, chapter 39.34 RCW, the department may enter into agreements as provided therein to accomplish the purposes of this chapter (~~(and RCW 71.24.020 and 71.24.030)~~).

Sec. 43. Section 8, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.060 are each amended to read as follows:

Any person fourteen years of age or older may give consent for himself to the furnishing of counseling, care, treatment, or rehabilitation by an approved drug treatment center or person licensed or certified by the state related to conditions and problems caused by drug or alcohol abuse. Consent of the parent, parents, or legal guardian of a person less than eighteen years of age shall not be necessary to authorize such care, except that such person shall not become a resident of such treatment center without parental permission. The parent, parents, or legal guardian of a person less than eighteen years of age shall not be liable for payment of care for such persons pursuant to this chapter (~~(and RCW 71.24.020 and 71.24.030)~~), unless they have joined in the consent to such counseling, care, treatment, or rehabilitation.

Sec. 44. Section 9, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.070 are each amended to read as follows:

When an individual submits himself for care, treatment, counseling, or rehabilitation to any organization, institution, or corporation, public or private, approved pursuant to this chapter (~~(and RCW 71.24.020 and 71.24.030)~~), or any person licensed or certified by the state whose principal function is the care, treatment, counseling, or rehabilitation of alcohol abusers or users of narcotic or dangerous drugs, or the providing of medical, psychological, or social counseling or treatment, notwithstanding any other provision of law, such individual is hereby guaranteed confidentiality. No such person, organization, institution, or corporation or their agents acting in the scope and course of their duties, providing such care, treatment, counseling, or rehabilitation shall divulge nor shall they be required to provide any specific information concerning individuals being cared for, treated, counseled, or rehabilitated, nor shall pharmacists or their agents provide such information when or if they become aware of or receive such information when requested to or for the purpose of providing products or performing services relevant to said care, treatment, counseling, or rehabilitation. Should any person, organization, institution, or corporation, or their agents, breach confidentiality as provided for in this section, such information and any product thereof shall not be admissible as evidence or be considered in any criminal proceeding. The fact of an individual of authorized age being cared for, treated, counseled, or rehabilitated pursuant to this chapter (~~(and RCW 71.24.020 and 71.24.030)~~) shall likewise be held confidential and shall not be admissible as evidence or be considered in any criminal proceeding.

Any confidentiality provided for by this section may be waived by the individual, provided such waiver is freely and voluntarily made, and with full prior information as to the consequences thereof.

Sec. 45. Section 10, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.080 are each amended to read as follows:

Nothing contained in this chapter (~~(and RCW 71.24.020 and 71.24.030)~~) shall prohibit or be construed to prohibit the divulging or providing of statistical or other substantive information pertaining to care, treatment, counseling, or rehabilitation, pursuant to this chapter (~~(and RCW 71.24.020 and 71.24.030)~~), so long as no individual is identified or reasonably identifiable, and individual privacy and confidentiality is retained.

Sec. 46. Section 11, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.090 are each amended to read as follows:

Nothing contained in this chapter (~~(and RCW 71.24.020 and 71.24.030)~~) shall relieve any person or firm from the requirements under federal and state drug laws and regulations for the keeping of records and the responsibility for the accountability of drugs received and dispensed. Such records, insofar as they contain confidential information under this chapter (~~(and RCW 71.24.020 and 71.24.030)~~), shall only be available to state and federal drug inspectors who shall not divulge such information as is contained in these records, including the identification of individuals, except (1) upon subpoena in a court or administrative proceeding to which the person to whom such prescription, orders or other records relate is a party, or (2) when the information reasonably leads to the conclusion that there has been a violation of chapter 69.50 RCW (~~(69.53.380 or 69.40.090)~~), then the information may be referred to other law enforcement officers.

Sec. 47. Section 71.12.470, chapter 25, Laws of 1959 and RCW 71.12.470 are each amended to read as follows:

Every application for a license shall be accompanied by a plan of the premises proposed to be occupied, describing the capacities of the buildings for the uses intended, the extent and location of grounds appurtenant thereto, and the number of patients proposed to be received therein, with such other information, and in such form, as the department requires. The application shall be accompanied by the proper license fee. The amount of the license fee for each fiscal year is fixed by the following schedule:

(1) For establishments licensed to receive not more than six patients, the fee is five dollars;

(2) For establishments licensed to receive more than six but not more than twenty-five patients, the fee is twenty-five dollars;

(3) For establishments licensed to receive more than twenty-five but not more than fifty patients, the fee is fifty dollars;

(4) For establishments licensed to receive more than fifty patients, the fee is seventy-five dollars.

~~((In the case of the issuance of a license on or after the first day of January next succeeding the beginning of the fiscal year, the license fee for the remainder of the fiscal year is one-half the sum fixed for the entire fiscal year.))~~ The department shall require a license fee in situations where licensed establishments increase their number of patients during any fiscal year, based on a pro rata charge under the schedule set forth ~~((therein))~~ in this section. No additional fee will be required in the event of an application for transfer of a license to another person to operate the same establishment. No additional license fee shall be required for the transfer of the license issued in the name of one person to operate an establishment at a certain location where an application is received to transfer that license to the same person to operate an establishment at a different location.

Sec. 48. Section 71.12.560, chapter 25, Laws of 1959 as last amended by section 1, chapter 145, Laws of 1974 ex. sess. and RCW 71.12.560 are each amended to read as follows:

The person in charge of any private institution~~((;))~~ or hospital~~((;-or-sanitarium))~~ which is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill ~~((or deranged))~~ may receive therein as a voluntary patient any person suffering from mental illness ~~((or derangement))~~ who is a suitable person for care and treatment in the institution~~((;))~~ or hospital~~((;-or-sanitarium;))~~ who voluntarily makes a written application to the person in charge for admission into the institution, or hospital ~~((or-sanitarium. After six months of continuous inpatient treatment as a voluntary patient in a private institution, hospital, or sanitarium, the person in charge shall forward to the office of the department of social and health services a record of the voluntary patient showing the name, residence, age, sex, place of birth, occupation, marital status, date of admission to the institution, hospital, or sanitarium, and such other information as may be required by rule of the department of social and health services)).~~

Sec. 49. Section 71.12.590, chapter 25, Laws of 1959 and RCW 71.12.590 are each amended to read as follows:

Failure to comply with any of the provisions of RCW 71.12.550 through ~~((71.12.580))~~ 71.12.570 shall constitute grounds for revocation of license: PROVIDED, HOWEVER, That nothing in this chapter or the rules and regulations adopted pursuant thereto shall be construed as authorizing the supervision, regulation, or control of the remedial care or treatment of residents or patients in any establishment, as defined in this chapter conducted in accordance with the practice and principles of the body known as Church of Christ, Scientist.

Sec. 50. Section 72.01.050, chapter 28, Laws of 1959 as last amended by section 145, chapter 141, Laws of 1979 and RCW 72.01.050 are each amended to read as follows:

The secretary shall have full power to manage and govern the ~~((following))~~ public institutions~~((:~~

~~The western state hospital, the eastern state hospital, the northern state hospital, the state penitentiary, the state reformatory, the state training school, the state school for girls, Lakeland Village, the Rainier school, the state school for the deaf, the state school for the blind))~~ which treat the mentally ill, developmentally disabled, blind and deaf, and legal offenders, and such other institutions as authorized by law, subject only to the limitations contained in laws relating to the management of such institutions.

Sec. 51. Section 72.01.060, chapter 28, Laws of 1959 as amended by section 146, chapter 141, Laws of 1979 and RCW 72.01.060 are each amended to read as follows:

It shall be the duty of the secretary to appoint a chief executive officer for each public institution under his control, who shall devote his entire time to the duties of his office and whose title shall be 'superintendent'. Said appointment shall be for a term of four years, but the appointee may be removed by the secretary in his discretion.

~~((No person shall be eligible for appointment as superintendent of a hospital for the mentally ill unless he has had three or more years experience as a practicing physician after receiving his diploma or license.))~~

Except as otherwise provided in this title, the superintendent of each institution may appoint all assistants and employees required for the management of the institution placed in his charge, the number of such assistants and employees to be determined and fixed by the secretary. The superintendent of any institution may, at his pleasure, discharge any person therein employed. The secretary shall investigate all complaints made against the superintendent of any institution and also any complaint against any other officer or employee thereof, if it has not been investigated and reported upon by the superintendent.

The secretary may, after investigation, for good and sufficient reasons, order the discharge of any subordinate officer or employee of an institution.

Each superintendent shall receive such salary as is fixed by the secretary, who shall also fix the compensation of other officers and the employees of each institution. Such latter compensation shall be fixed on or before the first day of ~~((April))~~ July of each year and no change shall be made in the compensation, so fixed, during the twelve months period commencing ~~((April))~~ July 1st.

Sec. 52. Section 72.01.140, chapter 28, Laws of 1959 as amended by section 149, chapter 141, Laws of 1979 and RCW 72.01.140 are each amended to read as follows:

The secretary shall:

(1) Make a survey, investigation, and classification of the lands connected with the state institutions under his control, and determine which thereof are of such character as to be most profitably used for agricultural, horticultural, dairying, and stock raising purposes, taking into consideration the costs of making them ready for cultivation, the character of the soil, its depth and fertility, the number of kinds of crops to which it is adapted, the local climatic conditions, the local annual rainfall, the water supply upon the land or

available, the needs of all state institutions for the food products that can be grown or produced, and the amount and character of the available labor of ((immates)) residents at the several institutions;

- (2) Establish and carry on suitable farming operations at the several institutions under his control;
- (3) Supply the several institutions with the necessary food products produced thereat;
- (4) Exchange with, or furnish to, other institutions, food products at the cost of production;
- (5) Sell and dispose of surplus food products produced.

Sec. 53. Section 72.01.150, chapter 28, Laws of 1959 as amended by section 150, chapter 141, Laws of 1979 and RCW 72.01.150 are each amended to read as follows:

The secretary shall:

(1) Establish, install, and operate, at the several state institutions under his control, such industries and industrial plants as may be most suitable and beneficial to the ((immates)) residents thereof, and as can be operated at the least relative cost and the greatest relative benefit to the state, taking into consideration the needs of the state institutions for industrial products(;) and the amount and character of labor of ((immates)) residents available at the several institutions;

(2) Supply the several institutions with the necessary industrial products produced thereat;

(3) Exchange with, or furnish to, other state institutions industrial products at prices to be fixed by the department, not to exceed in any case the price of such products in the open market;

(4) Sell and dispose of surplus industrial products produced, to such persons and under such rules, regulations, terms, and prices as may be in his judgment for the best interest of the state;

(5) Sell products of the plate mill to any department, to any state, county, or other public institution and to any governmental agency(;) of this or any other state under such rules, regulations, terms, and prices as may be in his judgment for the best interests of the state.

Sec. 54. Section 72.01.180, chapter 28, Laws of 1959 as last amended by section 152, chapter 141, Laws of 1979 and RCW 72.01.180 are each amended to read as follows:

The secretary shall have the power to select a member of the faculty of the University of Washington, or the Washington State University, skilled in scientific food analysis and dietetics, to be known as the state dietician, who shall make and furnish to the department food analyses showing the relative food value, in respect to cost, of food products, and advise the department as to the quantity, comparative cost, and food values, of proper diets for the ((immates)) residents of the state institutions under the control of the department. The state dietician shall receive travel expenses while engaged in the performance of his duties in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended.

Sec. 55. Section 72.01.260, chapter 28, Laws of 1959 as amended by section 156, chapter 141, Laws of 1979 and RCW 72.01.260 are each amended to read as follows:

Nothing contained in RCW 72.01.210 through ((72.01.250)) 72.01.240 shall be so construed as to exclude ministers of any denomination from giving gratuitous religious or moral instruction to ((prisoners)) residents under such reasonable rules and regulations as the secretary may prescribe.

Sec. 56. Section 72.01.320, chapter 28, Laws of 1959 as last amended by section 163, chapter 141, Laws of 1979 and RCW 72.01.320 are each amended to read as follows:

The secretary shall examine ((imto)) the conditions and needs of the several state institutions under his control and report in writing to the governor and to the legislature the condition of each institution in September of each even-numbered year.

The secretary shall ((also)), in September of each year, provide the governor and legislature a full report of the activities of his department each fiscal year, incorporating therein suggestions respecting legislation for the benefit of the several institutions under his control and in the interests of improved administration generally.

Sec. 57. Section 72.23.020, chapter 28, Laws of 1959 and RCW 72.23.020 are each amended to read as follows:

There are ((hereby permanently)) located and established the following state hospitals: Western state hospital at Fort Steilacoom, Pierce county; Eastern state hospital at Medical Lake, Spokane county; Evergreen hospital for children and adolescents at Fort Steilacoom, Pierce county; and ((northern state hospital near Sedro Woolley, Skagit county)) other hospitals as may be hereafter established.

Sec. 58. Section 72.23.030, chapter 28, Laws of 1959 as amended by section 2, chapter 56, Laws of 1969 and RCW 72.23.030 are each amended to read as follows:

The superintendent of a state hospital ((shall be a skillful practicing physician; he shall have control of the medical, therapeutic, and dietetic treatment of the patients, which shall include authority to cause the performance of all necessary surgery. The superintendent)), subject to rules and regulations of the department, shall have control of the internal government and economy of a state hospital and shall appoint and direct all subordinate officers and employees.

NEW SECTION. Sec. 59. There is added to chapter 74.13 RCW a new section to read as follows:

The department and the superintendent of public instruction, in consultation with other local government officials and service providers, shall develop a comprehensive plan for the coordinated delivery of mental health, medical, educational, social, and correctional services to children and adolescents. The secretary shall analyze administrative options for the organization of children's services, and shall report to the legislature by January 1, 1983, on his efforts to provide efficient, effective, and integrated services for children and adolescents.

NEW SECTION. Sec. 60. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 61. For purposes of Engrossed Substitute Senate Bill No. 3636, sections 28 through 65 of this act shall be deemed to be the enactment of Substitute House Bill No. 353.

NEW SECTION. Sec. 62. The state auditor shall biennially audit the financial operations of the division of mental health of the department of social and health services beginning with fiscal year 1982 through fiscal year 1986.

NEW SECTION. Sec. 63. Sections 28 through 39 and 62 of this act shall constitute a new chapter in Title 71 RCW.

NEW SECTION. Sec. 64. The following acts or parts of acts are each repealed:

- (1) Section 1, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.010;
 - (2) Section 2, chapter 111, Laws of 1967 ex. sess., section 6, chapter 304, Laws of 1971 ex. sess. and RCW 71.24.020;
 - (3) Section 3, chapter 111, Laws of 1967 ex. sess., section 7, chapter 304, Laws of 1971 ex. sess., section 30, chapter 122, Laws of 1972 ex. sess., section 5, chapter 155, Laws of 1973 1st ex. sess. and RCW 71.24.030;
 - (4) Section 4, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.040;
 - (5) Section 5, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.050;
 - (6) Section 6, chapter 111, Laws of 1967 ex. sess., section 1, chapter 204, Laws of 1971 ex. sess. and RCW 71.24.060;
 - (7) Section 7 through 14, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.070 through 71.24.140;
 - (8) Section 15, chapter 111, Laws of 1967 ex. sess., section 2, chapter 204, Laws of 1971 ex. sess. and RCW 71.24.150;
 - (9) Section 16, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.160;
 - (10) Section 1, chapter 61, Laws of 1969, section 141, chapter 141, Laws of 1979 and RCW 71.24.165;
 - (11) Section 19, chapter 111, Laws of 1967 ex. sess., section 165, chapter 34, Laws of 1975-76 2nd ex. sess. and RCW 71.24.190;
 - (12) Section 20, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.200;
 - (13) Section 21, chapter 111, Laws of 1967 ex. sess., section 1, chapter 145, Laws of 1979 ex. sess. and RCW 71.24.210;
 - (14) Section 22 through 26, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.220 through 71.24.900;
 - (15) Section 72.06.010, chapter 28, Laws of 1959, section 59, chapter 18, Laws of 1970 ex. sess. and RCW 72.06.010;
 - (16) Section 72.06.050, chapter 28, Laws of 1959, section 46, chapter 80, Laws of 1977 ex. sess. and RCW 72.06.050;
 - (17) Section 72.06.060, chapter 28, Laws of 1959, section 47, chapter 80, Laws of 1977 ex. sess., section 185, chapter 141, Laws of 1979 and RCW 72.06.060;
 - (18) Section 72.06.070, chapter 28, Laws of 1959 and RCW 72.06.070; and
 - (19) Section 72.23.900, chapter 28, Laws of 1959 and RCW 72.23.900.
- NEW SECTION.** Sec. 65. There is hereby appropriated \$317,100 from the state general fund to the department of social and health services for the costs incurred implementing provisions of sections 28 through 65 of this 1981 act.*

Renumber the remaining sections consecutively and correct internal references accordingly.

Mr. Williams spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Williams and others to the Nisbet amendment to Engrossed Substitute Senate Bill No. 4299, and the amendment to the amendment was adopted by the following vote: Yeas, 55; nays, 40; not voting, 3.

Voting yea: Representatives Addison, Becker, Bender, Berleen, Brekke, Brown, Burns, Dawson, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Garson, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kroidler, Lux, Martinis, Maxie, McCormick, Mitchell, Monohon, Nelson D., Nickell, North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Tilly, Tupper, Valle, Walk, Wang, Warnke, Williams, Winsley.

Voting nay: Representatives Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Nelson G. A., Rosbach, Sanders, Smith, Sprague, Struthers, Taylor, Van Dyken, Vander Stoep, Wilson, and Mr. Speaker.

Not voting: Representatives Nisbet, Prince, Schmidt.

Ms. Stratton moved adoption of the following amendment by Representatives Stratton, McCormick, Garrett, Walk, and Owen:

On page 25, beginning on line 3 strike sections 26 and 27 and renumber the remaining sections consecutively.

POINT OF ORDER

Mr. Nisbet: "Mr. Speaker, I find that this amendment says, 'on page 25, line 3' and strike section 26. I find that on page 25, line 3 there is no section 26."

The Speaker: "Your point of order is well taken, Representative Nisbet. The amendment is out of order."

On motion of Mr. Tilly, the following amendments by Representatives Tilly, Patrick, Padden, Wang and Becker were adopted:

On page 51, after line 11 insert the following:

*Sec. 53. Section 15, chapter 117, Laws of 1973 1st ex. sess. as amended by section 13, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.150 are each amended to read as follows:

(1) Persons examined pursuant to RCW 10.77.140, as now or hereafter amended, may make application to the secretary for conditional release. The secretary shall, after considering the reports of experts or professional persons conducting the examination pursuant to RCW 10.77.140, forward to the court of the county which ordered his commitment the person's application for conditional release as well as his recommendations concerning the application and any proposed terms and conditions upon which he reasonably believes the person can be conditionally released. Conditional release may also contemplate partial release for work, training, or educational purposes.

(2) The court of the county which ordered his commitment, upon receipt of an application for conditional release with the secretary's recommendation for conditional release, shall within thirty days schedule a hearing. The court may schedule a hearing on applications recommended for disapproval by the secretary. The prosecuting attorney shall represent the state at such hearings and shall have the right to have the patient examined by an expert or professional person of his choice. If the committed person is indigent, and he so requests, the court shall appoint a qualified expert or professional person to examine him on his behalf. The issue to be determined at such a hearing is whether or not the person may be released conditionally without substantial danger to other persons, or substantial likelihood of committing felonious acts jeopardizing public safety or security. The court, after the hearing, shall rule on the secretary's recommendations, and if it disapproves of conditional release, may do so only on the basis of substantial evidence. The court may modify the suggested terms and conditions on which the person is to be conditionally released. Pursuant to the determination of the court after hearing, the committed person shall thereupon be released on such conditions as the court determines to be necessary, or shall be remitted to the custody of the secretary.

(3) If the court determines that receiving regular or periodic medication or other medical treatment shall be a condition of the committed person's release, then the court shall require him to report to a physician or other person for the medication or treatment. In addition to submitting any report required by RCW 10.77.160, the physician or other person shall immediately upon the released person's failure to appear for the medication or treatment report the failure to the court and to the prosecuting attorney of the county in which the released person was committed.

(4) Any person, whose application for conditional release has been denied, may reapply after a period of six months from the date of denial.

Sec. 54. Section 19, chapter 117, Laws of 1973 1st ex. sess. as amended by section 15, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.190 are each amended to read as follows:

(1) Any person submitting reports pursuant to RCW 10.77.160, the secretary, or the prosecuting attorney may petition the court to, or the court on its own motion may schedule an immediate hearing for the purpose of modifying the terms of conditional release if the petitioner or the court believes the released person is failing to adhere to the terms and conditions of his conditional release or is in need of additional care and treatment.

(2) If the prosecuting attorney, the secretary, or the court, after examining the report filed with them pursuant to RCW 10.77.160, or based on other information received by them, reasonably believes that a conditionally released person is failing to adhere to the terms and conditions of his conditional release ~~(and because of that failure he has become a substantial danger to other persons, or presents a substantial likelihood of committing felonious acts jeopardizing public safety or security.)~~ the court or secretary may order that the conditionally released person be apprehended and taken into custody until such time as a hearing can be scheduled to determine the facts and whether or not the person's conditional release should be revoked or modified. The court shall be notified before the close of the next judicial day of the apprehension. Both the prosecuting attorney and the conditionally released person shall have the right to request an immediate mental examination of the conditionally released person. If the conditionally released person is indigent, the court or secretary shall, upon request, assist him in obtaining a qualified expert or professional person to conduct the examination.

(3) The court, upon receiving notification of the apprehension, shall promptly schedule a hearing. The issue to be determined is whether the conditionally released person did or did not adhere to the terms and conditions of his release ~~(and is a substantial danger to other persons, or presents a substantial likelihood of committing felonious acts jeopardizing public safety or security)~~. Pursuant to the determination of the court upon such hearing, the conditionally released person shall either continue to be conditionally released on the same or modified conditions or his conditional release shall be revoked and he shall be committed subject to release only in accordance with provisions of this chapter.

Sec. 55. Section 22, chapter 117, Laws of 1973 1st ex. sess. as amended by section 17, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.220 are each amended to read as follows:

No person confined pursuant to this chapter shall be incarcerated in a state correctional institution or facility: PROVIDED, That nothing herein shall prohibit confinement in a mental health facility located wholly within a correctional institution nor in a county jail or other local facility while awaiting either placement in a treatment program or a court hearing pursuant to this chapter."

Sec. 56. Section 11, chapter 117, Laws of 1973 1st ex. sess. as last amended by section 4, chapter 215, Laws of 1979 ex. sess. and RCW 10.77.110 are each amended to read as follows:

If a defendant is acquitted of a felony by reason of insanity, and it is found that he is not a substantial danger to other persons, or does not present a substantial likelihood of committing felonious acts jeopardizing public safety or security, unless kept under further control by the court or other persons or institutions, the court shall direct his final discharge. If it is found that such defendant is a substantial danger to ~~((himself or others and in need of))~~ other persons, or presents a substantial likelihood of committing felonious acts jeopardizing public safety or security, unless kept under further control by the court or other persons or institutions, the court shall order his hospitalization, or any appropriate alternative treatment less restrictive than detention in a state mental hospital, pursuant to the terms of this chapter. If it is found that such defendant is not a substantial danger to other persons, or does not present a substantial likelihood of committing felonious acts jeopardizing public safety or security, but that he is in need of control by the court or other persons or institutions, the court shall direct his conditional release. If the defendant is acquitted by reason of insanity of a crime which is not a felony, the court shall order the defendant's release or order the defendant's continued custody only for a reasonable time to allow the county-designated mental-health professional to evaluate the individual and to proceed with civil commitment pursuant to chapter 71.05 RCW, if considered appropriate."

Renumber the sections and correct all internal references accordingly.

The amendment by Representative Nisbet as amended was adopted.

Mr. Nisbet moved adoption of the following amendment to the title:

On page 1, line 1 of the title, after "services;" strike the remainder of the title and insert "reenacting and amending section 74.04.005, chapter 26, Laws of 1959 as last amended by section 1, chapter 8, Laws of 1981 and RCW 74.04.005; amending section 74.04.015, chapter 26, Laws of 1959 as last amended by section 2, chapter 8, Laws of 1981 and RCW 74.04.015; amending section 74.04.050, chapter 26, Laws of 1959 as last amended by section 3, chapter 8, Laws of 1981 and RCW 74.04.050; amending section 74.04.200, chapter 26, Laws of 1959 as last amended by section 4, chapter 8, Laws of 1981 and RCW 74.04.200; amending section 6, chapter 172, Laws of 1969 ex. sess. as amended by section 5, chapter 8, Laws of 1981 and RCW 74.04.510; amending section 3, chapter 10, Laws of 1973 2nd ex. sess. as amended by section 6, chapter 8, Laws of 1981 and RCW 74.04.620; amending section 6, chapter 10, Laws of 1973 2nd ex. sess. as amended by section 7, chapter 8, Laws of 1981 and RCW 74.04.650; amending section 74.08.025, chapter 26, Laws of 1959 as last amended by section 8, chapter 8, Laws of 1981 and RCW 74.08.025; amending section 10, chapter 172, Laws of 1969 ex. sess. as amended by section 11, chapter 8, Laws of 1981 and RCW 74.08.043; amending section 74.08.060, chapter 26, Laws of 1959 as amended by section 6, chapter 173, Laws of 1969 ex. sess. and RCW 74.08.060; amending section 74.08.070, chapter 26, Laws of 1959 as last amended by section 1, chapter 92, Laws of 1979 ex. sess. and RCW 74.08.070; amending section 74.08.120, chapter 26, Laws of 1959 as last amended by section 12, chapter 8, Laws of 1981 and RCW 74.08.120; amending section 74.09.010, chapter 26, Laws of 1959 as last amended by section 17, chapter 8, Laws of 1981 and RCW 74.09.010; amending section 4, chapter 30, Laws of 1967 ex. sess. as last amended by section 19, chapter 8, Laws of 1981 and RCW 74.09.510; amending section 5, chapter 30, Laws of 1967 ex. sess. as last amended by section 20, chapter 8, Laws of 1981 and RCW 74.09.520; amending section 74.12.010, chapter 26, Laws of 1959 as last amended by section 21, chapter 8, Laws of 1981 and RCW 74.12.010; amending section 7, chapter 122, Laws of 1973 1st ex. sess. as last amended by section 5, chapter 302, Laws of 1977 ex. sess. and RCW 7.68.070; amending section 8, chapter 122, Laws of 1973 1st ex. sess. as amended by section 4, chapter 176, Laws of 1975 1st ex. sess. and RCW 7.68.080; amending section 4, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.580; amending section 7, chapter 177, Laws of 1980 and RCW 74.46.070; amending section 12, chapter 177, Laws of 1980 and RCW 74.46.120; amending section 46, chapter 177, Laws of 1980 and RCW 74.46.460; amending section 49, chapter 177, Laws of 1980 and RCW 74.46.490; amending section 53, chapter 177, Laws of 1980 and RCW 74.46.530; amending section 81, chapter 177, Laws of 1980 and RCW 74.46.810; amending section 90, chapter 177, Laws of 1980 (uncodified); amending section 94, chapter 177, Laws of 1980 and RCW 74.46.901; amending section 74.09.120, chapter 26, Laws of 1959 as last amended by section 1, chapter 213, Laws of 1975 1st ex. sess. and RCW 74.09.120; amending section 1, chapter 244, Laws of 1977 ex. sess. as last amended by section 5, chapter 184, Laws of 1980 and RCW 18.51.310; amending section 3, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.007; amending section 2, chapter 117, Laws of 1951 as last amended by section 1, chapter 108, Laws of 1973 1st ex. sess. and RCW 18.51.010; amending section 6, chapter 117, Laws of 1951 as last amended by section 1, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.050; amending section 7, chapter 117, Laws of 1951 as last amended by section 10, chapter 228, Laws of 1979 ex. sess. and RCW

18.51.060; amending section 16, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.065; amending section 4, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.190; amending section 5, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.200; amending section 6, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.210; amending section 11, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.240; amending section 2, chapter 175, Laws of 1975 1st ex. sess. and RCW 18.51.300; amending section 35A.70.070, chapter 119, Laws of 1967 ex. sess. as amended by section 42, chapter 141, Laws of 1979 and RCW 35A.70.070; adding a new section to chapter 18.51 RCW; adding a new section to chapter 71.20 RCW; adding a new section to chapter 74.04 RCW; adding new sections to chapter 74.08 RCW; adding new sections to chapter 74.09 RCW; adding a new section to chapter 43.20A RCW; creating new sections; repealing section 3, chapter 117, Laws of 1951, section 2, chapter 160, Laws of 1953 and RCW 18.51.020; repealing section 15, chapter 99, Laws of 1975 1st ex. sess. and RCW 18.51.055; repealing section 5, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.590; repealing section 83, chapter 177, Laws of 1980 and RCW 74.46.830; repealing section 5, chapter 260, Laws of 1977 ex. sess. and RCW 74.09.590; repealing section 83, chapter 177, Laws of 1980 and RCW 74.46.830; repealing section 2, chapter 174, Laws of 1980 and RCW 74.04.001; repealing section 74.04.250, chapter 26, Laws of 1959 and RCW 74.04.250; repealing section 74.08.040, chapter 26, Laws of 1959, section 9, chapter 8, Laws of 1981 and RCW 74.08.040; repealing section 1, chapter 35, Laws of 1973 1st ex. sess. and RCW 74.08.047; repealing section 2, chapter 35, Laws of 1973 1st ex. sess. and RCW 74.08.048; repealing section 74.08.112, chapter 26, Laws of 1959 and RCW 74.08.112; repealing section 2, chapter 51, Laws of 1973 1st ex. sess., section 13, chapter 8, Laws of 1981 and RCW 74.08.540; repealing section 74.09.020, chapter 26, Laws of 1959 and RCW 74.09.020; repealing section 74.09.030, chapter 26, Laws of 1959, section 334, chapter 141, Laws of 1979 and RCW 74.09.030; repealing section 74.09.070, chapter 26, Laws of 1959, section 336, chapter 141, Laws of 1979 and RCW 74.09.070; repealing section 74.10.010, chapter 26, Laws of 1959, section 346, chapter 141, Laws of 1979 and RCW 74.10.010; repealing section 74.10.020, chapter 26, Laws of 1959, section 5, chapter 169, Laws of 1971 ex. sess. and RCW 74.10.020; repealing section 74.10.030, chapter 26, Laws of 1959, section 347, chapter 141, Laws of 1979 and RCW 74.10.030; repealing section 74.10.070, chapter 26, Laws of 1959, section 348, chapter 141, Laws of 1979 and RCW 74.10.070; repealing section 1, chapter 60, Laws of 1967 ex. sess., section 349, chapter 141, Laws of 1979 and RCW 74.10.090; repealing section 2, chapter 60, Laws of 1967 ex. sess. and RCW 74.10.100; repealing section 9, chapter 302, Laws of 1977 ex. sess., section 10, chapter 219, Laws of 1979 ex. sess. and RCW 7.68.065; providing effective dates; and declaring an emergency.*

On motion of Mr. Hastings, the following amendments to the title amendment were adopted:

On page 32 of the amendment, line 13 of the title amendment, after "7.68.080;" insert "amending section 5, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.050; amending section 8, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.060; amending section 9, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.070; amending section 10, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.080; amending section 11, chapter 304, Laws of 1971 ex. sess. and RCW 69.54.090; amending section 71.12.470, chapter 25, Laws of 1959 and RCW 71.12.470; amending section 71.12.560, chapter 25, Laws of 1959 as last amended by section 1, chapter 145, Laws of 1974 ex. sess. and RCW 71.12.560; amending section 71.12.590, chapter 25, Laws of 1959 and RCW 71.12.590; amending section 72.01.050, chapter 28, Laws of 1959 as last amended by section 145, chapter 141, Laws of 1979 and RCW 72.01.050; amending section 72.01.060, chapter 28, Laws of 1959 as amended by section 146, chapter 141, Laws of 1979 and RCW 72.01.060; amending section 72.01.140, chapter 28, Laws of 1959 as amended by section 149, chapter 141, Laws of 1979 and RCW 72.01.140; amending section 72.01.150, chapter 28, Laws of 1959 as amended by section 150, chapter 141, Laws of 1979 and RCW 72.01.150; amending section 72.01.180, chapter 28, Laws of 1959 as last amended by section 152, chapter 141, Laws of 1979 and RCW 72.01.180; amending section 72.01.260, chapter 28, Laws of 1959 as amended by section 156, chapter 141, Laws of 1979 and RCW 72.01.260; amending section 72.01.320, chapter 28, Laws of 1959 as last amended by section 163, chapter 141, Laws of 1979 and RCW 72.01.320; amending section 72.23.020, chapter 28, Laws of 1959 and RCW 72.23.020; amending section 72.23.030, chapter 28, Laws of 1959 as amended by section 2, chapter 56, Laws of 1969 and RCW 72.23.030;"

On page 32 of the amendment, line 17 of the title amendment, after "43.20A RCW;" insert "adding a new chapter to Title 71 RCW; adding a new section to chapter 74.13 RCW; adding a new section to chapter 41.06 RCW;"

On page 33 of the amendment, line 8 of the title amendment, after "7.68.065;" insert "repealing section 1, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.010; repealing section 2, chapter 111, Laws of 1967 ex. sess., section 6, chapter 304, Laws of 1971 ex. sess. and RCW 71.24.020; repealing section 3, chapter 111, Laws of 1967 ex. sess., section 7, chapter 304, Laws of 1971 ex. sess., section 30, chapter 122, Laws of 1972 ex. sess., section 5, chapter 155, Laws of 1973 1st ex. sess. and RCW 71.24.030; repealing section 4, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.040; repealing section 5, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.050; repealing section 6, chapter 111, Laws of 1967 ex. sess., section 1, chapter 204, Laws of 1971 ex. sess. and RCW 71.24.060; repealing section 7 through 14, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.070 through 71.24.140; repealing section 15, chapter 111, Laws of 1967 ex. sess., section 2, chapter 204, Laws of 1971 ex. sess. and RCW 71.24.150; repealing section 16, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.160; repealing section 1, chapter 61, Laws of 1969, section 141, chapter 141, Laws of 1979 and RCW 71.24.165; repealing section 19, chapter 111, Laws of 1967 ex. sess., section 165, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 71.24.190; repealing section 20, chapter 111, Laws of

1967 ex. sess. and RCW 71.24.200; repealing section 21, chapter 111, Laws of 1967 ex. sess., section 1, chapter 145, Laws of 1979 ex. sess. and RCW 71.24.210; repealing section 22 through 26, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.220 through 71.24.900; repealing section 72.06.010, chapter 28, Laws of 1959, section 59, chapter 18, Laws of 1970 ex. sess. and RCW 72.06.010; repealing section 72.06.050, chapter 28, Laws of 1959, section 46, chapter 80, Laws of 1977 ex. sess. and RCW 72.06.050; repealing section 72.06.060, chapter 28, Laws of 1959, section 47, chapter 80, Laws of 1977 ex. sess., section 185, chapter 141, Laws of 1979 and RCW 72.06.060; repealing section 72.06.070, chapter 28, Laws of 1959 and RCW 72.06.070; repealing section 72.23.900, chapter 28, Laws of 1959 and RCW 72.23.900; making an appropriation;"

On page 55, line 16 of the title amendment after "35A.70.070;" insert "amending section 15, chapter 117, Laws of 1973 1st ex. sess. as amended by section 13, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.150; amending section 19, chapter 117, Laws of 1973 1st ex. sess. as amended by section 15, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.190; and amending section 22, chapter 117, Laws of 1973 1st ex. sess. as amended by section 17, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.220;"

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Ms. Sommers spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 4299 as amended by the House, and the bill passed the House by the following vote: Yeas, 52; nays, 46; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Stratton, Struthers, Teutsch, Tilly, Tupper, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Taylor, Thompson, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Engrossed Substitute Senate Bill No. 4299 as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 26, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 624 with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. A supplemental budget as set forth in sections 2 through 6 of this 1981 act is hereby adopted and, subject to the provisions set forth in sections 2 through 6 of this 1981 act, the several amounts specified in sections 2 through 6 of this 1981 act, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages, and other expenses of the designated agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 1979, and ending June 30, 1981, except as otherwise provided, out of the several funds of the state hereinafter named, and making other appropriations.

NEW SECTION. Sec. 2. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADULT CORRECTIONS PROGRAM

General Fund Appropriation \$ 7,095,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$500,000 of this appropriation shall be contingent upon prior approval of the director of the office of financial management and shall be used exclusively to accommodate population increases above projected institutional bed space capacity and community caseload capacity or to continue contracted community programs through the 1979-1981 biennium.

NEW SECTION. Sec. 3. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH PROGRAM

General Fund Appropriation \$ 1,200,000

The appropriation contained in this section shall be subject to the following conditions:

(1) \$750,000 is provided solely for Western State Hospital, of which \$200,000 is for the conversion of fuel costs.

(2) \$450,000 is provided solely for Eastern State Hospital.

NEW SECTION. Sec. 4. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MEDICAL ASSISTANCE PROGRAM

General Fund Appropriation—State	\$	500,000
General Fund Appropriation—Federal	\$	500,000
Total Appropriation	\$	1,000,000

The appropriation contained in this section shall be expended exclusively for the continuation of the following optional medical services proposed for elimination during the period from June 1, 1981 through June 30, 1981: (1) prescription medications; (2) oxygen and respiratory supplies; and (3) other optional medical supplies, the deprivation of which would be life threatening. The appropriation contained in this section shall be held in reserve, to be expended only upon a determination by the Office of Financial Management that monies previously appropriated for Medical Assistance for the 1979-81 biennium are inadequate for this purpose.

NEW SECTION. Sec. 5. Expenditures for adult dental services shall be authorized for clients whose plans of treatment have been approved by the department of social and health services, and whose treatment has begun prior to March 1, 1981, and whose pre-authorized dental work in the judgment of the dentist, as re-examined and re-approved by the department of social and health services, must be completed to avoid severe medical problems resulting from the fact that the dental treatment begun prior to March 1, 1981, was left in an incomplete state.

NEW SECTION. Sec. 6. The adoption of this supplemental budget shall not be construed as a ratification by the legislature of any illegal expenditures made by any person and shall not excuse any person from liability that may exist as a result of such illegal expenditures.

NEW SECTION. Sec. 7. FOR THE SENATE

General Fund Appropriation	\$	350,000
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Sec. 8. Section 13, chapter 245, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

There is appropriated from the general fund to the department of social and health services for the 1979-1981 biennium the sum of one million dollars(, or so much as may be necessary,) to carry out the purposes of this act. (~~Seven hundred thousand dollars of the amount appropriated shall be used for grants to shelters under section 9 of this act. The remaining three hundred thousand dollars shall be used to fund sections 3, 5, and 6 of this act.~~) Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

Sec. 9. Section 6, chapter 248, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

There is appropriated to the department of social and health services from the general fund, the sum of two hundred fifty thousand dollars(, or so much thereof as may be necessary,) to carry out the purposes of this act. Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

Sec. 10. Section 59, chapter 270, Laws of 1979 ex. sess. as last amended by section 20, chapter 5, Laws of 1981 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—INCOME MAINTENANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	362,698,000
General Fund Appropriation—Federal	\$	266,072,000
Total Appropriation	\$	628,770,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) \$1,496,000 from state funds shall be expended to increase the personal needs allowance of clients in nursing homes and congregate care facilities to \$32.50 per month.
- (2) \$5,036,000 (of which \$448,000 shall be from federal funds) shall be expended solely for vendor rate increases of 7.0% per year.
- (3) \$760,000 from state general funds (~~shall~~) may be expended to provide forty-eight hours of shelter care for victims of domestic violence.
- (4) \$360,000 from state general funds may be expended to provide a variable one-time allowance for persons without resources who are discharged from a skilled nursing facility.
- (5) \$900,000 of state funds and \$600,000 of federal funds shall be expended to place Kitsap county residents into Area I grant standards eligibility and pay such grants accordingly.
- (6) Not more than \$1,869,000 shall be expended exclusively to increase compensation for employees of congregate care facilities, excluding administrative staff.
- (7) From the appropriation contained in this section, the department shall implement a 1.0% grant standard increase for all public assistance recipients effective July 1, 1980, in addition to the grant increase provided in subsection (1) of this section; except that, up to an additional 2.0% grant standard increase for all public assistance recipients may be implemented from the savings generated by the supplemental security income cost-of-living increase provided for fiscal year 1981.
- (8) \$1,834,000 (of which \$917,000 shall be from state funds) is provided for the federal emergency assistance program at the food only level.

Sec. 11. Section 4, chapter 137, Laws of 1980 (uncodified) is amended to read as follows:

There is appropriated to the department of social and health services from the general fund for the biennium ending June 30, 1981, the sum of two hundred seventy thousand dollars (~~(--or so much thereof as may be necessary--)~~) to carry out the purposes of this act (~~(--except that, if federal funds become available to carry out the purposes of this act, then state general fund moneys shall be conserved with federal funds--)~~). Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

Sec. 12. Section 8, chapter 219, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

To carry out the provisions of this act there is appropriated from the general fund to the department of social and health services for the biennium ending June 30, 1981, the sum of three hundred fifty thousand dollars (~~(--or so much thereof as may be necessary--)~~) to carry out the purposes of this act. Funds unexpended or unencumbered as of the effective date of this 1981 amendatory act may be transferred and expended for other programs of the department of social and health services with the approval of the office of financial management.

Sec. 13. Section 173, chapter 270, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period July 1, 1979, to June 30, 1981.

SUNDRY CLAIMS

General Fund Appropriations, except as otherwise provided, for relief of various individuals, firms, and corporations for sundry claims and for the reason that the state of Washington recognizes a moral obligation to these claimants. These appropriations are to be disbursed on vouchers approved by the chief fiscal officer of the executive branch, except as otherwise provided, as follows:

- (1) HAROLD GIVENS, CARL KASZYCKI, Judgment against the state in Residents for a Planned Peninsula et al. vs. DSHS. \$ 15,770.00
- (2) ARCHITECTURAL WOODS, INC., Judgment against the state in Architectural Woods vs. the State: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher, such voucher to be presigned by Architectural Woods, Inc. or by its directors prior to the release of the warrant, which voucher shall state: 'By the acceptance of this amount the undersigned release the state of Washington and all political subdivisions thereof, and their agents, from any further claims, except that the state may become liable for interest payment accruing from October 27, 1977, if, and only if, it is so ordered by the Supreme Court of Washington.' \$ 36,615.23
- (3) DAVID PARKER AND DENTON P. ANDREWS, Payment of writ of mandate for costs assessed against the state in State vs. David C. Parker \$ 616.23
- (4) EVERGREEN PLAZA INVESTORS AND EVERGREEN DEVELOPMENT CORP., Judgment against the state in Evergreen Plaza Investors vs. Washington State Higher Education Assistance Authority, et al., for breach of contract. \$ 7,937.70
- (5) LLOYD STEWART AND JOE McADAMS, Payment of costs assessed against the state in State vs. Lloyd Paul Stewart \$ 24.74
- (6) THOMAS M. WRIGHT, Payment of costs assessed against the state in State ex rel. Seeze vs. Thomas Marion Wright \$ 92.00
- (7) MOE BIRNBAUM, Payment of guardian ad litem services performed for the state: PROVIDED, That the state shall have subrogation rights to payment of such services against the defendant in State ex rel. Evon vs. David S. F. Fijalka \$ 200.00
- (8) GRACIE BROCK AND JOHN A. BARLOW, Payment of costs assessed against the state in dismissal of murder charge \$ 774.70
- (9) CHRISTIANSEN BROTHERS, INC., Judgment on settlement agreement, together with accrual of interest at 8% per annum from June 6, 1977: PROVIDED, That payment come from the State Higher Education Construction Account. \$ 204,120.00
- (10) STEVE TROUTMAN, Payment of cost bill and remittitur No. 44748 from Washington Supreme Court in State vs. Troutman \$ 522.94
- (11) UNION PACIFIC RAILROAD, Payment of settled amount for demurrage charges \$ 33,940.00
- (12) PHYLLIS ALM, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund \$ 211.27
- (13) EUGENIA STOWE, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund. \$ 90.39
- (14) NARAMORE, BAIN, BRADY AND JOHANSON, ARCHITECTS, Final payment due on contract: PROVIDED, That payment shall come from the State Higher Education Construction Account: PROVIDED FURTHER, That the chief fiscal officer of the executive branch is directed and authorized to draw up a separate voucher, such voucher to be presigned

by Naramore, et al., or its directors, prior to the release of the warrant, which voucher shall state: 'By the acceptance of this amount the undersigned release the state of Washington and all political subdivisions thereof, and their agents, from any further claims with regard to the contract for services upon the physical sciences building at WSU.'	\$	44,771.68
(15) DAVID WEBB, Payment for unjust imprisonment: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher to be presigned by David Webb prior to the release of the warrant, which voucher shall state: 'By the acceptance of this amount the undersigned releases the state of Washington and all political subdivisions thereof, and their agents, from any further claims with regard to payment of relief for unjust imprisonment.'	\$	20,000.00
(16) DAVID ABRAHAM BLOCH, Judgment for costs of dismissal of felony charge in State vs. Bloch	\$	110.00
(17) RUTH PALMER, Payment pursuant to order of mandamus for costs assessed against the state in Palmer et al. vs. State Personnel Board	\$	107.00
(18) BURRELL FINDLAY, Payment of claim for damage to certain heavy machinery incurred while performing voluntary emergency services for the highway department: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher to be presigned by Mr. Burrell Findlay prior to the release of the warrant, which voucher shall state: 'By the receipt of this amount, the undersigned releases the state of Washington and all political subdivisions thereof, and their agents, from any further claim with regard to property damage incurred while performing volunteer services for the highway department'	\$	13,000.00
(19) DEPARTMENT OF SOCIAL AND HEALTH SERVICES, Payment for claims outstanding submitted to the department after the 60-day statutory limit: PROVIDED, That such claims shall be paid at fifty percent of their approved value: PROVIDED FURTHER, That (\$90,000) <u>\$42,000</u> shall be from federal sources	\$	1,100,000.00
(20) EDMOND WARD, Payment for loss of personal tools while such were under security protection of department of transportation	\$	167.84
(21) RUSSELL E. JOHNSON, Payment for loss of personal tools while such were under security protection of department of transportation	\$	421.77
((22)) MRS. HARRY FOSTER, Payment of balance of deceased husband's retirement contributions: PROVIDED, That such payment shall represent full and complete satisfaction of this obligation by the state: PROVIDED FURTHER, That payment shall come from the Judges' Retirement Systems Fund	\$	1,488.99
(23) MRS. DEL CARY SMITH, Payment in full of deceased husband's retirement contributions, such payment to come from the Judges' Retirement Systems Fund	\$	15,836.36))
((24)) (22) WILLIAM VAN KLAVEREN, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	550.72
((25)) (23) FLORENCE R. STANDING, Payment for relief, plus interest, for death of the husband of Florence Standing in the amount which would have been payable under the Victims of Crimes Act if section 8, chapter 302, Laws of 1977 ex. sess. had been made retroactive to apply to Florence Standing's claim: PROVIDED, That this retroactive payment of relief measured by the Victims of Crimes Act does not preclude the claimant from seeking additional judicial relief.	\$	10,290.00
((26)) (24) VIRGIL PRICE, Payment for watch stolen during holdup of state liquor store: PROVIDED, That payment shall come from the Liquor Revolving Fund—State	\$	150.00
((27)) (25) GRACE AND GEORGE BURTON, For relief of the death of their daughter, payment of the amount provided for under the Victims of Crimes Act: PROVIDED, That this retroactive payment of relief does not preclude the claimant from seeking additional judicial relief	\$	1,182.00
((28)) (26) UNITED NURSING HOMES, ET AL., Plaintiffs in Thurston County Superior Court cases 55007 and 55613, to be disbursed by the court upon recommendation of the settlement reviewer pursuant to agreed judgment entered on December 28, 1978: PROVIDED, That the department shall seek reimbursement of not less than (\$4,100,000) <u>\$4,067,610</u> from federal matching funds	\$	8,200,000.00
(27) Seattle Community College District for reimbursement of payment for judgment against the district in Rodrigo L. Barron, et al. v. State	\$	100,000.00

NEW SECTION. Sec. 14. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 15. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title, after "state agencies;" strike the remainder of the title and insert "adopting a supplemental budget; making supplemental appropriations and authorizing expenditures; amending section 13, chapter 245, Laws of 1979 ex. sess. (uncodified); amending section 6, chapter 248, Laws of 1979 ex. sess. (uncodified); amending section 59, chapter 270, Laws of 1979 ex. sess. as last amended by section 20, chapter 5, Laws of 1981 (uncodified); amending section 4, chapter 137, Laws of 1980 (uncodified); amending section 8, chapter 219, Laws of 1979 ex. sess. (uncodified); amending section 173, chapter 270, Laws of 1979 ex. sess. (uncodified); creating new sections; and declaring an emergency." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Chandler, the House concurred in the Senate amendments to Engrossed Second Substitute House Bill No. 624.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 624 as amended by the Senate.

Mr. Ehlers spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 624 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 73; nays, 22; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Erak, Fancher, Fiske, Flanagan, Gallagher, Garrett, Garson, Granlund, Greengo, Grimm, Hankins, Hastings, Heck, Hine, Houchen, James, Johnson, King J., King R., Lane, Lewis, Lundquist, Martinis, Maxie, McCormick, McDonald, Mitchell, Monohon, Nelson G. A., Nickell, Nisbet, O'Brien, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Wang, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Brekke, Brown, Burns, Ehlers, Eng, Galloway, Gruger, Isaacson, Kreidler, Leonard, Lux, McGinnis, Nelson D., North, Owen, Padden, Patrick, Rinehart, Sherman, Walk, Warnke, Williams.

Not voting: Representatives Bender, Ellis, Erickson.

Engrossed Second Substitute House Bill No. 624 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 753,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 3104, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendment to ENGROSSED SUBSTITUTE SENATE BILL NO. 4283, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has passed:

SENATE CONCURRENT RESOLUTION NO. 116,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

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

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 116, by Senators Jones, Moore, Bluechel, Fleming, McDermott, Clarke and Lee:

Creating a state convention and trade center council.

SENATE AMENDMENTS TO HOUSE BILL

April 26, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 397 with the following amendments:

Starting on page 1 of the bill, strike everything after line 7 through all of page 32 and insert:

*Section 1. Section 2409, Code of 1881 as amended by section 3, chapter 108, Laws of 1972 ex. sess. and RCW 26.16.030 are each amended to read as follows:

Property not acquired or owned, as prescribed in RCW 26.16.010 and 26.16.020, acquired after marriage by either husband or wife or both, is community property. Either spouse, acting alone, may manage and control community property, with a like power of disposition as the acting spouse has over his or her separate property, except:

(1) Neither spouse shall devise or bequeath by will more than one-half of the community property.

(2) Neither spouse shall give community property without the express or implied consent of the other.

(3) Neither spouse shall sell, convey, or encumber the community real property without the other spouse joining in the execution of the deed or other instrument by which the real estate is sold, conveyed, or encumbered, and such deed or other instrument must be acknowledged by both spouses.

(4) Neither spouse shall purchase or contract to purchase community real property without the other spouse joining in the transaction of purchase or in the execution of the contract to purchase.

(5) Neither spouse shall create a security interest other than a purchase money security interest as defined in RCW 62A.9-107 in, or sell, community household goods, furnishings, or appliances, or a community mobile home unless the other spouse joins in executing the security agreement or bill of sale, if any.

(6) Neither spouse shall acquire, purchase, sell, convey, or encumber the assets, including real estate, or the good will of a business where both spouses participate in its management without the consent of the other: PROVIDED, That where only one spouse participates in such management the participating spouse may, in the ordinary course of such business, acquire, purchase, sell, convey or encumber the assets, including real estate, or the good will of the business without the consent of the nonparticipating spouse.

Sec. 2. Section 14, chapter 231, Laws of 1971 ex. sess. as amended by section 137, chapter 158, Laws of 1979 and RCW 46.12.290 are each amended to read as follows:

The provisions of chapter 46.12 RCW insofar as they are not inconsistent with the provisions of this 1971 amendatory act shall apply to mobile homes regulated by this 1971 amendatory act: PROVIDED, That RCW 46.12.080((-46.12.090;)) and 46.12.250 through 46.12.270 shall not apply to mobile homes: PROVIDED FURTHER, That in order to lawfully transfer ownership of a community mobile home, both spouses must sign the title certificate. In addition, the director of licensing shall have the power to adopt such rules and regulations as he deems necessary to implement the provisions of chapter 46.12 RCW as they relate to mobile homes.

Sec. 3. Section 2, chapter 22, Laws of 1977 ex. sess. as amended by section 1, chapter 152, Laws of 1980 and RCW 46.44.170 are each amended to read as follows:

(1) Any person moving a mobile home as defined in RCW 46.04.302 upon public highways of the state must obtain a special permit from the department of transportation and local authorities pursuant to RCW 46.44.090 and 46.44.093 and shall pay the proper fee as prescribed by RCW 46.44.0941 and 46.44.096.

(2) A special permit issued as provided in subsection (1) of this section for the movement of any mobile home shall not be valid until the county treasurer of the county in which the mobile home is located shall endorse or attach thereto his certificate that all property taxes due upon the mobile home being moved have been satisfied: PROVIDED, That endorsement or certification by the county treasurer is not required when a mobile home is to enter the state, is being moved to safe storage under the provisions of section 7 of this 1981 act, or is being moved from a manufacturer or distributor to a retail sales outlet or directly to the purchaser's designated location or between retail and sales outlets. It shall be the responsibility of the owner of the mobile home or his agent to obtain such endorsement from the county treasurer.

(3) Nothing herein should be construed as prohibiting the issuance of vehicle license plates for a mobile home, but no such plates shall be issued unless the mobile home for which such plates are sought has been

listed for property tax purposes in the county in which it is principally located and the appropriate fee for such license has been paid.

(4) The department of transportation and local authorities are authorized to adopt reasonable rules for implementing the provisions of this section.

Sec. 4. Section 3, chapter 279, Laws of 1977 ex. sess. as last amended by section 3, chapter 152, Laws of 1980 and RCW 59.20.030 are each amended to read as follows:

For purposes of this chapter:

(1) 'Abandoned' as it relates to a mobile home owned by a tenant in a mobile home park, mobile home park cooperative, or mobile home park subdivision or tenancy in a mobile home lot means the tenant has defaulted in rent and by absence and by words or actions reasonably indicates the intention not to continue tenancy;

(2) 'Landlord' means the owner of a mobile home park and includes the agents of a landlord;

((2)) (3) 'Mobile home lot' means a portion of a mobile home park designated as the location of one mobile home and its accessory buildings, and intended for the exclusive use as a primary residence by the occupants of that mobile home;

((3)) (4) 'Mobile home park' means any real property which is rented or held out for rent to others for the placement of two or more mobile homes for the primary purpose of production of income, except where such real property is rented or held out for rent for seasonal recreational purpose only and is not intended for year-round occupancy;

(5) 'Mobile home park cooperative' means real property consisting of common areas and two or more lots held out for placement of mobile homes in which both the individual lots and the common areas are owned by an association of shareholders which leases or otherwise extends the right to occupy individual lots to its own members;

(6) 'Mobile home park subdivision' means real property, whether it is called a subdivision, condominium, or planned unit development, consisting of common areas and two or more lots held for placement of mobile homes in which there is private ownership of the individual lots and common, undivided ownership of the common areas by owners of the individual lots;

((4)) (7) 'Tenant' means any person, except a transient, who rents a mobile home lot; and

((5)) (8) 'Transient' means a person who rents a mobile home lot for a period of less than one month for purposes other than as a primary residence.

Sec. 5. Section 4, chapter 279, Laws of 1977 ex. sess. as amended by section 2, chapter 186, Laws of 1979 ex. sess. and RCW 59.20.040 are each amended to read as follows:

This chapter shall regulate and determine legal rights, remedies, and obligations arising from any rental agreement between a landlord and a tenant regarding a mobile home lot and including specified amenities within the mobile home park, mobile home park cooperative, or mobile home park subdivision, where the tenant has no ownership interest in the property or in the association which owns the property, whose uses are referred to as a part of the rent structure paid by the tenant. All such rental agreements shall be unenforceable to the extent of any conflict with any provision of this chapter. Chapter 59.12 RCW shall be applicable only in implementation of the provisions of this chapter and not as an alternative remedy to this chapter which shall be exclusive where applicable: PROVIDED, That the provision of RCW 59.12.090, 59.12.100, and 59.12.170 shall not apply to any rental agreement included under the provisions of this chapter. RCW 59.18.370 through 59.18.410 shall be applicable to any action of forcible entry or detainer or unlawful detainer arising from a tenancy under the provisions of this chapter, except when a mobile home or a tenancy in a mobile home lot is abandoned. Rentals of mobile homes themselves are governed by the Residential Landlord-Tenant Act, chapter 59.18 RCW.

NEW SECTION. Sec. 6. There is added to chapter 59.20 RCW a new section to read as follows:

SAFE ASSUMPTION OF ABANDONMENT. (1) If a tenant defaults in rent but the landlord is not certain whether the tenant intends to continue tenancy, the landlord may safely assume the tenancy is abandoned if both of the following are done subsequent to default:

(a) The landlord gives written notice to a law enforcement officer that the landlord believes a mobile home is abandoned, stating the reasons for that belief. The law enforcement officer shall obtain the last known names and addresses of registered and legal owners of the mobile home as the names and addresses appear on the records of the department of licensing, and shall supply the information to the landlord without charge; and

(b) The landlord sends by first class and certified mail, return receipt requested, a notice of intent to declare the abandonment to the last known address of the tenant, and registered owner of the mobile home, if different, and no reply is received within four weeks of the mailing of the notice. This notice shall state that if no reply is received within four weeks that the landlord shall determine the tenancy, mobile home, or any other property of the tenant abandoned and subject to sale.

(2) Removal of the mobile home by the tenant, along with default in rent, shall be sufficient to indicate a tenant's intention not to continue tenancy, unless the landlord has actual knowledge of the tenant's contrary intention.

(3) This section is intended to provide landlords assurance that a determination of abandonment is proper in the circumstances, and is not intended to be exclusive or in any way limit the circumstances which may reasonably indicate a tenant's intention not to continue tenancy.

NEW SECTION. Sec. 7. There is added to chapter 59.20 RCW a new section to read as follows:

TAKING POSSESSION. Upon abandonment, the landlord may immediately enter and take possession of any property of the tenant found on the premises and remove the same to and store the same in a reasonably secure place.

NEW SECTION, Sec. 8. There is added to chapter 59.20 RCW a new section to read as follows:

LABOR AND MATERIALMAN'S LIEN GRANTED. Every person performing labor, furnishing material, or renting, leasing, or otherwise supplying equipment to take possession of, move, store and safeguard property which has been abandoned by a tenant has a lien upon the same for the labor performed, material furnished, or equipment furnished. No notice of such lien is required. Foreclosure shall be by the sale provisions of sections 9 through 13 of this act.

NEW SECTION, Sec. 9. There is added to chapter 59.20 RCW a new section to read as follows:

NOTICE. (1) A notice must be mailed by the landlord by first class and certified mail, return receipt requested, within three days after taking possession of the tenant's property to the last known address of the tenant and to the last known addresses of the registered and legal owners supplied to the landlord by the law enforcement officer, if different.

(2) The notice shall state:

- (a) The tenant's name and owner's name if different;
- (b) That the landlord is holding in safe storage property of the tenant;
- (c) A description of the property;
- (d) The location of the property;
- (e) The name and address of the landlord;

(f) That, if the tenant does not reclaim the tenant's property within sixty days after the specified date of default in rent or thirty days after the date this notice is sent, whichever is later, the landlord intends to sell the property stored and apply the proceeds as specified in section 11 of this act; and

(g) The conditions on which the tenant or secured party could reclaim the property as specified in section 13 of this act, with the amounts set out as much as is reasonably practical.

NEW SECTION, Sec. 10. There is added to chapter 59.20 RCW a new section to read as follows:

SALE. (1) The landlord may sell or otherwise dispose of any or all of the property taken possession of and stored by the landlord after the latest of the following:

- (a) Sixty days from the default in rent;
- (b) Thirty days after mailing of the notice prescribed in section 14 of this act;
- (c) After reasonable efforts to locate the absent tenants; and
- (d) Ten days' notice to any secured creditors of the tenant known to the landlord to have security interests in the tenant's property stored by the landlord or discoverable by an information request under RCW 62A.9-407 sent to the department of licensing.

(2) Reasonable efforts to locate the tenants may include, but are not required to include nor limited to including, requesting the whereabouts of the tenants from the tenant's neighbors, known friends, known relatives, and secured creditors known to the landlord or discoverable by an information request under RCW 62A.9-407 sent to the department of licensing.

(3) The property may be sold in its condition 'as is' or following any commercially reasonable preparation for sale. Disposition of the property may be by public or private proceedings and may be as a unit or in parcels and at any time and place and on any terms, but every aspect of the disposition including the method, manner, time, place and terms must be commercially reasonable. Unless the property is a type customarily sold in a recognized market, reasonable notification of the time and place of any public sale or of the time after which any private sale or other intended disposition is to be made shall be sent by the landlord to the tenant if the tenant has replied to the notice sent required in section 6 of this act, and to any person who has a security interest in the property and who has duly filed a financial statement indexed in the name of the tenant in this state, or who is known by the landlord to have a security interest in the tenant's property stored by the landlord. The landlord may buy at any public sale and, if the property is of a type customarily sold in a recognized market or is of a type which is the subject of widely distributed standard price quotations, he may buy at private sale.

(4) The fact that a better price could have been obtained by a sale at a different time or in a different method from that selected by the landlord is not of itself sufficient to establish that the sale was not made in a commercially reasonable manner. If the landlord either sells the property in the usual manner in any recognized market therefor or if he sells at the price current in such market at the time of his sale or if he has otherwise sold in conformity with reasonable commercial practices among dealers in the type of property sold, he has sold in a commercially reasonable manner. The principles stated in the two preceding sentences with respect to sales also apply as may be appropriate to other types of disposition.

NEW SECTION, Sec. 11. There is added to chapter 59.20 RCW a new section to read as follows:

APPLICATION OF PROCEEDS. Any proceeds from the sale may be applied in the following order:

- (1) To any reasonable costs of moving, storing, safeguarding, and selling the property;
- (2) Any taxes due on the sale of the mobile home under chapter 28A.45 RCW, or the successor thereto, and any other taxes due under chapter 84.52 RCW;
- (3) To any secured creditors of the tenant of which the landlord has notice or is discoverable by an information request under RCW 62A.9-407 sent to the department of licensing; and
- (4) To any moneys due the landlord as specified in section 14 of this act.

Any excess proceeds from the sale of the property shall be paid to the county treasurer of the county in which the property was abandoned to be credited to the county current expense fund, subject to a claim by the tenant within one year of sale.

NEW SECTION. Sec. 12. There is added to chapter 59.20 RCW a new section to read as follows:

EFFECT OF SALE. When property is disposed of by a landlord under this chapter, the disposition transfers to a purchaser for value all of the tenant's rights therein and discharges any security interest in or lien upon the property. The purchaser takes free of any such rights and interests even if the landlord fails to comply with the requirements of this chapter or of any judicial proceedings (1) in the case of a public sale, if the purchaser has no knowledge of any defects in the sale and if he does not buy in collusion with the landlord, other bidders, or the person conducting the sale; or (2) in any other case, if the purchaser acts in good faith as defined in RCW 62A.1-201(19).

The director of licensing shall promulgate rules pursuant to chapter 34.04 RCW for the application for and the reissuance of the certificate of title showing ownership of any mobile home sold or otherwise disposed of under the provisions of this chapter.

NEW SECTION. Sec. 13. There is added to chapter 59.20 RCW a new section to read as follows:

REDEMPTION. (1) At any time before the landlord has disposed of property or entered into a contract for its disposition under this chapter, the tenant, unless otherwise agreed in writing, may redeem the property by tendering to the landlord fulfillment of all obligations owed by the tenant to the landlord as set out in section 14 of this act which have accrued up to the date of redemption.

(2) At any time before the landlord has disposed of property or entered into a contract for disposition under this chapter, any person who has a security interest in the property may, unless otherwise agreed in writing, redeem the property by tendering to the landlord:

(a) Any unpaid rent or charges specified in the rental agreement accrued up to the date of redemption; and

(b) The reasonable costs of taking possession, moving, storing, safeguarding, preparing the property for sale, the costs of arranging the sale and selling the tenant's property plus reasonable attorneys' fees and legal expenses incurred taking such actions.

NEW SECTION. Sec. 14. There is added to chapter 59.20 RCW a new section to read as follows:

TENANT'S LIABILITY TO LANDLORD UPON ABANDONMENT. If a tenant abandons a tenancy, the landlord shall make a reasonable effort to mitigate the damages resulting from the abandonment and if such reasonable effort is made, is entitled to the following from the tenant:

(1) When the tenancy is month-to-month, the rent for the thirty days following the earlier of the date the landlord learns of the abandonment or the date the regular monthly rental payment was due, but was unpaid;

(2) When the tenancy is for a term longer than month-to-month, the rent for the remainder of the term, minus all rent received from the re-rental of the lot at a fair rental if there were no other comparable lots vacant elsewhere in the mobile home park, plus all actual costs reasonably incurred by the landlord in re-renting the premises;

(3) For any length term, the reasonable costs of taking possession, moving, storing, safeguarding, preparing the property for sale, the costs of arranging the sale, plus reasonable attorneys' fees and legal expenses incurred taking such actions if not otherwise reimbursed by the provisions of section 11 of this act;

(4) Any other unpaid rent or charges specified in the rental agreement; and

(5) Any damages to the landlord's property caused by the tenant.

NEW SECTION. Sec. 15. There is added to chapter 59.20 RCW a new section to read as follows:

REMEDIES NOT EXCLUSIVE. The remedies specified in sections 6 through 14 of this act are not exclusive and the parties retain the rights to all other actions or remedies otherwise specified in this chapter. If a mobile home park landlord sells a tenant's property as permitted by this chapter and the proceeds from the sale of those goods are insufficient to pay the landlord all that the tenant owes to the landlord, the tenant shall remain liable for the remainder owed.

NEW SECTION. Sec. 16. There is added to chapter 59.20 RCW a new section to read as follows:

REMEDIES FOR NONCOMPLIANCE. If it is established that the landlord is not proceeding in accordance with the provisions of sections 7 through 13 of this act, disposition may be ordered or restrained on appropriate terms and conditions. If the disposition has occurred in violation of this chapter, the tenant or any person entitled to notice has a right to recover from the landlord any loss caused by a failure to comply with the provisions of this chapter.

Sec. 17. Section 5, chapter 64, Laws of 1895 as amended by section 1, chapter 44, Laws of 1909 and RCW 6.12.100 are each amended to read as follows:

The homestead is subject to execution or forced sale in satisfaction of judgments obtained:

(1) On debts secured by mechanic's, laborer's, materialmen's or vendor's liens upon the premises((-));

(2) On debts secured by purchase money security agreements describing as collateral a mobile home located on the premises or mortgages on the premises, executed and acknowledged by the husband and wife or by any unmarried claimant.

Sec. 18. Section 6, chapter 279, Laws of 1977 ex. sess. as amended by section 4, chapter 186, Laws of 1979 ex. sess. and RCW 59.20.060 are each amended to read as follows:

(1) Any mobile home lot tenancy regardless of the term, shall be based upon a written rental agreement, signed by the parties, which shall contain:

(a) The terms for the payment of rent, including time and place, and any additional charges to be paid by the tenant. Additional charges that occur less frequently than monthly shall be itemized in a billing to the tenant;

(b) Reasonable rules for guest parking which shall be clearly stated;

(c) The rules and regulations of the park;

(d) The name and address of the person who is the landlord, and if such person does not reside in the state where the mobile home park is located there shall also be designated by name and address a person who resides in the county where the mobile home park is located who is authorized to act as agent for the purposes of service of notices and process. If no designation is made of a person to act as agent, then the person to whom rental payments are to be made shall be considered the agent;

(e) The terms and conditions under which any deposit or portion thereof may be withheld by the landlord upon termination of the rental agreement if any moneys are paid to the landlord by the tenant as a deposit or as security for performance of the tenant's obligations in a rental agreement;

(f) A listing of those utilities and services which will be provided at the time the rental agreement is executed and will continue to be offered for the term of tenancy and the nature of the fees, if any, to be charged; and

(g) A description of the boundaries of a mobile home lot sufficient to inform the tenant of the exact location of his lot in relation to other tenants' lots.

(2) Any rental agreement executed between the landlord and tenant shall not contain:

(a) Any provision which allows the landlord to charge a fee for guest parking unless a violation of the rules for guest parking occurs: PROVIDED, That a fee may be charged for guest parking which covers an extended period of time as defined in the rental agreement;

(b) Any provision which authorizes the towing or impounding of a vehicle except upon notice to the owner thereof or the tenant whose guest is the owner of said vehicle;

(c) Any provision which allows the landlord to ~~((increase the rent or))~~ alter the due date for rent payment or increase the rent (i) during the term of the rental agreement if the term is less than one year, or (ii) more frequently than annually if the term is for one year or more: PROVIDED, That a rental agreement may include an escalation clause for a pro rata share of any increase in the mobile home park's real property taxes or utility assessments or charges, over the base taxes or utility assessments or charges of the year in which the rental agreement took effect, if the clause also provides for a pro rata reduction in rent or other charges in the event of a reduction in real property taxes or utility assessments or charges, below the base year: PROVIDED FURTHER, That a rental agreement for a term exceeding one year may provide for annual increases in rent in specified amounts or by a formula specified in such agreement;

(d) Any provision by which the tenant agrees to waive or forego rights or remedies under this chapter;

(e) Any provision allowing the landlord to charge an 'entrance fee' or an 'exit fee'; ~~((or))~~

(f) Any provision which allows the landlord to charge a fee for guests: PROVIDED, That a landlord may establish rules charging for guests who remain on the premises for more than fifteen days in any sixty-day period; or

(g) Any provision by which the tenant agrees to waive or forego homestead rights provided by chapter 6.12 RCW. This subsection shall not prohibit such waiver after a default in rent so long as such waiver is in writing signed by the husband and wife or by an unmarried claimant and in consideration of the landlord's agreement not to terminate the tenancy.

Sec. 19. Section 7, chapter 279, Laws of 1977 ex. sess. as last amended by section 5, chapter 152, Laws of 1980 and RCW 59.20.070 are each amended to read as follows:

A landlord shall not:

(1) Deny any tenant the right to sell such tenant's mobile home within a park or require the removal of the mobile home from the park ~~((solely))~~ because of the sale thereof ~~((--PROVIDED, That:~~

~~(a) Any rental agreement shall be assignable by the tenant to any person to whom he sells or transfers title to the mobile home, subject to the approval of the landlord after fifteen days' written notice of such intended assignment;~~

~~(b) The assignee of the rental agreement shall assume all the duties and obligations of his assignor for the remainder of the term of the rental agreement unless, by mutual agreement, a new rental agreement is entered into with the landlord; and~~

~~(c) The landlord shall approve or disapprove of the assignment of a rental agreement on the same basis that the landlord approves or disapproves of any new tenant)). Requirements for the transfer of the rental agreement are in section 20 of this 1981 act;~~

(2) Restrict the tenant's freedom of choice in purchasing goods or services but may reserve the right to approve or disapprove any exterior structural improvements on a mobile home lot: PROVIDED, That door-to-door solicitation in the mobile home park may be restricted in the rental agreement;

(3) Prohibit meetings by tenants of the mobile home park to discuss mobile home living and affairs, conducted at reasonable times and in an orderly manner on the premises, nor penalize any tenant for participation in such activities;

(4) Evict a tenant, terminate a rental agreement, decline to renew a rental agreement, increase rental or other tenant obligations, decrease services, or modify park rules in retaliation for any of the following actions on the part of a tenant taken in good faith:

(a) Filing a complaint with any state, county, or municipal governmental authority relating to any alleged violation by the landlord of an applicable statute, regulation, or ordinance;

(b) Requesting the landlord to comply with the provision of this chapter or other applicable statute, regulation, or ordinance of the state, county, or municipality;

(c) Filing suit against the landlord for any reason;

(d) Participation or membership in any homeowners association or group; or

(5) Charge to any tenant a utility fee in excess of actual utility costs.

NEW SECTION. Sec. 20. There is added to chapter 59.20 RCW a new section to read as follows:

TRANSFER OF RENTAL AGREEMENTS. (1) Any rental agreement shall be assignable by the tenant to any person to whom he sells or transfers title to the mobile home.

(2) A tenant who sells a mobile home within a park shall notify the landlord of the intended sale and transfer of the rental agreement at least fifteen days in advance of such intended transfer and shall notify the buyer of the provisions of this section.

(3) The landlord shall notify the selling tenant of a refusal to permit transfer of the rental agreement at least seven days in advance of such intended transfer.

(4) The landlord shall approve or disapprove of the assignment of a rental agreement on the same basis that the landlord approves or disapproves of any new tenant, and any disapproval shall be in writing. Consent to an assignment shall not be unreasonably withheld.

(5) Failure to notify the landlord of the intended sale and transfer of the rental agreement or failure of the new tenant to make a good faith attempt to arrange an interview with the landlord to discuss assignment of the rental agreement shall be grounds for disapproval of such transfer.

Sec. 21. Section 8, chapter 279, Laws of 1977 ex. sess. as amended by section 6, chapter 186, Laws of 1979 ex. sess. and RCW 59.20.080 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, the landlord shall not terminate a tenancy, of whatever duration, except for one or more of the following reasons:

(a) Substantial or repeated violation of the rules of the mobile home park as established by the landlord at the inception of the tenancy or as assumed subsequently with the consent of the tenant or for violation of the tenant's duties as provided in RCW 59.20.140 as now or hereafter amended. The tenant shall be given written notice of a fifteen day period in which to comply or vacate: **PROVIDED**, That in the case of a violation of a 'material change' in park rules with respect to pets, tenants with minor children living with them, or recreational facilities, the tenant shall be given written notice of a six month period in which to comply or vacate. In the case of periodic rather than continuous violation, said notice shall specify that the same violation repeated shall result in termination;

(b) Nonpayment of rent or other charges specified in the rental agreement, upon five days written notice to pay rent and/or other charges or to vacate;

(c) Conviction of the tenant of a crime, commission of which threatens the health, safety, or welfare of the other mobile home park tenants. The tenant shall be given written notice of a fifteen day period in which to vacate;

(d) Failure of the tenant to comply with local ordinances and state laws and regulations relating to mobile homes or mobile home living within a reasonable time after the tenant's receipt of notice of such noncompliance from the appropriate governmental agency;

(e) Change of land use of the mobile home park including, but not limited to, conversion to a use other than for mobile homes or conversion of the mobile home park to a mobile home park cooperative or mobile home park subdivision: **PROVIDED**, That the landlord shall give the tenants twelve months' notice in advance of the proposed effective date of such change.

(2) A landlord may terminate any tenancy without cause. Such termination shall be effective six months from the date the landlord serves notice of termination upon the tenant or at the end of the current tenancy, whichever is later: **PROVIDED**, That a landlord may not terminate a tenancy for any reason or basis which is prohibited under RCW 59.20.070 (3) or (4), as now or hereafter amended, or is intended to circumvent the provisions of (1)(e) of this section.

NEW SECTION. Sec. 22. There is added to chapter 59.20 RCW a new section to read as follows:

HEALTH AND SANITATION STANDARDS. The state board of health shall adopt rules on or before January 1, 1982, setting health and sanitation standards for mobile home parks. Such rules shall be enforced by the city, county, city-county, or district health officer of the jurisdiction in which the mobile home park is located, upon notice of a violation to such health officer.

Sec. 23. Section 55, chapter 299, Laws of 1971 ex. sess. as last amended by section 1, chapter 123, Laws of 1979 and RCW 82.50.400 are each amended to read as follows:

An annual excise tax is imposed on the owner of ~~((any))~~ every travel trailer or camper for the privilege of using such travel trailer or camper in this state, unless the travel trailer or camper is exempt under this chapter. The excise tax hereby imposed shall be due and payable to the department of licensing or its agents ~~((at the time of registration of a travel trailer or camper))~~:

(1) On the first day of the registration year, for travel trailers or campers which have been previously licensed by this state, unless an exemption is claimed under RCW 82.50.520(5);

(2) On the first day the travel trailer or camper is used on the highways of this state, if an exemption has been claimed under RCW 82.50.520(5) for the registration year; or

(3) On the day the travel trailer or camper is first purchased or brought into the state.

Whenever an application is made to the department of licensing or its agents for a license for a travel trailer or camper there shall be collected, in addition to the amount of the license fee or renewal license fee, the amount of the excise tax imposed by this chapter prorated to comply with the effective date of the annual schedule prepared pursuant to RCW 82.44.040, and no dealer's license or license plates, and no license or license plates for a travel trailer or camper may be issued unless such tax is paid in full. No additional tax shall be imposed under this chapter upon any travel trailer or camper upon the transfer of ownership thereof, if the tax imposed by this chapter with respect to such travel trailer or camper has already been paid for the registration year or fractional part thereof in which such transfer occurs.

Sec. 24. Section 56, chapter 299, Laws of 1971 ex. sess. as last amended by section 2, chapter 123, Laws of 1979 and RCW 82.50.410 are each amended to read as follows:

The rate and measure of tax imposed by this chapter for each registration year shall be one percent of the fair market value of the travel trailer or camper, as determined in the manner provided in this chapter: **PROVIDED**, That ((the excise tax upon a travel trailer or camper licensed for the first time in this state after the last day of any registration month may only be levied for the remaining months of the registration year including the month in which the travel trailer or camper is first licensed: **PROVIDED FURTHER**, That)) the minimum amount of tax payable shall be two dollars: **PROVIDED FURTHER**, That every dealer in mobile homes or travel trailers, for the privilege of using any mobile home or travel trailer eligible to be used under a dealer's license plate, shall pay an excise tax of two dollars, and such tax shall be collected upon the issuance of each original dealer's license plate, and also a similar tax shall be collected upon the issuance of each dealer's duplicate license plate, which taxes shall be in addition to any tax otherwise payable under this chapter.

((A travel trailer or camper shall be deemed licensed for the first time in this state when such vehicle was not previously licensed by this state for the registration year or any part thereof immediately preceding the registration year in which application for license is made or when it has been registered in another jurisdiction subsequent to any prior registration in this state.))

Sec. 25. Section 61, chapter 299, Laws of 1971 ex. sess. as last amended by section 3, chapter 123, Laws of 1979 and RCW 82.50.460 are each amended to read as follows:

Prior to the end of any registration year of a vehicle, the director shall cause to be mailed to the owners of travel trailers or campers, of record, notice of the amount of tax payable during the succeeding registration year. The notice shall contain a legal description of the travel trailer or camper, prominent notice of due dates, and such other information as may be required by the director. The notice shall include an affidavit of exemption to be signed by a person claiming exemption under RCW 82.50.520(5). If tax is due and payment is not made before the registration year, the director may forward a notification of delinquency to the county sheriff of the county in which the travel trailer or camper is located, requesting distraint of the travel trailer or camper.

NEW SECTION. Sec. 26. There is added to chapter 82.50 RCW a new section to read as follows:

The director or his authorized representative may enter at reasonable times all mobile home parks and any other areas where travel trailers or campers are parked for the purpose of determining whether or not the tax prescribed in this chapter has been paid. The records required to be kept under RCW 19.48.020 shall be open to inspection by the director or his representatives.

NEW SECTION. Sec. 27. There is added to chapter 82.50 RCW a new section to read as follows:

If any excise tax due under this chapter is not paid when due and payable, the unpaid tax shall bear interest at the rate of twelve percent per annum from the time the tax is due and payable. The interest charge on the unpaid excise tax is waived when the interest is less than five dollars. The director may waive the interest on the unpaid excise tax when the interest exceeds five dollars and the department of licensing determines that the cost of processing the collection of the interest exceeds the amount of interest due.

The tax and all charges authorized under this chapter are a specific lien on the travel trailer or camper from the date it first becomes due under this chapter and shall have priority to and be fully paid and satisfied before any recognizance, mortgage, judgment, debt, obligation, or responsibility to or with which the travel trailer or camper may become charged or liable after the effective date of this act. No sale or transfer of any travel trailer or camper in any way affects the lien upon the travel trailer or camper.

NEW SECTION. Sec. 28. There is added to chapter 82.50 RCW a new section to read as follows:

It is unlawful for any owner or other person to remove a travel trailer or camper from the real property on which it is situated after the tax under this chapter becomes due and payable without payment of the excise tax under this chapter or under RCW 82.44.020.

NEW SECTION. Sec. 29. There is added to chapter 82.50 RCW a new section to read as follows:

When notified by the director that the excise tax is delinquent on any travel trailer or camper, the sheriff shall personally serve the owner in the manner provided for service of summons in civil actions or post on the travel trailer or camper in a conspicuous place, a notice of delinquency, supplied by the director, which shall contain a description of the travel trailer or camper, the amount of excise tax due, together with accrued interest, the penalty, and the sheriff shall add thereto his fee for service or posting of the notice, which shall be the same as for the service of summons in a civil action, with fees for mileage based on the number of miles from the county seat of the county to the location of the travel trailer or camper, and the name of the owner or reputed owner, if known. Thereafter, the sheriff may, without further demand or notice, distraint the travel trailer or camper for the payment of tax, together with the penalty and accrued interest, and the costs and fees.

If he determines that it is reasonably impracticable to take manual possession of the trailer or camper, it shall be deemed to have been distrained and taken into possession when the sheriff posts thereon in a conspicuous place, a notice in writing reciting that he has distrained the travel trailer or camper, describing it and giving the name of the owner or reputed owner, if known, the amount of the tax due, together with the penalty, accrued interest, costs and fees, and the time when and the place where the sale shall be made.

The director shall forward by registered or certified mail a copy of the notice of delinquency to the legal owner recorded with the director under chapter 46.12 RCW.

NEW SECTION. Sec. 30. There is added to chapter 82.50 RCW a new section to read as follows:

If the tax is not paid immediately after distraint, the sheriff shall advertise the sale of the travel trailer or camper by posting written notices in three public places in the county in which the travel trailer or camper is located, one of which shall be at the county court house of the county, and by posting a written notice on the travel trailer or camper in a conspicuous place, if he has not taken manual possession of it. The

notices shall state the time when and the place where the travel trailer or camper will be sold. He shall tax the same fees for making the distraint and sale of the travel trailer or camper for the payment of taxes as are allowed him by law for making levy and sale of property on execution, traveling fees to be computed from the county seat of the county to the place of making distraint. If the taxes for which the travel trailer or camper is distrained, together with the penalty, accrued interest, and costs and fees accruing thereon, are not paid before the date appointed for the sale, which shall be not less than ten days after the distraint and taking of the travel trailer or camper and posting of the notices, the sheriff shall proceed to sell the travel trailer or camper at public auction. After deducting the costs and fees, he shall pay to the county auditor the amount to pay the taxes, the penalty, and accrued interest to the date of sale, if there is sufficient to do so, and, if there is any excess of money arising from the sale, he shall pay the excess to the owner of the travel trailer or camper so sold or to his legal representative, who shall be deemed to be the county treasurer if the owner or other legal representative cannot be determined or found.

Sec. 31. Section 67, chapter 299, Laws of 1971 ex. sess. as amended by section 4, chapter 123, Laws of 1979 and RCW 82.50.520 are each amended to read as follows:

The following travel trailers or campers are specifically exempted from the operation of this chapter:

(1) Any unoccupied travel trailer or camper when it is part of an inventory of travel trailers or campers held for sale by a manufacturer or dealer in the course of his business.

(2) A travel trailer or camper owned by any government or political subdivision thereof.

(3) A travel trailer or camper owned by a nonresident and currently licensed in another state, unless such travel trailer or camper shall remain in this state for a period of six months or more during the calendar year.

For the purposes of this subsection only, a camper owned by a nonresident shall be considered licensed in another state if the vehicle to which such camper is attached is currently licensed in another state.

(4) Travel trailers eligible to be used under a dealer's license plate, and taxed under RCW 82.44.030 while so eligible.

(5) A travel trailer or camper that is not used on the highways of this state and is not used for residential purposes. If a travel trailer or camper has been previously licensed by this state and is used on the highways of this state or is used for residential purposes for any part of a registration year, then exemption under this subsection shall not be allowed for that registration year.

Sec. 32. Section 68, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.530 are each amended to read as follows:

No mobile home, travel trailer, or camper which is a part of the inventory of mobile homes, travel trailers, or campers held for sale by a dealer in the course of his business and no travel trailer or camper ((with respect to which the excise tax imposed by this chapter is payable)) as defined in RCW 82.50.010 shall be listed and assessed for ad valorem taxation.

NEW SECTION. Sec. 33. Section headings as used in this act do not constitute any part of the law.

Sec. 34. Section 1, chapter 156, Laws of 1963 as amended by section 1, chapter 11, Laws of 1965 ex. sess. and RCW 64.32.010 are each amended to read as follows:

As used in this chapter unless the context otherwise requires:

(1) 'Apartment' means a part of the property intended for any type of independent use, including one or more rooms or ((enclosed)) spaces located on one or more floors (or part or parts thereof) in a building, or if not in a building, a separately delineated place of storage or moorage of a boat or plane, regardless of whether it is destined for a residence, an office, storage or moorage of a boat or plane, the operation of any industry or business, or for any other use not prohibited by law, and which has a direct exit to a public street or highway, or to a common area leading to such street or highway. The boundaries of an apartment located in a building are the interior surfaces of the perimeter walls, floors, ceilings, windows and doors thereof, and the apartment includes both the portions of the building so described and the air space so encompassed. If the apartment is a separately delineated place of storage or moorage of a boat or plane, the boundaries are those specified in the declaration. In interpreting declarations, deeds, and plans, the existing physical boundaries of the apartment as originally constructed or as reconstructed in substantial accordance with the original plans thereof shall be conclusively presumed to be its boundaries rather than the metes and bounds expressed or depicted in the declaration, deed or plan, regardless of settling or lateral movement of the building and regardless of minor variance between boundaries shown in the declaration, deed, or plan and those of apartments in the building.

(2) 'Apartment owner' means the person or persons owning an apartment, as herein defined, in fee simple absolute or qualified, by way of leasehold or by way of a periodic estate, or in any other manner in which real property may be owned, leased or possessed in this state, together with an undivided interest in a like estate of the common areas and facilities in the percentage specified and established in the declaration as duly recorded or as it may be lawfully amended.

(3) 'Apartment number' means the number, letter, or combination thereof, designating the apartment in the declaration as duly recorded or as it may be lawfully amended.

(4) 'Association of apartment owners' means all of the apartment owners acting as a group in accordance with the bylaws and with the declaration as it is duly recorded or as they may be lawfully amended.

(5) 'Building' means a building, containing two or more apartments, or two or more buildings each containing one or more apartments, and comprising a part of the property.

(6) 'Common areas and facilities', unless otherwise provided in the declaration as duly recorded or as it may be lawfully amended, includes: (a) The land on which the building is located;

(b) The foundations, columns, girders, beams, supports, main walls, roofs, halls, corridors, lobbies, stairs, stairways, fire escapes, and entrances and exits of the building;

(c) The basements, yards, gardens, parking areas and storage spaces;

(d) The premises for the lodging of janitors or persons in charge of the property;

(e) The installations of central services such as power, light, gas, hot and cold water, heating, refrigeration, air conditioning and incinerating;

(f) The elevators, tanks, pumps, motors, fans, compressors, ducts and in general all apparatus and installations existing for common use;

(g) Such community and commercial facilities as may be provided for in the declaration as duly recorded or as it may be lawfully amended;

(h) All other parts of the property necessary or convenient to its existence, maintenance and safety, or normally in common use.

(7) 'Common expenses' include: (a) All sums lawfully assessed against the apartment owners by the association of apartment owners;

(b) Expenses of administration, maintenance, repair, or replacement of the common areas and facilities;

(c) Expenses agreed upon as common expenses by the association of apartment owners;

(d) Expenses declared common expenses by the provisions of this chapter, or by the declaration as it is duly recorded, or by the bylaws, or as they may be lawfully amended.

(8) 'Common profits' means the balance of all income, rents, profits and revenues from the common areas and facilities remaining after the deduction of the common expenses.

(9) 'Declaration' means the instrument by which the property is submitted to provisions of this chapter, as hereinafter provided, and as it may be, from time to time, lawfully amended.

(10) 'Land' means the material of the earth, whatever may be the ingredients of which it is composed, whether soil, rock, or other substance, whether or not submerged, and includes free or occupied space for an indefinite distance upwards as well as downwards, subject to limitations upon the use of airspace imposed, and rights in the use of the airspace granted, by the laws of this state or of the United States.

(11) 'Limited common areas and facilities' includes those common areas and facilities designated in the declaration, as it is duly recorded or as it may be lawfully amended, as reserved for use of certain apartment or apartments to the exclusion of the other apartments.

(12) 'Majority' or 'majority of apartment owners' means the apartment owners with fifty-one percent or more of the votes in accordance with the percentages assigned in the declaration, as duly recorded or as it may be lawfully amended, to the apartments for voting purposes.

(13) 'Person' includes any individual, corporation, partnership, association, trustee, or other legal entity.

(14) 'Property' means the land, the building, all improvements and structures thereon, all owned in fee simple absolute or qualified, by way of leasehold or by way of a periodic estate, or in any other manner in which real property may be owned, leased or possessed in this state, and all easements, rights and appurtenances belonging thereto, none of which shall be considered as a security or security interest, and all articles of personality intended for use in connection therewith, which have been or are intended to be submitted to the provisions of this chapter.

NEW SECTION. Sec. 35. The provisions of section 34 (1) shall not apply to moorages for houseboats without the approval of the local municipality.

NEW SECTION. Sec. 36. There is added to chapter 46.70 RCW a new section to read as follows:

WARRANTIES AND INSPECTIONS. Mobile home manufacturers and mobile home dealers who sell mobile homes to be assembled on site and used as residences in this state shall conform to the following requirements:

(1) No new manufactured home may be sold unless the purchaser is provided with a manufacturer's written warranty for construction of the home in compliance with the Magnuson-Moss Warranty Act (88 Stat. 2183; 15 U.S.C. Sec. 47 et seq.; 15 U.S.C. Sec. 2301 et seq.).

(2) No new manufactured home may be sold unless the purchaser is provided with a dealer's written warranty for all installation services performed by the dealer.

(3) The warranties required by subsections (1) and (2) of this section shall be valid for a minimum of one year from the date of sale and shall not be invalidated by resale by the original purchaser to a subsequent purchaser. Copies of the warranties shall be given to the purchaser upon signing a purchase agreement and shall include an explanation of remedies available to the purchaser under state and federal law for breach of warranty, the name and address of the federal department of housing and urban development and the state departments of licensing and labor and industries, and a brief description of the duties of these agencies concerning mobile homes.

(4) Warranty service shall be completed within forty-five days after the owner gives written notice of the defect unless there is a bona fide dispute between the parties. Warranty service for a defect affecting health or safety shall be completed within seventy-two hours of receipt of written notice. Warranty service shall be performed on site and a written work order describing labor performed and parts used shall be completed and signed by the service agent and the owner. If the owner's signature cannot be obtained, the reasons shall be described on the work order. Work orders shall be retained by the dealer or manufacturer for a period of three years.

(5) Before delivery of possession of the home to the purchaser, an inspection shall be performed by the dealer or his agent and by the purchaser or his agent which shall include a test of all systems of the home to insure proper operation. At the time of the inspection, the purchaser shall be given copies of all documents

required by state or federal agencies to be supplied by the manufacturer with the home which have not previously been provided as required under subsection (3) of this section, and the dealer shall complete any required purchaser information card and forward the card to the manufacturer.

(6) Manufacturer and dealer advertising which states the dimensions of a home shall not include the length of the draw bar assembly in a listed dimension, and shall state the square footage of the actual floor area.

Sec. 37. Section 5, chapter 279, Laws of 1977 ex. sess. as last amended by section 4, chapter 152, Laws of 1980 and RCW 59.20.050 are each amended to read as follows:

(1) No landlord may offer a mobile home lot for rent to anyone without offering a written rental agreement for a term of one year or more. No landlord may offer to anyone any rental agreement for a term of one year or more for which the monthly rental is greater, or the terms of payment or other material conditions more burdensome to the tenant, than any month-to-month rental agreement also offered to such tenant or prospective tenant. Anyone who desires to occupy a mobile home lot for other than a term of one year or more may have the option to be on a month-to-month basis but must waive, in writing, the right to such one year or more term: PROVIDED, That ((no waiver shall be valid for a period of more than one year and upon the expiration of any waiver the landlord shall again offer the tenant a term of one year or more)) annually, at any anniversary date of the tenancy the tenant may require that the landlord provide a written rental agreement for a term of one year. No landlord shall allow a mobile home to be moved into a mobile home park in this state until a written rental agreement has been signed by and is in the possession of the parties: PROVIDED, That if the landlord allows the tenant to move a mobile home into a mobile home park without obtaining a written rental agreement for a term of one year or more, or a written waiver of the right to a one-year term or more, the term of the tenancy shall be deemed to be for one year from the date of occupancy of the mobile home lot;

(2) The requirements of subsection (1) of this section shall not apply if:

(a) The mobile home park or part thereof has been acquired or is under imminent threat of condemnation for a public works project, or

(b) An employer-employee relationship exists between a landlord and tenant;

(3) The provisions of this section shall apply to any tenancy upon expiration of the term of any oral or written rental agreement governing such tenancy.

NEW SECTION. Sec. 38. (1) The legislature finds that:

(a) A serious and chronic shortage exists of decent, safe and sanitary housing which can be obtained within the financial means of most moderate and low income households in the state; and

(b) A shortage of land zoned for the location of manufactured housing exists which interferes with the residential choices available to purchasers and renters of housing.

(2) The legislature recognizes that:

(a) Manufactured housing represents an economical alternative which satisfies the residential needs of a growing number of households;

(b) Manufactured housing constructed, transported, and installed in compliance with applicable government statutes, regulations, standards, and procedures can qualify as decent, safe, and sanitary housing with residential characteristics comparable with other forms of housing;

(c) Differences in appearance, size, and other aspects nevertheless remain between manufactured and site built housing; and

(d) Cities and counties have a legal role in regulating the placement of manufactured and site built housing in a manner which is in accordance with community appearance, standards, and well-being.

(3) The legislature declares that:

(a) A need exists for adequate land which is zoned for the siting of manufactured housing on individual lots and in mobile home parks and which is consistent with prevailing local market demand and sensible community standards; and

(b) It shall be the policy of the state to encourage cities and counties to meet the need for adequate land zoned within their jurisdictions for the siting of manufactured housing.

NEW SECTION. Sec. 39. Nothing in this act may be construed to inhibit a city or county from: (1) Providing reasonable requirements for regulating the characteristics and siting of manufactured homes sited on real estate within such city or county, including size, site preparation, accessory structures, siding and roofing characteristics and materials, and foundation systems, provided that such requirements are not more stringent for manufactured homes than for other single family residences; or (2) requiring that a manufactured home be placed in an approved mobile home subdivision, mobile home park, or cooperative.

NEW SECTION. Sec. 40. The planning and community affairs agency shall immediately establish an advisory task force on manufactured housing. The task force shall consist of nine members. The director of the planning and community affairs agency or the director's designee shall be a member of the task force and serve as its chairperson. The director of the planning and community affairs agency shall appoint the other members of the task force with two members representing cities, two members representing counties, and four members representing manufactured housing interests and realtors. On or before December 1, 1981, the task force shall prepare a report containing model ordinances on the siting of manufactured housing, standards for manufactured housing zoning regulations and recommendations for the characteristics and siting of manufactured homes. The planning and community affairs agency shall publish the report and distribute it to the members of the local government committees of the senate and house of representatives of the state of Washington and all cities and counties.

The planning and community affairs agency shall, upon request, assist any city or county with the development of comprehensive plans, ordinances, and standards which relate to zoning sites for manufactured housing.

NEW SECTION. Sec. 41. Before January 1, 1983, the planning and community affairs agency shall determine the extent to which cities and counties have responded to the need to provide adequate land zoned for manufactured housing and report its findings to the members of the local government committees of the senate and the house of representatives of the state of Washington.

NEW SECTION. Sec. 42. The advisory task force on manufactured housing established in section 40 of this act shall cease to exist on January 1, 1982.

NEW SECTION. Sec. 43. There is appropriated from the general fund for the biennium ending June 30, 1983, to the planning and community affairs agency the sum of ten thousand dollars, or so much thereof as may be necessary, to carry out the purposes of this act.

NEW SECTION. Sec. 44. Sections 38 through 42 of this act are added to chapter 43.63A RCW.

NEW SECTION. Sec. 45. Sections 38 through 41 of this act shall expire on January 1, 1983.

NEW SECTION. Sec. 46. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 47. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.*

Beginning on page 1 of the title after "property," strike the balance of the title and insert: amending section 2409, Code of 1881 as amended by section 3, chapter 108, Laws of 1972 ex. sess. and RCW 26.16-.030; amending section 14, chapter 231, Laws of 1971 ex. sess. as amended by section 137, chapter 158, Laws of 1979 and RCW 46.12.290; amending section 2, chapter 22, Laws of 1977 ex. sess. as amended by section 1, chapter 152, Laws of 1980 and RCW 46.44.170; amending section 3, chapter 279, Laws of 1977 ex. sess. as last amended by section 3, chapter 152, Laws of 1980 and RCW 59.20.030; amending section 4, chapter 279, Laws of 1977 ex. sess. as amended by section 2, chapter 186, Laws of 1979 ex. sess. and RCW 59.20.040; amending section 5, chapter 64, Laws of 1895 as amended by section 1, chapter 44, Laws of 1909 and RCW 6.12.100; amending section 5, chapter 279, Laws of 1977 ex. sess. as last amended by section 4, chapter 152, Laws of 1980 and RCW 59.20.050; amending section 6, chapter 279, Laws of 1977 ex. sess. as amended by section 4, chapter 186, Laws of 1979 ex. sess. and RCW 59.20.060; amending section 7, chapter 279, Laws of 1977 ex. sess. as last amended by section 5, chapter 152, Laws of 1980 and RCW 59.20.070; amending section 8, chapter 279, Laws of 1977 ex. sess. as amended by section 6, chapter 186, Laws of 1979 ex. sess. and RCW 59.20.080; amending section 55, chapter 299, Laws of 1971 ex. sess. as last amended by section 1, chapter 123, Laws of 1979 and RCW 82.50.400; amending section 56, chapter 299, Laws of 1971 ex. sess. as last amended by section 2, chapter 123, Laws of 1979 and RCW 82.50.410; amending section 61, chapter 299, Laws of 1971 ex. sess. as last amended by section 3, chapter 123, Laws of 1979 and RCW 82.50.460; amending section 67, chapter 299, Laws of 1971 ex. sess. as amended by section 4, chapter 123, Laws of 1979 and RCW 82.50.520; amending section 68, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.530; amending section 1, chapter 156, Laws of 1963 as amended by section 1, chapter 11, Laws of 1965 ex. sess. and RCW 64.32.010; adding a new section to chapter 46.70 RCW; adding new sections to chapter 59.20 RCW; adding new sections to chapter 82.50 RCW; adding new sections to chapter 43.63A RCW; creating new sections; making an appropriation; providing expiration dates; prescribing penalties; and declaring an emergency.*

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Ellis, the House concurred in the Senate amendments to Engrossed Substitute House Bill No. 397.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed Substitute House Bill No. 397 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 397 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruiett, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers,

Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Clayton, Erickson.

Engrossed Substitute House Bill No. 397 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate receded from its amendment on ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 235, on page 25, after line 8, and passed the bill with the remaining amendments, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

FINAL PASSAGE OF HOUSE BILL WITH CERTAIN SENATE AMENDMENTS

The Speaker stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 235 without the Senate amendment to page 25.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 235 with certain Senate amendments, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 2.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Bender, Erickson.

Engrossed Second Substitute House Bill No. 235 with certain Senate amendments, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 24, 1981

Mr. Speaker:

The Senate concurred in the House amendments to REENGROSSED SUBSTITUTE SENATE BILL NO. 3797 except for sections 6, 7 and 8, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Barnes, the House adhered to its position with regard to Reengrossed Substitute Senate Bill No. 3797, and again asked the Senate to concur therewith.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE HOUSE BILL NO. 581.

SENATE AMENDMENTS TO HOUSE BILL

April 26, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 648 with the following amendments:

On page 1, line 6 strike "amending section 14, chapter 154, Laws of 1980 (uncodified)"

On page 1, line 19 after "chapter." strike all material down through "seller." on line 21 and insert "(The rules shall specify the form and content of an affidavit to be filed with the county treasurer by the seller.)"

On page 4, after line 11 strike the balance of the bill.
and the same is herewith transmitted.

Sidney R. Snyder, SEcretary.

MOTION

On motion of Mr. Ellis, the House concurred in the Senate amendments to Engrossed Substitute House Bill No. 648.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed Substitute House Bill No. 648 as amended by the Senate.

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 648 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting 3.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representatives Hine, Rinehart, Stratton.

Engrossed Substitute House Bill No. 648 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

April 26, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 341 with the following amendments:

On page 12, line 9 after "state" strike ",."

On page 12, line 24 after "state" strike ",."

On page 13, line 13 after "attorney" insert ". The prosecuting attorney, or the attorney general pursuant to authority granted by Chapter ...(Substitute Senate Bill No. 3640), Laws of 1981"

and the same is herewith transmitted.

Sidney R. Snyder, SEcretary.

MOTION

Mr. Sanders moved that the House do concur in the Senate amendments to Engrossed House Bill No. 341.

Representatives Sanders and Scott spoke in favor of the motion, and it was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed House Bill No. 341 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 341 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague,

Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Ehlers, Garson, Williams.

Not voting: Representative Owen.

Engrossed House Bill No. 341 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MESSAGES FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate has receded from its amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 76 on page 5, line 11, and passed the bill with the remaining Senate amendments, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has receded from its amendment to HOUSE BILL NO. 99, and has passed the bill without the Senate amendment, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has passed:

ENGROSSED HOUSE BILL NO. 212,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has receded from its amendments to HOUSE BILL NO. 304, and has passed the bill without the Senate amendments, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate receded from its amendments to ENGROSSED HOUSE BILL NO. 677 except for the amendment to page 1, line 10 and passed the bill with the one amendment, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The President has signed:

HOUSE BILL NO. 160,
HOUSE BILL NO. 214,
SUBSTITUTE HOUSE BILL NO. 581,
HOUSE BILL NO. 590,
SUBSTITUTE HOUSE BILL NO. 601,
SUBSTITUTE HOUSE BILL NO. 650,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has adopted:

HOUSE CONCURRENT RESOLUTION NO. 28,
HOUSE CONCURRENT RESOLUTION NO. 29,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3000, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SENATE BILL NO. 3023, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 3063, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3071, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SENATE BILL NO. 3077, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 3188 with the House amendments, except for section 14, from which the House receded.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 3190, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate concurred in the House amendment to ENGROSSED SENATE BILL NO. 3264, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SENATE BILL NO. 3298, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has granted the request of the House for a conference on SUBSTITUTE SENATE BILL NO. 3309, and the President has appointed as Senate conferees: Senators Hemstad, Vognild, Newhouse.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate concurred in the House amendment to SUBSTITUTE SENATE BILL NO. 3344, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 25, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 3360, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SENATE BILL NO. 3375, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 3386, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 3453, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 25, 1981

y Mr. Speaker:

The Senate has adopted the report of the Conference Committee on ENGROSSED SUBSTITUTE SENATE BILL NO. 3554, and has passed the bill as amended by the Conference Committee.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3591, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has granted the request of the House for a conference on SENATE BILL NO. 3617, and the President has appointed as Senate conferees: Senators Kiskaddon, Metcalf, Wojahn.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 3704, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 3726, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 3752, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SENATE BILL NO. 3796, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to REENGROSSED SUBSTITUTE SENATE BILL NO. 3843, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate refused to concur with the House amendments to SUBSTITUTE SENATE BILL NO. 3844, and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has passed SENATE BILL NO. 3886 with the House amendments, except for the amendment to page 4, beginning on line 9, from which the House receded.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate has passed SUBSTITUTE SENATE BILL NO. 3890 with the House amendments, except for the amendment to page 1, line 16, from which the House receded.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to ENGROSSED SENATE BILL NO. 4034, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendment to SUBSTITUTE SENATE BILL NO. 4090, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 4275, and passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendment to ENGROSSED SENATE CONCURRENT RESOLUTION NO. 109, and passed the resolution as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The Senate concurred in the House amendment to ENGROSSED SUBSTITUTE SENATE JOINT RESOLUTION NO. 133, and passed the resolution as amended by the House.

Sidney R. Snyder, Secretary.

April 26, 1981

Mr. Speaker:

The President has signed:

SENATE BILL NO. 3000,
 SENATE BILL NO. 3018,
 SENATE BILL NO. 3023,
 SUBSTITUTE SENATE BILL NO. 3063,
 SENATE BILL NO. 3071,
 SENATE BILL NO. 3077,
 SUBSTITUTE SENATE BILL NO. 3104,
 SUBSTITUTE SENATE BILL NO. 3188,

SUBSTITUTE SENATE BILL NO. 3190,
SENATE BILL NO. 3215,
SENATE BILL NO. 3230,
SUBSTITUTE SENATE BILL NO. 3231,
SENATE BILL NO. 3264,
SENATE BILL NO. 3298,
SENATE BILL NO. 3304,
SUBSTITUTE SENATE BILL NO. 3307,
SUBSTITUTE SENATE BILL NO. 3309,
SUBSTITUTE SENATE BILL NO. 3315,
SUBSTITUTE SENATE BILL NO. 3342,
SUBSTITUTE SENATE BILL NO. 3344,
SENATE BILL NO. 3356,
SENATE BILL NO. 3358,
SUBSTITUTE SENATE BILL NO. 3360,
SENATE BILL NO. 3375,
SUBSTITUTE SENATE BILL NO. 3386,
SUBSTITUTE SENATE BILL NO. 3388,
SUBSTITUTE SENATE BILL NO. 3453,
SUBSTITUTE SENATE BILL NO. 3554,
SENATE BILL NO. 3591,
SENATE BILL NO. 3610,
SUBSTITUTE SENATE BILL NO. 3669,
SUBSTITUTE SENATE BILL NO. 3699,
SUBSTITUTE SENATE BILL NO. 3704,
SUBSTITUTE SENATE BILL NO. 3705,
SUBSTITUTE SENATE BILL NO. 3726,
SENATE BILL NO. 3752,
SENATE BILL NO. 3796,
SUBSTITUTE SENATE BILL NO. 3843,
SUBSTITUTE SENATE BILL NO. 3845,
SENATE BILL NO. 3866,
SENATE BILL NO. 3886,
SUBSTITUTE SENATE BILL NO. 3890,
SENATE BILL NO. 3931,
SUBSTITUTE SENATE BILL NO. 3945,
SENATE BILL NO. 3953,
SUBSTITUTE SENATE BILL NO. 3989,
SENATE BILL NO. 4033,
SUBSTITUTE SENATE BILL NO. 4085,
SUBSTITUTE SENATE BILL NO. 4090,
SUBSTITUTE SENATE BILL NO. 4095,
SENATE BILL NO. 4205,
SUBSTITUTE SENATE BILL NO. 4206,
SENATE BILL NO. 4208,
SUBSTITUTE SENATE BILL NO. 4210,
SUBSTITUTE SENATE BILL NO. 4211,
SUBSTITUTE SENATE BILL NO. 4212,
SENATE BILL NO. 4213,
SUBSTITUTE SENATE BILL NO. 4214,
SUBSTITUTE SENATE BILL NO. 4275,
SUBSTITUTE SENATE BILL NO. 4283,
SENATE BILL NO. 4327,
SUBSTITUTE SENATE BILL NO. 4360,
SENATE BILL NO. 4363,

SUBSTITUTE SENATE JOINT RESOLUTION NO. 133,
SENATE CONCURRENT RESOLUTION NO. 109,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE HOUSE BILL NO. 76,
HOUSE BILL NO. 99,
SUBSTITUTE HOUSE BILL NO. 116,
SUBSTITUTE HOUSE BILL NO. 128,
HOUSE BILL NO. 137,
SUBSTITUTE HOUSE BILL NO. 138,
SUBSTITUTE HOUSE BILL NO. 145,
SUBSTITUTE HOUSE BILL NO. 149,
HOUSE BILL NO. 212,
SECOND SUBSTITUTE HOUSE BILL NO. 235,
SUBSTITUTE HOUSE BILL NO. 252,
SECOND SUBSTITUTE HOUSE BILL NO. 257,
HOUSE BILL NO. 304,
HOUSE BILL NO. 341,
SUBSTITUTE HOUSE BILL NO. 397,
SUBSTITUTE HOUSE BILL NO. 484,
SUBSTITUTE HOUSE BILL NO. 561,
HOUSE BILL NO. 599,
SUBSTITUTE HOUSE BILL NO. 648,
HOUSE BILL NO. 677,
SUBSTITUTE HOUSE BILL NO. 753,
SUBSTITUTE HOUSE JOINT RESOLUTION NO. 7.

MOTION

On motion of Mr. Nelson (G), the House advanced to the eighth order of business.

RESOLUTIONS

HOUSE RESOLUTION NO. 81-81, by Representatives Nelson (G) and King (R):

WHEREAS, The 1981 Regular Session of the Forty-Seventh Legislature is drawing to a close; and

WHEREAS, It is necessary to provide for the completion of the work of the House after its adjournment and during the interim period prior to the next session; and

BE IT RESOLVED, By the House of Representatives, That there is hereby created the Executive Rules Committee, which shall consist of the Speaker and seven additional members who shall be appointed by the Speaker from the Rules Committee. The Chief Clerk of the House shall be the nonvoting secretary of the Committee; and

BE IT FURTHER RESOLVED, That the Executive Rules Committee is authorized to assign subject matters to authorized committees for study during the interim, and the Speaker is authorized to create special and select committees as may be necessary to carry out the functions, including interim studies, of the House in an orderly manner and appoint members thereto with the approval of the Executive Rules Committee; and

BE IT FURTHER RESOLVED, That during the interim the Executive Rules Committee shall authorize schedules and locations for meetings of any authorized committee or subcommittee, and such committees or subcommittees may conduct hearings and scheduling without a quorum being present.

BE IT FURTHER RESOLVED, That during the interim authorized committees shall have the power of subpoena, the power to administer oaths and the power to issue commissions for the examination of witnesses in accordance with the provisions of Chapter 44.16 RCW if and when specifically authorized by the Executive Rules Committee for specific purposes and specific subjects.

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives is directed to complete the work of the 1981 Session of the Forty-Seventh Legislature, and all details that arise therefrom, including the editing, indexing and publishing of the Journal of the House; and

BE IT FURTHER RESOLVED, That the Sergeant at Arms is hereby directed to complete the necessary work of the 1981 Regular Session of the Forty-Seventh Legislature, to see that the House Chamber, adjoining rooms, members' offices, furniture, and equipment are

cleaned and in good order, and to make the necessary inventory of furnishings, fixtures and supplies; and

BE IT FURTHER RESOLVED, That the Speaker and the Chief Clerk are hereby authorized and directed to retain such additional employees as may be necessary to continue the interim work of the Legislature and to fix their compensation therefor; and

BE IT FURTHER RESOLVED, That the Chief Clerk be authorized and directed to make out the necessary vouchers upon which warrants shall be drawn for the final payment of all expenses in connection with the closing business and for any other business of the House of Representatives; and

BE IT FURTHER RESOLVED, That neither the Speaker nor the Chief Clerk shall approve or sign any personal service contract without the express approval of the Executive Rules Committee; and

BE IT FURTHER RESOLVED, That the State Treasurer be, and is hereby directed to draw his warrants for the payment of salaries, per diem, in lieu payments, and reimbursements of and to the members of the House of Representatives, the elected officers of the House of Representatives, and the retained employees each month upon vouchers signed by the members, officers, or employees and approved by the Chief Clerk of the House of Representatives and he is authorized to deliver the warrants to the Chief Clerk of the House of Representatives for delivery or mailing to those entitled thereto; and

WHEREAS, New developments in legislative processes and administration are constantly occurring; and

WHEREAS, The substantive matters requiring legislative action are becoming increasingly complex; and

WHEREAS, The Council of State Governments, the National Conference of State Legislatures, and other organizations are offering a variety of training and continuing education courses and meetings on such subjects; and

WHEREAS, The participation in such activities by members of the House and legislative staff will benefit the house in furthering the efficiency and economy of its operation;

NOW, THEREFORE, BE IT RESOLVED, That the Speaker may authorize the attendance of members and staff members at such courses or meetings as may be deemed pertinent and may authorize the expenditure of registration or tuition fees and reimbursement for subsistence and travel for such purpose; and

BE IT FURTHER RESOLVED, That members of the Legislature be reimbursed for expenses incurred in attending such conferences, meetings, and continuing education courses at the rate prescribed by RCW 44.04.120, plus mileage to and from the conferences, meetings, and courses at the rate established by law, except that if travel was by means of common carrier then only actual fare may be claimed, said reimbursements to be paid on their vouchers from any appropriation made to the House of Representatives for legislative expenses; and

BE IT FURTHER RESOLVED, That employees of the Legislature be reimbursed for expenses incurred in attending such conferences, meetings, and continuing education courses at the rate prescribed by RCW 43.03.050, plus mileage to and from the conferences, meetings, and courses at the rate established by law, except that if travel was by means of common carrier then only actual fare may be claimed, said reimbursements to be paid on their vouchers out of funds appropriated for legislative expenses; and

BE IT FURTHER RESOLVED, That the Chief Clerk is authorized to approve vouchers of the members of the House, covering expenses incurred during the interim for official business of the Legislature or in preparation for the sessions of the Legislature and organizational duties in connection therewith, at the per diem rate provided by RCW 44.04.120, for each day or major portion thereof, plus mileage at the rate established by law; and

BE IT FURTHER RESOLVED, That the Chief Clerk is hereby authorized and directed, during the interim, and as authorized by the Speaker and the Employment Committee, to hire any necessary employees, to order necessary supplies, equipment, and printing to enable the House to carry out its work promptly and efficiently, and to accept committee reports, committee bills, prefiled bills, memorials, and resolutions as directed by the Rules of the House and by Joint Rules of the Legislature; and

BE IT FURTHER RESOLVED, That after the adjournment of the 1981 Session of the Forty-Seventh Legislature the use of the House Chamber, any of its committee rooms, members' offices, or any of the furniture or furnishings therein, shall not be granted to anyone without the permission of the Speaker and the Chief Clerk of the House of Representatives; and

BE IT FURTHER RESOLVED, That the Chief Clerk is authorized to express the sympathy of the House by sending flowers in the event of a bereavement in a Representative's or Senator's family; and

BE IT FURTHER RESOLVED, That the Chief Clerk is authorized to make out the necessary vouchers upon which warrants for the foregoing expenses and expenditures shall be drawn.

Mr. Nelson (G) moved adoption of the resolution and spoke in favor of it.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Ms. Rinehart.

Ms. Rinehart: "Representative Nelson, on page 2, the second paragraph of the second resolve, when it speaks of attaining such additional employees as may be necessary to continue the interim work of the legislature, is there any implied assumption there of whether or not that's partisan or nonpartisan staff?"

Mr. Nelson (G): "Representative Rinehart, the Joint Employment Committee does take part in establishing the number of people that will be required for the involvement during the interim."

Ms. Rinehart: "On the fourth resolve then, it says, 'Be it further resolved, that neither the Speaker nor the Chief Clerk shall approve or sign any personal service contract without the express approval of the Executive Rules Committee.' By what vote is that personal service contract approved?"

Mr. Nelson (G): "All committee of the legislature require a majority vote."

Ms. Rinehart: "A majority of the members or a majority of those present?"

Mr. Nelson (G): "A majority of the members."

Ms. Rinehart: "On page 3, 'Now therefore, be it resolved, that the Speaker may authorize the attendance of members and staff members at such courses or meetings as may be deemed pertinent...' Is there an assumed criteria for that decision?"

Mr. Nelson (G): "Yes."

Ms. Rinehart: "What is the criteria?"

Mr. Nelson (G): "The staff that we have go to seminars that may be local or someplace else, and it may be on behalf of work that is going to be done in the legislature. They are hired for those particular jobs and then, in fact, the Executive Rules Committee will review any such expenditure that is needed to have them attend any seminars or conventions or something in that order. The criteria is that they have a job description and they have to have the talents and skills and disciplines to fulfill that job description."

Ms. Rinehart: "On page 4, the middle section, which says, '...to hire any necessary employees, to order necessary supplies, equipment....' Again, what is the criteria for those decisions?"

Mr. Nelson (G): "The Chief Clerk in this case, in conjunction with the Employment Committee, establishes those criteria."

Ms. Rinehart: "The Chief Clerk and the Joint Employment Committee?"

Mr. Nelson (G): "Yes, the Joint Employment Committee gives direction to the Chief Clerk that it has overseen the ability of the Speaker."

Ms. Rinehart: "But the first decision comes from the Joint Employment Committee?"

Mr. Nelson (G): "Yes."

House Resolution No. 81-81 was adopted.

HOUSE RESOLUTION NO. 81-82, by Representative Nelson (G):

BE IT RESOLVED, That a committee of three members be appointed by the Speaker to notify the Senate that the House is ready to adjourn *sine die*.

On motion of Mr. Nelson (G), the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

In compliance with the terms of House Resolution No. 81-82, the Speaker appointed Representatives Vander Stoep, Struthers and Becker to notify the Senate that the House was about to adjourn sine die.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE HOUSE BILL NO. 76,
HOUSE BILL NO. 99,
SUBSTITUTE HOUSE BILL NO. 116,
SUBSTITUTE HOUSE BILL NO. 128,
HOUSE BILL NO. 137,
SUBSTITUTE HOUSE BILL NO. 138,
SUBSTITUTE HOUSE BILL NO. 145,
SUBSTITUTE HOUSE BILL NO. 149,
HOUSE BILL NO. 212,
SECOND SUBSTITUTE HOUSE BILL NO. 235,
SUBSTITUTE HOUSE BILL NO. 252,
SECOND SUBSTITUTE HOUSE BILL NO. 257,
HOUSE BILL NO. 304,
HOUSE BILL NO. 341,
SUBSTITUTE HOUSE BILL NO. 397,
SUBSTITUTE HOUSE BILL NO. 484,
SUBSTITUTE HOUSE BILL NO. 561,
HOUSE BILL NO. 599,
SUBSTITUTE HOUSE BILL NO. 648,
HOUSE BILL NO. 677,
SUBSTITUTE HOUSE BILL NO. 753,
SUBSTITUTE HOUSE JOINT RESOLUTION NO. 7,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SECOND SUBSTITUTE HOUSE BILL NO. 624,
HOUSE CONCURRENT RESOLUTION NO. 28,
HOUSE CONCURRENT RESOLUTION NO. 29,
SENATE BILL NO. 3000,
SENATE BILL NO. 3018,
SENATE BILL NO. 3023,
SUBSTITUTE SENATE BILL NO. 3063,
SENATE BILL NO. 3071,
SENATE BILL NO. 3077,
SUBSTITUTE SENATE BILL NO. 3104,
SUBSTITUTE SENATE BILL NO. 3188,
SUBSTITUTE SENATE BILL NO. 3190,
SENATE BILL NO. 3215,
SENATE BILL NO. 3230,
SUBSTITUTE SENATE BILL NO. 3231,
SENATE BILL NO. 3264,
SENATE BILL NO. 3298,
SENATE BILL NO. 3304,
SUBSTITUTE SENATE BILL NO. 3307,
SUBSTITUTE SENATE BILL NO. 3309,
SUBSTITUTE SENATE BILL NO. 3315,
SUBSTITUTE SENATE BILL NO. 3342,
SUBSTITUTE SENATE BILL NO. 3344,
SENATE BILL NO. 3356,
SENATE BILL NO. 3358,

SUBSTITUTE SENATE BILL NO. 3360,
 SENATE BILL NO. 3375,
 SUBSTITUTE SENATE BILL NO. 3386,
 SUBSTITUTE SENATE BILL NO. 3388,
 SUBSTITUTE SENATE BILL NO. 3453,
 SUBSTITUTE SENATE BILL NO. 3554,
 SENATE BILL NO. 3591,
 SENATE BILL NO. 3610,
 SUBSTITUTE SENATE BILL NO. 3669,
 SUBSTITUTE SENATE BILL NO. 3699,
 SUBSTITUTE SENATE BILL NO. 3704,
 SUBSTITUTE SENATE BILL NO. 3705,
 SUBSTITUTE SENATE BILL NO. 3726,
 SENATE BILL NO. 3752,
 SENATE BILL NO. 3796,
 SUBSTITUTE SENATE BILL NO. 3843,
 SUBSTITUTE SENATE BILL NO. 3845,
 SENATE BILL NO. 3866,
 SENATE BILL NO. 3886,
 SUBSTITUTE SENATE BILL NO. 3890,
 SENATE BILL NO. 3931,
 SUBSTITUTE SENATE BILL NO. 3945,
 SENATE BILL NO. 3953,
 SUBSTITUTE SENATE BILL NO. 3989,
 SENATE BILL NO. 4033,
 SUBSTITUTE SENATE BILL NO. 4085,
 SUBSTITUTE SENATE BILL NO. 4090,
 SUBSTITUTE SENATE BILL NO. 4095,
 SENATE BILL NO. 4205,
 SUBSTITUTE SENATE BILL NO. 4206,
 SENATE BILL NO. 4208,
 SUBSTITUTE SENATE BILL NO. 4210,
 SUBSTITUTE SENATE BILL NO. 4211,
 SUBSTITUTE SENATE BILL NO. 4212,
 SENATE BILL NO. 4213,
 SUBSTITUTE SENATE BILL NO. 4214,
 SUBSTITUTE SENATE BILL NO. 4275,
 SUBSTITUTE SENATE BILL NO. 4283,
 SENATE BILL NO. 4327,
 SUBSTITUTE SENATE BILL NO. 4360,
 SENATE BILL NO. 4363,
 SUBSTITUTE SENATE JOINT RESOLUTION NO. 133,
 SENATE CONCURRENT RESOLUTION NO. 109.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 117,
 SENATE CONCURRENT RESOLUTION NO. 118.

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 117, by Senators Hayner, Jones, Bottiger and Fleming:

Notifying the Governor that the legislature is ready to adjourn Sine Die.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended, and Senate Concurrent Resolution No. 117 was advanced to second reading and read the second time in full.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 117 was placed on final passage.

Senate Concurrent Resolution No. 117 was adopted.

SENATE CONCURRENT RESOLUTION NO. 118, by Senators Hayner, Jones, Bottiger and Fleming:

Appointing a committee to notify the House that the Senate is ready to adjourn Sine Die.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended, and Senate Concurrent Resolution No. 118 was advanced to second reading and read the second time in full.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Senate Concurrent Resolution No. 118 was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

In compliance with the terms of Senate Concurrent Resolution No. 117, the Speaker appointed Representatives Fancher, Valle, Erickson and Hastings to notify the Governor that the Legislature was about to adjourn sine die.

COMMITTEE FROM SENATE

A committee from the Senate, consisting of Senators Woody, Fleming and Jones, appeared at the bar of the House and reported that the Senate was about to adjourn sine die.

The report was received and the committee returned to the Senate.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

The President has signed:

SECOND SUBSTITUTE HOUSE BILL NO. 624,
HOUSE CONCURRENT RESOLUTION NO. 28,
HOUSE CONCURRENT RESOLUTION NO. 29,
SENATE CONCURRENT RESOLUTION NO. 117,
SENATE CONCURRENT RESOLUTION NO. 118,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SENATE CONCURRENT RESOLUTION NO. 117,
SENATE CONCURRENT RESOLUTION NO. 118.

REPORT OF SPECIAL COMMITTEE

The special committee from the House, appointed under the terms of House Resolution No. 81-82, appeared at the bar of the House and reported that they had notified the Senate that the House was ready to adjourn sine die.

The report was received and the committee retired.

MESSAGE FROM THE SENATE

April 26, 1981

Mr. Speaker:

Under the provisions of HOUSE CONCURRENT RESOLUTION NO. 28, the Senate herewith returns the following House Bills:

SUBSTITUTE HOUSE BILL NO. 3,
HOUSE BILL NO. 4,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 11,

HOUSE BILL NO. 12,
 SUBSTITUTE HOUSE BILL NO. 15,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 16,
 SUBSTITUTE HOUSE BILL NO. 17,
 SUBSTITUTE HOUSE BILL NO. 21,
 ENGROSSED HOUSE BILL NO. 22,
 SUBSTITUTE HOUSE BILL NO. 37,
 SUBSTITUTE HOUSE BILL NO. 40,
 SUBSTITUTE HOUSE BILL NO. 43,
 ENGROSSED HOUSE BILL NO. 46,
 HOUSE BILL NO. 51,
 SUBSTITUTE HOUSE BILL NO. 55,
 HOUSE BILL NO. 57,
 SUBSTITUTE HOUSE BILL NO. 58,
 SUBSTITUTE HOUSE BILL NO. 62,
 ENGROSSED HOUSE BILL NO. 63,
 SUBSTITUTE HOUSE BILL NO. 67,
 SUBSTITUTE HOUSE BILL NO. 70,
 SECOND SUBSTITUTE HOUSE BILL NO. 74,
 ENGROSSED HOUSE BILL NO. 77,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 78,
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 84,
 HOUSE BILL NO. 86,
 SUBSTITUTE HOUSE BILL NO. 87,
 SUBSTITUTE HOUSE BILL NO. 95,
 ENGROSSED HOUSE BILL NO. 100,
 SUBSTITUTE HOUSE BILL NO. 107,
 HOUSE BILL NO. 109,
 HOUSE BILL NO. 110,
 ENGROSSED HOUSE BILL NO. 114,
 SUBSTITUTE HOUSE BILL NO. 115,
 SUBSTITUTE HOUSE BILL NO. 117,
 ENGROSSED HOUSE BILL NO. 122,
 SUBSTITUTE HOUSE BILL NO. 124,
 SUBSTITUTE HOUSE BILL NO. 126,
 HOUSE BILL NO. 130,
 HOUSE BILL NO. 131,
 SUBSTITUTE HOUSE BILL NO. 135,
 ENGROSSED HOUSE BILL NO. 151,
 SECOND SUBSTITUTE HOUSE BILL NO. 158,
 HOUSE BILL NO. 167,
 SUBSTITUTE HOUSE BILL NO. 174,
 SUBSTITUTE HOUSE BILL NO. 177,
 THIRD SUBSTITUTE HOUSE BILL NO. 179,
 ENGROSSED HOUSE BILL NO. 183,
 SUBSTITUTE HOUSE BILL NO. 187,
 ENGROSSED HOUSE BILL NO. 188,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 189,
 SUBSTITUTE HOUSE BILL NO. 196,
 HOUSE BILL NO. 198,
 ENGROSSED HOUSE BILL NO. 204,
 SUBSTITUTE HOUSE BILL NO. 213,
 SUBSTITUTE HOUSE BILL NO. 216,
 HOUSE BILL NO. 221,
 ENGROSSED HOUSE BILL NO. 223,
 SUBSTITUTE HOUSE BILL NO. 224,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 226,
 ENGROSSED HOUSE BILL NO. 230,
 ENGROSSED HOUSE BILL NO. 232,
 HOUSE BILL NO. 238,
 SUBSTITUTE HOUSE BILL NO. 242,
 SUBSTITUTE HOUSE BILL NO. 243,
 SUBSTITUTE HOUSE BILL NO. 247,
 HOUSE BILL NO. 248,
 HOUSE BILL NO. 249,
 SUBSTITUTE HOUSE BILL NO. 259,
 HOUSE BILL NO. 260,
 SUBSTITUTE HOUSE BILL NO. 268,

SUBSTITUTE HOUSE BILL NO. 274,
 HOUSE BILL NO. 275,
 SUBSTITUTE HOUSE BILL NO. 279,
 REENGROSSED HOUSE BILL NO. 286,
 ENGROSSED HOUSE BILL NO. 289,
 SUBSTITUTE HOUSE BILL NO. 293,
 HOUSE BILL NO. 319,
 HOUSE BILL NO. 322,
 HOUSE BILL NO. 330,
 SUBSTITUTE HOUSE BILL NO. 333,
 SUBSTITUTE HOUSE BILL NO. 339,
 ENGROSSED HOUSE BILL NO. 342,
 HOUSE BILL NO. 347,
 SUBSTITUTE HOUSE BILL NO. 349,
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 353,
 SUBSTITUTE HOUSE BILL NO. 355,
 HOUSE BILL NO. 357,
 SUBSTITUTE HOUSE BILL NO. 359,
 HOUSE BILL NO. 361,
 HOUSE BILL NO. 367,
 SUBSTITUTE HOUSE BILL NO. 368,
 HOUSE BILL NO. 370,
 HOUSE BILL NO. 375,
 ENGROSSED HOUSE BILL NO. 381,
 HOUSE BILL NO. 385,
 ENGROSSED HOUSE BILL NO. 386,
 SUBSTITUTE HOUSE BILL NO. 387,
 SUBSTITUTE HOUSE BILL NO. 399,
 HOUSE BILL NO. 400,
 HOUSE BILL NO. 401,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 402,
 HOUSE BILL NO. 410,
 SUBSTITUTE HOUSE BILL NO. 412,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 413,
 SUBSTITUTE HOUSE BILL NO. 419,
 SUBSTITUTE HOUSE BILL NO. 421,
 SUBSTITUTE HOUSE BILL NO. 424,
 SUBSTITUTE HOUSE BILL NO. 430,
 HOUSE BILL NO. 435,
 ENGROSSED HOUSE BILL NO. 439,
 ENGROSSED HOUSE BILL NO. 441,
 HOUSE BILL NO. 442,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 444,
 ENGROSSED HOUSE BILL NO. 446,
 SUBSTITUTE HOUSE BILL NO. 449,
 SUBSTITUTE HOUSE BILL NO. 451,
 SUBSTITUTE HOUSE BILL NO. 452,
 HOUSE BILL NO. 456,
 SUBSTITUTE HOUSE BILL NO. 462,
 ENGROSSED HOUSE BILL NO. 470,
 HOUSE BILL NO. 472,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 477,
 SUBSTITUTE HOUSE BILL NO. 481,
 HOUSE BILL NO. 494,
 HOUSE BILL NO. 497,
 HOUSE BILL NO. 500,
 REENGROSSED SUBSTITUTE HOUSE BILL NO. 506,
 HOUSE BILL NO. 515,
 ENGROSSED HOUSE BILL NO. 516,
 HOUSE BILL NO. 518,
 ENGROSSED HOUSE BILL NO. 519,
 SUBSTITUTE HOUSE BILL NO. 521,
 ENGROSSED HOUSE BILL NO. 527,
 ENGROSSED HOUSE BILL NO. 531,
 HOUSE BILL NO. 533,
 HOUSE BILL NO. 539,
 HOUSE BILL NO. 542,
 ENGROSSED HOUSE BILL NO. 554.

SUBSTITUTE HOUSE BILL NO. 557,
 HOUSE BILL NO. 563,
 HOUSE BILL NO. 568,
 ENGROSSED HOUSE BILL NO. 569,
 SUBSTITUTE HOUSE BILL NO. 571,
 HOUSE BILL NO. 572,
 HOUSE BILL NO. 576,
 SUBSTITUTE HOUSE BILL NO. 577,
 SUBSTITUTE HOUSE BILL NO. 591,
 SUBSTITUTE HOUSE BILL NO. 593,
 HOUSE BILL NO. 594,
 HOUSE BILL NO. 596,
 ENGROSSED HOUSE BILL NO. 597,
 SUBSTITUTE HOUSE BILL NO. 598,
 HOUSE BILL NO. 600,
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 603,
 SUBSTITUTE HOUSE BILL NO. 612,
 HOUSE BILL NO. 614,
 SUBSTITUTE HOUSE BILL NO. 617,
 ENGROSSED HOUSE BILL NO. 618,
 HOUSE BILL NO. 619,
 ENGROSSED HOUSE BILL NO. 621,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 626,
 HOUSE BILL NO. 631,
 SUBSTITUTE HOUSE BILL NO. 634,
 SUBSTITUTE HOUSE BILL NO. 639,
 ENGROSSED HOUSE BILL NO. 641,
 SUBSTITUTE HOUSE BILL NO. 658,
 ENGROSSED HOUSE BILL NO. 660,
 SUBSTITUTE HOUSE BILL NO. 663,
 SUBSTITUTE HOUSE BILL NO. 678,
 SUBSTITUTE HOUSE BILL NO. 680,
 HOUSE BILL NO. 682,
 HOUSE BILL NO. 686,
 SUBSTITUTE HOUSE BILL NO. 690,
 SUBSTITUTE HOUSE BILL NO. 696,
 SUBSTITUTE HOUSE BILL NO. 702,
 HOUSE BILL NO. 706,
 HOUSE BILL NO. 708,
 SUBSTITUTE HOUSE BILL NO. 709,
 HOUSE BILL NO. 716,
 REENGROSSED HOUSE BILL NO. 719,
 HOUSE BILL NO. 720,
 ENGROSSED HOUSE BILL NO. 721,
 ENGROSSED HOUSE BILL NO. 722,
 REENGROSSED HOUSE BILL NO. 723,
 SUBSTITUTE HOUSE BILL NO. 724,
 ENGROSSED HOUSE BILL NO. 728,
 SUBSTITUTE HOUSE BILL NO. 731,
 HOUSE BILL NO. 732,
 SUBSTITUTE HOUSE BILL NO. 733,
 ENGROSSED HOUSE BILL NO. 735,
 HOUSE BILL NO. 736,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 739,
 REENGROSSED SUBSTITUTE HOUSE BILL NO. 749,
 ENGROSSED HOUSE BILL NO. 752,
 HOUSE JOINT MEMORIAL NO. 1,
 HOUSE JOINT MEMORIAL NO. 2,
 ENGROSSED SUBSTITUTE HOUSE JOINT MEMORIAL NO. 7,
 ENGROSSED HOUSE JOINT MEMORIAL NO. 10,
 HOUSE JOINT MEMORIAL NO. 13,
 ENGROSSED HOUSE JOINT MEMORIAL NO. 14,
 HOUSE JOINT MEMORIAL NO. 15,
 SUBSTITUTE HOUSE JOINT RESOLUTION NO. 10,
 ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5,
 HOUSE CONCURRENT RESOLUTION NO. 6,
 HOUSE CONCURRENT RESOLUTION NO. 10,
 ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 16,

HOUSE CONCURRENT RESOLUTION NO. 18,
ENGROSSED SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 20,
HOUSE CONCURRENT RESOLUTION NO. 24,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

REPORT OF SPECIAL COMMITTEE

The special committee appointed under the terms of Senate Concurrent Resolution No. 117 appeared at the bar of the House and reported that the Governor had been notified that the Legislature was about to adjourn sine die.

The report was received and the committee retired.

MOTIONS

On motion of Mr. Nelson (G), the floor resolutions remaining on the Chief Clerk's desk were referred to Rules Committee.

On motion of Mr. Nelson (G), reading of the Journal of the One Hundred Fifth Day of the Regular Session of the Forty-seventh Legislature was dispensed with and it was ordered to stand approved.

MOTION

On motion of Mr. Nelson (G), the House of Representatives of the Regular Session of the Forty-seventh Legislature adjourned sine die.

WILLIAM M. POLK, Speaker.

VITO T. CHIECHI, Chief Clerk.

FIRST DAY

MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, April 28, 1981

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by Sergeant at Arms Color Guard, Pages Ron Thompson and Jay Stewart. Prayer was offered by The Reverend Charles Loyer of Westminster United Presbyterian Church of Olympia.

MESSAGE FROM SECRETARY OF STATE

April 27, 1981

To the Honorable,
Speaker of the House
The Legislature of the State of Washington
Olympia, Washington
Mr. Speaker:

I, Ralph Munro, Secretary of State of the State of Washington and custodian of the official seal of the State, do hereby certify that I have compared the attached copy of the Proclamation of the Governor calling an extraordinary session of the Legislature of the State of Washington to convene on the 28th day of April, 1981, with the original of said Proclamation now on file in this office, and find the same to be a full, true and correct copy of said original, and the whole thereof, together with all official endorsements thereon.

IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of the State of Washington. Done at the Capitol at Olympia on the 27th Day of April, 1981.
(Seal of the State of Washington)

RALPH MUNRO, Secretary of State.

PROCLAMATION OF THE GOVERNOR

In accordance with Article II, section 12 (Amendment 68), the 1981 Regular Session adjourned April 26, 1981, the 105th day of the session. Because several items critical to the state were not resolved, it is necessary to convene an extraordinary session. These items are:

1. Budget and supplemental budget measures, necessary revenue and bonding bills to fund those measures, and required enabling legislation, i.e., ESSB 3206, ESSB 3698, SSB 4299;
2. Bills relating to the Washington Public Power Supply System, i.e., ESB 3797, SHB 339;
3. A bill relating to nursing homes, i.e., SSB 3765;
4. A bill relating to local option financing, i.e., ESHB 749.

NOW THEREFORE, I, John Spellman, Governor of the state of Washington, by virtue of the authority vested in me by Article II, Section 12 (Amendment 68), and Article III, Section 7 of the State Constitution, do hereby convene for no more than two days the Legislature of the state of Washington in extraordinary session in the capitol at Olympia on the 28th day of April, 1981, at the hour of 9:00 a.m. for the purposes stated herein.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia this 27th day of April, Nineteen Hundred and Eighty-one.

(Seal of the State of Washington)

JOHN SPELLMAN, Governor.

RESOLUTION

HOUSE RESOLUTION NO. 81-83, by Representative Nelson (G):

BE IT RESOLVED, That the Chief Clerk of the House of Representatives notify the Senate by message that the House is now organized and ready to transact business.

On motion of Mr. Nelson (G), the resolution was adopted.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MESSAGES FROM THE SENATE

April 28, 1981

Mr. Speaker:

The Senate is now organized and ready to transact business.

Sidney R. Snyder, Secretary.

April 28, 1981

Mr. Speaker:

The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 119,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 119, by Senators Hayner, Jones, Bottiger and Fleming:

Reintroducing bills from the 1981 regular session.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended and Senate Concurrent Resolution No. 119 was advanced to second reading and read the second time in full.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 119 was placed on final passage.

Senate Concurrent Resolution No. 119 was adopted.

The Speaker declared the House to be at recess until 1:00 p.m.

AFTERNOON SESSION

The House was called to order at 1:00 p.m. by the Speaker. The Clerk called the roll and all members were present.

MESSAGE FROM THE SENATE

April 28, 1981

Mr. Speaker:

The Senate has passed:

REENGROSSED SUBSTITUTE SENATE BILL NO. 3797,

REENGROSSED SUBSTITUTE SENATE BILL NO. 4299,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTIONS AND FIRST READING

REENGROSSED SUBSTITUTE SENATE BILL NO. 3797, by Committee on Energy and Utilities (originally sponsored by Senators Gould, Bottiger, Guess, Hemstad, Hurley, Scott, Williams, Woody and Moore):

Modifying provisions relating to the management of joint operating agencies.

REENGROSSED SUBSTITUTE SENATE BILL NO. 4299, by Committee on Ways and Means (originally sponsored by Senator Deccio):

Modifying provisions relating to public assistance.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended and Reengrossed Substitute Senate Bill No. 3797 and Reengrossed Substitute Senate Bill No. 4299 were advanced to second reading and placed on today's second reading calendar.

On motion of Mr. Nelson (G), the Rules Committee was relieved of SUBSTITUTE HOUSE BILL NO. 339 and it was ordered placed on today's third reading calendar.

On motion of Mr. Nelson (G), the Rules Committee was relieved of HOUSE CONCURRENT RESOLUTION NO. 26 and it was ordered placed at the top of today's third reading calendar.

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 26, by Representative Wilson:

Authorizing studies by the legislative transportation committee and the standing committees on transportation.

The resolution was read the third time and placed on final passage.

Mr. Wilson spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 26, and the resolution was adopted by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed House Concurrent Resolution No. 26, having received the constitutional majority, was adopted.

MESSAGE FROM THE SENATE

April 28, 1981

Mr. Speaker:

The President has signed:

SENATE CONCURRENT RESOLUTION NO. 119,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SENATE CONCURRENT RESOLUTION NO. 119.

INTERIM COMMITTEE APPOINTMENT

The Speaker appointed to the Joint Legislative Arts Committee: Representatives O'Brien, Wilson, Gruger and Polk.

MOTION

On motion of Mr. Nelson (G), the House reverted to the sixth order of business.

SECOND READING

REENGROSSED SUBSTITUTE SENATE BILL NO. 4299, by Committee on Ways and Means (originally sponsored by Senator Deccio):

Modifying provisions relating to public assistance.

The bill was read the second time.

Ms. Becker moved adoption of the following amendment:

On page 4, line 7 after "assistance" strike "(~~PROVIDED~~;" and all language down to and including "spouse;" on line 11 and insert the following ": PROVIDED, That general assistance shall be granted temporarily to any person eligible for and receiving supplemental security income whose need, as defined in this section, is not met by such supplemental security income grant because of separation from a spouse."

Representatives Becker and Heck spoke in favor of the amendment, and Mr. Nisbet spoke against it.

Mr. Heck demanded an electric roll call vote and the demand was sustained.

Ms. Berleen spoke against the amendment, and Ms. Becker spoke again in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Becker to page 4, line 7 of Reengrossed Substitute Senate Bill No. 4299, and the amendment was not adopted by the following vote: Yeas, 43; nays, 54; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Van Dyken, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Not voting: Representative Tupper.

Ms. Becker moved adoption of the following amendment:

On page 13, line 4 strike all of section 10 and insert the following:

***NEW SECTION. Sec. 10.** There is added to chapter 74.08 RCW a new section to read as follows:

(1) Grants shall be awarded on a statewide basis in accordance with standards of assistance established by the department. The standards of assistance for any family size shall be adjusted on July 1 of each year. Except in the consolidated emergency assistance program, the standards shall be equal to the community services administration, nonfarm poverty level income, in effect on April 1, 1981, adjusted for family size for the continental United States. The department shall update the standards to take inflation into account. The cash payment to recipients of aid to families with dependent children and the general assistance-unemployable shall not be reduced below the level in effect on July 1, 1981.

(2) The standards of assistance shall take into account the economy of joint living arrangements. The standards of assistance may vary by geographical areas. The department may adjust the standards of assistance for shelter provided at no cost and for supplied shelter under the supplemental security program.

(3) Nothing in this section shall prohibit the department from complying with minimum payment requirements of the supplemental security-income program."

Ms. Becker spoke in favor of the amendment, and Mr. Nisbet spoke against it.

Mr. Heck demanded an electric roll call vote and the demand was sustained.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Becker to page 13, line 4 of Reengrossed Substitute Senate Bill No. 4299, and the amendment was not adopted by the following vote: Yeas, 42; nays, 55; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Rinehart.

Ms. Becker moved adoption of the following amendment:

On page 14, line 12 strike "The department may, by rule, prescribe maximums and ratable reductions for grants." and insert "The cash payment to recipients of aid to families with dependent children and general assistance-unemployable shall not be reduced below the level in effect on July 1, 1981."

Representatives Becker and Kreidler spoke in favor of the amendment, and Mr. Nisbet spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Becker to page 14, line 12 of Reengrossed Substitute Senate Bill No. 4299, and the amendment was not adopted by the following vote: Yeas, 41; nays, 57; not voting, 0.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Walk, Williams, Wilson, Winsley, and Mr. Speaker.

Ms. Becker moved adoption of the following amendments by Representatives Becker, Kreidler and Wang:

On page 22, line 3 after "Care" strike "shall not be included" and insert "may be excluded"

On page 24, line 4 strike "Medical assistance" and all material down to and including "act" on line 7 and insert "Medical assistance, notwithstanding any other provision of law, may exclude routine foot care, chiropractic, or dental services delivered by any health care provider that are not earmarked by Title XIX of the social security act."

Representatives Becker, Wang, Kreidler, O'Brien and Rinehart spoke in favor of the amendments, and Mr. Nisbet spoke against them.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representative Becker and others to page 22 and page 24 of Reengrossed Substitute Senate Bill No. 4299, and the amendments were not adopted by the following vote: Yeas, 46; nays, 51; not voting, 1.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Padden, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Taylor, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, and Mr. Speaker.

Not voting: Representative Wilson.

STATEMENT FOR THE JOURNAL

On the House floor amendment to Reengrossed Substitute Senate Bill No. 4299, on page 22, line 1, change my vote from "No" to "Yes."

MIKE PATRICK, 11th District.

Mr. Kreidler moved adoption of the following amendment by Representatives Kreidler, Rust, Wang, Erickson and Thompson:

On page 25, line 4 strike "not less than one thousand five hundred" and insert "not more than one thousand five hundred"

Mr. Kreidler spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Kreidler and others to page 25 of Reengrossed Substitute Senate Bill No. 4299, and the amendment was not adopted by the following vote: Yeas, 48; nays, 48; not voting, 2.

Voting yea: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Stratton, Teutsch, Thompson, Tupper, Valle, Walk, Wang, Warnke, Wilson, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Smith, Sprague, Struthers, Taylor, Tilly, Van Dyken, Vander Stoep, Williams, and Mr. Speaker.

Not voting: Representatives Schmidt, Sommers.

Ms. Stratton moved adoption of the following amendment by Representatives Stratton, Owen, Brown and Salatino:

On page 27, line 28 strike sections 26 and 27 and renumber the remaining sections consecutively.

Representatives Stratton and Kreidler spoke in favor of the amendment, and Mr. Nisbet spoke against it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Stratton and others to page 27 of Reengrossed Substitute Senate Bill No. 4299, and the amendment was not adopted by the following vote: Yeas, 46; nays, 51; not voting, 1.

Voting yea: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Lane, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Walk, Wang, Warnke, Winsley.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, and Mr. Speaker.

Not voting: Representative Wilson.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and Reengrossed Substitute Senate Bill No. 4299 was placed on final passage.

Representatives Becker and Kreidler spoke against passage of the bill.

POINT OF INQUIRY

Mr. Nisbet yielded to question by Mr. Mitchell.

Mr. Mitchell: "Representative Nisbet, in section 21, lines 32 through 35, it says, 'Provided, that the department may not cut off any life sustaining medical services or supplies.' Does this prohibit the department from eliminating groups of beneficiaries, such as children and former AFDC cases, from medical coverage?"

Mr. Nisbet: "The specific intent is to prevent the department from eliminating the provisions of life sustaining medicines and respiratory services to eligible beneficiaries, who are, in fact, critically dependent on these services. In no way does it interfere with the department's ability to define eligibility requirements or other provisions of this bill which define covered persons."

Representatives Wang and Padden spoke against passage of the bill, and Mr. Nisbet spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Substitute Senate Bill No. 4299, and the bill passed the House by the following vote: Yeas, 50; nays, 48; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Vander Stoep, Williams, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler, Leonard, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Padden, Patrick, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Van Dyken, Walk, Wang, Warnke, Winsley.

Reengrossed Substitute Senate Bill No. 4299, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

REENGROSSED SUBSTITUTE SENATE BILL NO. 3797, by Committee on Energy and Utilities (originally sponsored by Senators Gould, Bottiger, Guess, Hemstad, Hurley, Scott, Williams, Woody and Moore):

Modifying provisions relating to the management of joint operating agencies.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

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

POINT OF INQUIRY

Mr. Barnes yielded to question by Mr. Cantu.

Mr. Cantu: "Representative Barnes, during the time that the Washington Public Power Supply System is engaged in construction of a nuclear power plant, is it the intent of the bill that the present board of directors is the authority to operate those projects which have been completed and are operating?"

Mr. Barnes: "No, Representative Cantu, the intent of the bill is expressed in section 2(1) to concentrate the powers going into construction of a nuclear plant in the new executive board until commencement of regular operation. At that time, it is provided in section 2(7), that the powers of the executive board with respect to each such plant are relinquished in favor of a board of directors. This question was requested to establish this possibility as asked for by some bond brokers to make financing easier."

Mr. Nelson (D) spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Substitute Senate Bill No. 3797, and the bill passed the House by the following vote: Yeas, 95; nays, 3; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Hankins, Rosbach, Vander Stoep.

Reengrossed Substitute Senate Bill No. 3797, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Mr. Nelson (G), Reengrossed Substitute Senate Bill No. 4299 and Reengrossed Substitute Senate Bill No. 3797 were ordered immediately transmitted to the Senate.

MESSAGE FROM THE SENATE

April 28, 1981

Mr. Speaker:

The Senate has passed:

REENGROSSED SUBSTITUTE SENATE BILL NO. 3206,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

REENGROSSED SUBSTITUTE SENATE BILL NO. 3206, by Committee on State Government (originally sponsored by Senators Rasmussen and Jones):

Implementing the law relating to control of intoxicating liquor.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and Reengrossed Substitute Senate Bill No. 3206 was advanced to second reading and read the second time in full.

Mr. Brown moved adoption of the following amendments by Representatives Brown, Salatino and Owen:

On page 18, line 21 after "and" strike "sixty" and insert "twenty-five"

On page 18, line 24 after "(fifty)" strike "sixty" and insert "twenty-five"

Representatives Brown, Salatino and Ehlers spoke in favor of the amendments, and Mr. Greengo spoke against them.

ROLL CALL

The Clerk called the roll on adoption of the amendments by Representatives Brown, Salatino and Owen to Reengrossed Substitute Senate Bill No. 3206, and the amendments were not adopted by the following vote: Yeas, 34; nays, 64; not voting, 0.

Voting yea: Representatives Becker, Bender, Bond, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Grimm, Heck, Hine, King J., King R., Lux, Martinis, Maxie, McCormick, Monohon, North, O'Brien, Owen, Rinehart, Rust, Salatino, Scott, Sherman, Stratton, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Brekke, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Granlund, Greengo, Gruger, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Kreidler, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson D., Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Smith, Sommers, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Mr. Brown moved adoption of the following amendment:

On page 15, line 33 after "ownership" strike "and/or corporate officers"

Representatives Brown and Owen spoke in favor of the amendment, and Mr. Sanders spoke against it.

Mr. Brown again spoke in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Brown to Reengrossed Substitute Senate Bill No. 3206, and the amendment was not adopted by the following vote: Yeas, 38; nays, 59; not voting, 1.

Voting yea: Representatives Barr, Becker, Bender, Bond, Brekke, Brown, Burns, Ehlers, Erak, Flanagan, Gallagher, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Valle, Walk, Wang, Warnke.

Voting nay: Representatives Addison, Amen, Barnes, Barrett, Berleen, Bickham, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Eng, Erickson, Fancher, Fiske, Galloway, Garson, Greengo, Hankins, Hastings, Houchen, James, Johnson, Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Not voting: Representative Isaacson.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and Reengrossed Substitute Senate Bill No. 3206 was placed on final passage.

Representatives Greengo and Nelson (G) spoke in favor of passage of the bill, and Representatives Owen, King (R), Grimm, Sommers, Ehlers, Heck, Lux and Bender spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Substitute Senate Bill No. 3206, and the bill passed the House by the following vote: Yeas, 55; nays, 43; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Berleen, Brekke, Brown, Burns, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., King R., Kreidler,

Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Thompson, Valle, Walk, Wang, Warnke.

Reengrossed Substitute Senate Bill No. 3206, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE SENATE

April 28, 1981

Mr. Speaker:

The Senate has passed:

REENGROSSED SUBSTITUTE SENATE BILL NO. 3765,
SENATE CONCURRENT RESOLUTION NO. 114,

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 121,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

April 28, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE SENATE BILL NO. 4299,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE SENATE BILL NO. 4299.

INTRODUCTIONS AND FIRST READING

REENGROSSED SUBSTITUTE SENATE BILL NO. 3765, by Committee on Ways and Means (originally sponsored by Senator Moore):

Modifying the cost reimbursement system for nursing homes.

SENATE CONCURRENT RESOLUTION NO. 114, by Senators Hayner and Jones:

Providing for a select joint committee to study mental health services.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 121, by Senators von Reichbauer, Zimmerman and Hayner:

Creating a Joint Select Committee on Local Government Finance.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended, and Reengrossed Substitute Senate Bill No. 3765, Senate Concurrent Resolution No. 114 and Engrossed Senate Concurrent Resolution No. 121 were advanced to second reading and placed on the second reading calendar.

On motion of Mr. Nelson (G), the House advanced to the sixth order of business.

SECOND READING

REENGROSSED SUBSTITUTE SENATE BILL NO. 3765, by Committee on Ways and Means (originally sponsored by Senator Moore):

Modifying the cost reimbursement system for nursing homes.

The bill was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Wang and Becker spoke against passage of the bill, and Mr. Nisbet spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Substitute Senate Bill No. 3765, and the bill passed the House by the following vote: Yeas, 67; nays, 31; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Erickson, Fancher, Fiske, Flanagan, Galloway, Garson, Greengo, Gruger, Hankins, Hastings, Hine, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, North, O'Brien, Padden, Patrick, Prince, Pruitt, Rosbach, Sanders, Schmidt, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Tilly, Tupper, Van Dyken, Vander Stoep, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Eng, Erak, Gallagher, Garrett, Granlund, Grimm, Heck, King J., King R., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., Owen, Rinehart, Rust, Salatino, Scott, Thompson, Valle, Walk, Wang, Warnke.

Reengrossed Substitute Senate Bill No. 3765, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 114, by Senators Hayner and Jones:

Providing for a select joint committee to study mental health services.

The resolution was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Representatives Williams, Becker and Pruitt spoke against passage of the resolution, and Representatives Mitchell and Nisbet spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of Senate Concurrent Resolution No. 114, and the resolution was adopted by the following vote: Yeas, 51; nays, 46; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Berleen, Bickham, Bond, Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ellis, Fancher, Fiske, Flanagan, Garson, Greengo, Hankins, Hastings, Houchen, Isaacson, James, Johnson, Lane, Leonard, Lewis, Lundquist, McDonald, McGinnis, Mitchell, Nelson G. A., Nickell, Nisbet, Padden, Patrick, Prince, Rosbach, Sanders, Schmidt, Smith, Sprague, Struthers, Taylor, Tilly, Tupper, Van Dyken, Wilson, and Mr. Speaker.

Voting nay: Representatives Becker, Bender, Brekke, Brown, Burns, Chamberlain, Ehlers, Eng, Erak, Erickson, Gallagher, Galloway, Garrett, Granlund, Grimm, Gruger, Heck, Hine, King J., Kreidler, Lux, Martinis, Maxie, McCormick, Monohon, Nelson D., North, O'Brien, Owen, Pruitt, Rinehart, Rust, Salatino, Scott, Sherman, Sommers, Stratton, Teutsch, Thompson, Valle, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley.

Not voting: Representative King R.

Senate Concurrent Resolution No. 114, having received the constitutional majority, was adopted.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 121, by Senators von Reichbauer, Zimmerman and Hayner:

Creating a Joint Select Committee on Local Government Finance.

The resolution was read the second time. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the resolution was placed on final passage.

Representatives Nelson (G), Hine and Sommers spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 121, and the resolution was adopted by the following vote: Yeas, 98; nays, 0; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Engrossed Senate Concurrent Resolution No. 121, having received the constitutional majority, was adopted.

MESSAGE FROM THE SENATE

April 28, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE SENATE BILL NO. 3206,
SUBSTITUTE SENATE BILL NO. 3797,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE SENATE BILL NO. 3206,
SUBSTITUTE SENATE BILL NO. 3797.

SENATE AMENDMENTS TO HOUSE CONCURRENT RESOLUTION

April 28, 1981

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 26 with the following amendments:

On page 2, line 1 after "committees;" insert a new subsection as follows:

"(3) Existing and alternative methods to finance this state's transportation programs. The study shall include an evaluation of the potential negative impact upon the motor vehicle fund of alternative vehicle propulsion systems, including electric vehicles, and shall analyze the possibility of establishing motor vehicle license fees based upon annual vehicle miles traveled;"

Re-number the remaining subsections consecutively.

On page 2, line 11 after "legislation;" insert a new subsection as follows:

"(5) The need for alternate sources and preservation of existing sources of highway construction materials becomes more critical with the passage of time making a study of the material sources extremely important;"

Re-number the remaining subsections consecutively.

On page 2, line 19 after "highways;" insert a new subsection as follows:

"(6) The distribution formula for allocating the county share of fuel tax revenues;"

Re-number the remaining subsections consecutively.

On page 2, line 32 after "corridor" and before the semicolon insert ", including improved rail passenger service between Seattle and Vancouver, B.C."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Wilson, the House concurred in the Senate amendments to Engrossed House Concurrent Resolution No. 26.

FINAL PASSAGE OF HOUSE CONCURRENT RESOLUTION
AS AMENDED BY SENATE

The Speaker declared the question before the House to be the final passage of Engrossed House Concurrent Resolution No. 26 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Concurrent Resolution No. 26 as amended by the Senate, and the resolution was adopted by the following vote: Yeas, 92; nays, 6; not voting, 0.

Voting yea: Representatives Addison, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Amen, Barr, Eberle, Ehlers, Hastings, Teutsch.

Engrossed House Concurrent Resolution No. 26 as amended by the Senate, having received the constitutional majority, was declared adopted.

MESSAGE FROM THE SENATE

April 28, 1981

Mr. Speaker:

The Senate has passed:
ENGROSSED SUBSTITUTE SENATE BILL NO. 3972,
and the same is herewith transmitted.

Sidney R. Snyder, Secretary

MOTION

On motion of Mr. Nelson (G), the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 3972, by Committee on Energy and Utilities (originally sponsored by Senators Williams, Gould, McDermott, Ridder, Bottiger, Lysen, Talmadge, Moore, Charnley and Hurley):

Providing for a study on the feasibility of completing nuclear power plants.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended, and Engrossed Substitute Senate Bill No. 3972 was advanced to second reading and read the second time in full.

On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

Representatives Barnes, Nelson (D), King (R) and Cantu spoke in favor of passage of the bill, and Mr. Isaacson spoke against it.

POINT OF INQUIRY

Mr. Nelson (D) yielded to question by Ms. Hine.

Ms. Hine: "Representative Nelson, does the definition of cost-effectiveness in this bill coincide with the one that we have in the Regional Power Act?"

Mr. Nelson (D): "Yes, Representative Hine, in my opinion, the Regional Power Act, Public Law 96-501, does provide the definition of cost-effective that fits that term as it is used in Substitute House Bill 339. Under that definition, cost-effective means that an energy resource or measure is forecast to be either reliable and available within the time it is needed and to meet or reduce the electrical power demands at an estimated incremental cost no greater than that of the least costly, similarly reliable and available alternative measure of resource. That definition is in that federal act and I believe it fits very well as the definition of the term in this bill."

Ms. Hine spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Barnes yielded to question by Mr. Scott.

Mr. Scott: "Representative Barnes, how is the cost-effectiveness supposed to be determined?"

Mr. Barnes: "The question and answer which occurred between Representative Hine and Representative Nelson is all correct. She had asked if the definition of cost-effectiveness was the same as that in the Northwest Regional Power Bill—the federal bill—and I believe Representative Nelson that he assumed it to be the same. It is in words practically the same, but the federal law involves some requirements of judgment by BPA and the administrator of the Northwest Power Bill. I think we can assume the definition, should there be any conflict, will be resolved by the legislative committee and the steering committee and the director of the study."

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

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 3972, and the bill passed the House by the following vote: Yeas, 80; nays, 18; not voting, 0.

Voting yea: Representatives Addison, Amen, Barnes, Barrett, Becker, Bender, Berleen, Bickham, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Dawson, Ehlers, Ellis, Eng, Erak, Erickson, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Heck, Hine, Houchen, James, Johnson, King J., King R., Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McDonald, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Scott, Sherman, Smith, Sommers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Winsley, and Mr. Speaker.

Voting nay: Representatives Barr, Bond, Clayton, Dickie, Eberle, Fancher, Hankins, Hastings, Isaacson, Leonard, McCormick, McGinnis, Sanders, Schmidt, Sprague, Stratton, Struthers, Wilson.

Engrossed Substitute Senate Bill No. 3972, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE

April 28, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE SENATE BILL NO. 3765,
SENATE CONCURRENT RESOLUTION NO. 114,
SENATE CONCURRENT RESOLUTION NO. 121,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Nelson (G), the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 339, by Committee on Energy and Utilities (originally sponsored by Representatives Isaacson and Hankins):

Permitting certain provisions and revenue bonds and warrants issued by operating agencies.

The bill was read the third time and placed on final passage.

MOTION

On motion of Mr. Nelson (G), the rules were suspended, and Substitute House Bill No. 339 was returned to second reading for the purpose of amendment.

The bill was read the second time.

Mr. Barnes moved adoption of the following amendments:

Strike everything after the enacting clause and insert the following:

'Section 1. Section 43.52.250, chapter 8, Laws of 1965 as amended by section 1, chapter 184, Laws of 1977 ex. sess. and RCW 43.52.250 are each amended to read as follows:

As used in this chapter and unless the context indicates otherwise, words and phrases shall mean:

'District' means a public utility district as created under the laws of the state of Washington authorized to engage in the business of generating and/or distributing electricity.

'City' means any city or town in the state of Washington authorized to engage in the business of generating and/or distributing electricity.

'Canada' means Canada or any province thereof.

'Operating agency' or 'joint operating agency' means a municipal corporation created pursuant to RCW 43.52.360, as now or hereafter amended.

'Public utility' means any person, firm or corporation, political subdivision or governmental subdivision including cities, towns and public utility districts engaged in or authorized to engage in the business of generating, transmitting or distributing electric energy.

'Revenue bonds or warrants' means bonds, notes, bond anticipation notes, warrants, certificates of indebtedness, commercial paper, refunding or renewal obligations, payable from a special fund or revenues of the utility properties operated by the joint operating agency.

Sec. 2. Section 43.52.3411, chapter 8, Laws of 1965 and RCW 43.52.3411 are each amended to read as follows:

For the purposes provided for in this chapter, an operating agency shall have power to issue revenue bonds or warrants payable from the revenues of the utility properties operated by it. Whenever the board of a joint operating agency shall deem it advisable to issue bonds or warrants to construct or acquire any public utility or any works, plants or facilities or any additions or betterments thereto or extensions thereof it shall provide therefor by resolution, which shall specify and adopt the system or plan proposed and declare the

estimated cost thereof as near as may be. Such cost may include funds for working capital, for payment of expenses incurred in the acquisition or construction of the utility and for the repayment of advances made to the operating agency by any public utility district or city. Except as otherwise provided in RCW 43.52.343, all the provisions of law as now or hereafter in effect relating to revenue bonds or warrants of public utility districts shall apply to revenue bonds or warrants issued by the joint operating agency including, without limitation, provisions relating to: The creation of special funds and the pledging of revenues thereto; the time and place of payment of such bonds or warrants and the interest rate or rates thereon; the covenants that may be contained therein and the effect thereof; the execution, issuance, sale, funding, or refunding, redemption and registration of such bonds or warrants; and the status thereof as negotiable instruments, as legal securities for deposits of public moneys and as legal investments for trustees and other fiduciaries and for savings and loan associations, banks and insurance companies doing business in this state. However, for revenue bonds or warrants issued by an operating agency, the provisions under RCW 54.24.030 relating to additional or alternate methods for payment may be made a part of the contract with the holders of any revenue bonds or warrants of an operating agency. The board may authorize the managing director or the treasurer of the operating agency to sell revenue bonds or warrants maturing one year or less from the date of issuance, and to fix the interest rate or rates on such revenue bonds or warrants with such restrictions as the board shall prescribe.

Sec. 3. Section 43.52.343, chapter 8, Laws of 1965 and RCW 43.52.343 are each amended to read as follows:

All bonds issued by an operating agency shall be sold and delivered in such manner, at such rate or rates of interest and for such price or prices and at such time or times as the board shall deem in the best interests of the operating agency, whether by negotiation or to the highest and best bidder after such advertising for bids as the board of the operating agency may deem proper: PROVIDED, That the board may reject any and all bids so submitted and thereafter sell such bonds so advertised under such terms and conditions as it may deem most advantageous to its own interests.

NEW SECTION. Sec. 4. There is added to chapter 43.52 RCW a new section to read as follows:

Any municipal corporation, cooperative or mutual which has entered into a contract with an operating agency to participate in the construction or acquisition of an energy plant as defined in chapter 80.50 RCW shall annually adopt a plan for the repayment of its contractual share of any operating agency obligation which matures prior to the planned operation of the plant. The manner of adoption of the plan shall be subject to the laws regarding approval of rates of the municipal corporation, cooperative or mutual.

The plan shall include the effect of the means of repayment on its financial condition, its customers' rates, its other contractual rights and obligations, and any other matter deemed useful by the participant.

Each such participating municipal corporation, cooperative or mutual shall include a statement of the extent of its contractual obligation to any operating agency in an annual financial report.

NEW SECTION. Sec. 5. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 6. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 5 of the title after "43.52.3411;" strike "repealing" and insert "amending"

On page 1, line 6 of the title after "43.52.343;" insert "adding a new section to chapter 43.52 RCW;"

Representatives Barnes, Nelson (D) and Scott spoke in favor of the amendments, and they were adopted.

The bill was ordered engrossed. On motion of Mr. Hastings, the rules were suspended, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 339, and the bill passed the House by the following vote; Yeas, 94; nays, 3; not voting, 1.

Voting yea: Representatives Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King J., King R., Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson D., Nelson G. A., Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Prince, Pruitt, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Warnke, Williams, Wilson, Winsley, and Mr. Speaker.

Voting nay: Representatives Erak, Rinehart, Wang.

Not voting: Representative Lewis.

Engrossed Substitute House Bill No. 339, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE SENATE BILL NO. 3765,
SENATE CONCURRENT RESOLUTION NO. 114,
SENATE CONCURRENT RESOLUTION NO. 121.

APPEARANCE OF GOVERNOR

Governor Spellman appeared at the bar of the House and the Speaker introduced him.

Governor Spellman: "Mr. Speaker, members of the House, I congratulate you. I congratulate you on having, under the most adverse of conditions, completed the business of the people of the state; for having acted responsibly at a time when calls were coming from many quarters and different sides to behave expediently. I congratulate you for, not only balancing the budget, but dealing responsibly with the real necessities of the people of this state. The state will be better served in the years to come with the hard work you have done here over the last hundred-plus days. Finally, I thank you. I thank you for your diligence—I do not believe there has ever been a harder working session of the Legislature than this session—and for your cooperation. At the beginning we said it was necessary to put aside some of the ill rancor and work together. I believe this session has worked together, so personally, I wish to thank you, and I wish to thank you on behalf of the people of the state."

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

HOUSE CONCURRENT RESOLUTION NO. 26.

MESSAGES FROM THE SENATE

April 28, 1981

Mr. Speaker:

The Senate has passed:

SUBSTITUTE HOUSE BILL NO. 339,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 28, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE SENATE BILL NO. 3972,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SUBSTITUTE HOUSE BILL NO. 339,
SUBSTITUTE SENATE BILL NO. 3972.

RESOLUTIONS

HOUSE RESOLUTION NO. 81-85, by Representative Nelson (G):

WHEREAS, This 1st Special Session of the Forty-seventh Legislature is drawing to a close; and

WHEREAS, This House has previously adopted House Floor Resolution 81-81 providing for the establishment of an Executive Rules Committee during the interim and giving such committee certain duties; and

WHEREAS, A need exists to reestablish the Executive Rules Committee for the interim period;

NOW THEREFORE, BE IT RESOLVED, That House Floor Resolution No. 81-81 is hereby readopted providing that its terms shall apply to the ensuing interim period.

Mr. Nelson (G) moved adoption of the resolution.

POINT OF INQUIRY

Mr. Nelson (G) yielded to question by Mr. Pruitt.

Mr. Pruitt: "Representative Nelson, I have a question on what happens to resolutions that, I suppose, are in Rules Committee. Do these come to Executive Rules?"

Mr. Nelson (G): "They do go to the Executive Rules Committee."

House Resolution No. 81-85 was adopted.

HOUSE RESOLUTION NO. 81-86, by Representative Nelson (G):

BE IT RESOLVED, That a committee of three members be appointed by the Speaker to notify the Senate that the House is ready to adjourn sine die.

On motion of Mr. Nelson (G), the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of House Resolution No. 81-86, the Speaker appointed Representatives Dawson, Berleen and Lux to notify the Senate that the House was ready to adjourn sine die.

MESSAGES FROM THE SENATE

April 28, 1981

Mr. Speaker:

The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 26,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

April 28, 1981

Mr. Speaker:

The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 122,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

COMMITTEE FROM SENATE

Senators Guess, Bluechel and Fleming appeared at the bar of the House and reported that the Senate was ready to adjourn sine die.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 122, by Senators Hayner, Jones, Bottiger and Fleming:

Adjourning sine die.

MOTIONS

On motion of Mr. Nelson (G), the rules were suspended, and Senate Concurrent Resolution No. 122 was advanced to second reading and read the second time in full.

On motion of Mr. Nelson (G), the rules were suspended, the second reading considered the third and the resolution was placed on final passage.

Senate Concurrent Resolution No. 122 was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Under the terms of Senate Concurrent Resolution No. 122, the Speaker appointed Representatives Chandler, Leonard, Grimm and Garrett to notify the Governor that the Legislature was about to adjourn sine die.

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

REPORT OF SPECIAL COMMITTEE

The Special Committee appeared at the bar of the House and reported that they had notified the Senate that the House was ready to adjourn sine die.

The report was received and the committee retired.

REPORT OF SPECIAL COMMITTEE

The Special Committee appeared at the bar of the House and reported that the Governor had been notified that the Legislature was about to adjourn sine die.

The report was received and the committee retired.

MESSAGE FROM THE SENATE

April 28, 1981

Mr. Speaker:

The President has signed:

SUBSTITUTE HOUSE BILL NO. 339,
SENATE CONCURRENT RESOLUTION NO. 122,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced he was signing:

SENATE CONCURRENT RESOLUTION NO. 122.

MOTION

On motion of Mr. Nelson (G), the reading of the Journal of the First Day of the Special Session of the Forty-seventh Legislature was dispensed with and it was ordered to stand approved.

MOTION

On motion of Mr. Nelson (G), the House of Representatives of the First Special Session of the Forty-seventh Legislature adjourned sine die.

WILLIAM M. POLK, Speaker

VITO T. CHIECHI, Chief Clerk

HOUSE LEGISLATIVE LEADERS

1981

REPUBLICAN LEADERSHIP

Speaker	William M. Polk
Speaker Pro Tempore	Otto Amen
Majority Leader	Gary Nelson
Majority Caucus Chairman	Earl F. Tilly
Majority Whip	Gene Struthers
Assistant Majority Leader	Helen Fancher
Assistant Majority Leader	Richard "Doc" Hastings
Assistant Majority Whip	Michael R. McGinnis
Assistant Majority Whip	Roger Van Dyken

DEMOCRATIC LEADERSHIP

Minority Leader	Richard King
Democratic Caucus Chairman	Daniel K. Grimm
Minority Floor Leader	Dennis Heck
Parliamentary Leader	John L. O'Brien
Democratic Caucus Secretary	Geraldine McCormick
Democratic Organization Leader	Wayne Ehlers
Minority Whip	Wendell Brown
Assistant Minority Whip	John Erak

HOUSE ROSTER - 1981

FORTY-SEVENTH SESSION

NAME OF MEMBER	Mailing Address	Age	Birthplace
Addison, Bruce	5274 45th Ave. SW Seattle 98136	28	Oregon
Amen, Otto	Rt. 1, Box 45 Ritzville 99169	68	Washington
Barnes, Richard O.	18118 6th Ave. SW Seattle 98166	59	Iowa
Barr, Scott	Rt. 1, Box 130 Edwall 99008	64	Washington
Barrett, Richard	N.9819 Nez Perce Ct. Spokane 99208	50	Washington
Becker, Mary Kay	2406 Williams Bellingham 98225	34	Washington
Bender, Rick S	19514 64th Ave. NE Seattle 98155	31	Alaska
Berleen, Jeannette	13012 3rd So. Seattle 98168	28	N. Dakota
Bickham, Noel	25 Crest Circle Yakima 98908	62	Maryland
Bond, R. M. "Dick"	S. 4226 Crestline Spokane 99203	57	Washington
Brekke, Joanne J	6525 Sycamore NW Seattle 98117	46	Washington
Brown, Wendell B	5615 S. Ferdinand Tacoma 98409	35	Washington
Burns, Bill	2511 W. Montlake Pl.E. Seattle 98112	53	Arkansas
Cantu, Emilio	4416 138th Ave. SE Bellevue 98006	54	Texas
Chamberlain, Robert L	Rt.5, Box 10 White Salmon	51	New York
Chandler, Rod	6522 208th Ave. NE Redmond 98052	38	Oregon
Clayton, Harold R	P.O. Box 351 Toppenish 98948	61	Idaho

Occupation	Dis- Poli- trict tics	County	Previous Sessions Served
Account Executive	34 R	King, pt	1979 thru 1980
Farmer, Pharmacist	9 R	Adams, Asotin, Garfield, Columbia, pt., Grant, pt., Whitman, pt	1967 thru 1980
Systems Analyst	33 R	King, pt	1974 Ex.- thru 1980
Grain & Cattle Producer	7 R	Lincoln, Pend Oreille, Stevens, Ferry, Okanogan, pt., Spokane, pt	1977 thru 1980
Trade Assoc. Executive	5 R	Spokane, pt	None
Law Student	42 D	Whatcom, pt	1975 thru 1980
Fed. Project: Emergency Serv.	1 D	King, pt Snohomish, pt	1973 thru 1980
Budget Analyst	31 R	King, pt	None
Retired-Ins. Retired-Army	14 R	Yakima, pt	None
Gas Company President	6 R	Spokane, pt	1975 thru 1980
Homemaker	32 D	King, pt	1977 Ex.- thru 1980
Claim's Representative	29 D	Pierce, pt	1979 thru 1980
Self Employed Consultant	43 D	King, pt	1977 thru 1980
Engr. Design Manager	41 R	King, pt	None
Forester	17 R	Klickitat, Skamania, Clark, pt	None
Chandler- Corcoran Communications	45 R	King, pt	1975 thru 1980
Farmer, Owner Clayton Grain	15 R	Yakima, pt	1977 thru 1980

NAME OF MEMBER	Mailing Address	Age	Birthplace
Dawson, Dan	P.O. Box 280 Gig Harbor 98335	48	Washington
Dickie Lyle J	Rt.1, Box 1365A Grandview 98930	57	Oregon
Eberle, Bob	Rt. 2, Box 206 Vashon 98070	46	Missouri
Ehlers, Wayne	14301 S. Yakima Parkland 98444	42	Washington
Ellis, William H.	1111 3rd Ave. Bldg. Seattle 98101	49	Missouri
Eng, John	P.O. Box 18088 Seattle 98118	39	Hong Kong
Erak, John	617 West 3rd St. Aberdeen 98520	49	Washington
Erickson, Phyllis K.	P.O. Box 44487 Parkland 98444	57	Texas
Fancher, Helen	1340 Cape LaBelle Rd. Tonasket 98855	50	Washington
Fiske, Pat	1720 Blodgett Rd. Mt. Vernon 98273	35	Ohio
Flanagan, S.E. "Sid"	Box 989 Rd S NW Quincy 98848	71	Washington
Gallagher, P.J. "Jim"	125 S. 72nd Tacoma 98408	65	Washington
Galloway, Shirley A	1602 N. Divine Rd. Vancouver 98661	46	Arkansas
Garrett, Avery	602 SW Langston Rd. Renton 98055	64	Georgia
Garson, Jr. W.H. "Bill"	P.O. Box 596 Tenino 98589	39	Pennsylvania
Granlund, Barbara	3777 Pine Tree Dr. Port Orchard 98366	52	Nebraska
Greeno, Irv	3203 NE 88th Seattle 98115	56	Iowa
Grimm, Dan	904-1/2 7th Ave. SW Puyallup 98371	32	Washington
Gruger, Audrey	3727 NE 193rd Seattle 98155	50	N. Dakota
Hankins, Shirley	2120 Duportail #8 Richland 99352	49	Kansas

Occupation	Dis- Poli- trict tics	County	Previous Sessions Served
Farmer	26 R	Kitsap, pt., Pierce, pt	1979 thru 1980
Farmer	15 R	Yakima, pt	App'd. 1/28/81
Engineer & Training Spec.	30 R	King, pt	1963-63 Ex. 1979-80
Educator	2 D	Pierce, pt., Thurston, pt	1973 thru 1980
Attorney	46 R	King, pt	App'd. 1980
Accountant	37 D	King, pt	1973 thru 1980
Educator	19 D	Grays Harbor, Pacific, pt	1977 thru 1980
Homemaker	2 D	Pierce, pt., Thurston, pt	1973 thru 1980
Cattle Rancher Bookkeeper	7 R	Ferry, Stevens, Pend Oreille, Lincoln, Spokane, pt., Okanogan, pt	1977 thru 1980
Management Consultant	40 R	San Juan, Skagit, Whatcom, pt	None
Farmer, Cattleman	13 R	Kittitas, Grant, pt., Yakima, pt	1961 thru 1980
Pierce Cty. Bldg. Insp.	29 D	Pierce, pt	1961 thru 1980
Homemaker/ School Bd. Mbr.	49 D	Clark, pt	1979 thru 1980
Boeing	11 D	King, pt.,	1959-69 Ex. 1979-80
Corporate Executive	22 R	Thurston, pt	None
Household Executive	26 D	Kitsap, pt., Pierce, pt	1979-80
Design Engineer	46 R	King, pt	1975 thru 1980
Personnel Management	25 D	Pierce, pt., King, pt	1977 thru 1980
Homemaker, Citizen Volun.	1 D	King, pt., Snohomish, pt	1977 thru 1980
Dosimetry Specialist	8 R	Benton, Yakima, pt	None

NAME OF MEMBER	Mailing Address	Age	Birthplace
Hastings, Richard "Doc"	5505 W. Sylvester Pasco 99301	40	Washington
Heck, Dennis L	707 NE 118th Vancouver 98664	28	Washington
Hine, Lorraine	1834 S. 229th Des Moines 98188	50	S. Dakota
Houchen, Joan	471 E. N. Camano Dr. Camano Isl. 98292	50	Minnesota
Isaacson, Ray	2106 Lee Blvd. Richland 99353	53	Arizona
James, Harry	211 Highway 3 Poulsbo 98370	49	Washington
Johnson, Stanley C	7302 66th Ave. W. Tacoma 98467	51	Minnesota
King, Joseph	P.O. Box 5375 Vancouver 98668	35	Texas
King, Richard A	309 77th Place SW Everett 98203	46	Washington
Kreidler, Myron B	129 San Mar Dr. Olympia 98506	37	Washington
Lane, Jay	2621 2nd Ave. Seattle 98121	41	S. Dakota
Leonard, Margaret J	1117 E. Mission Spokane 99202	62	Washington
Lewis, Jim	8103 Poplarview Yakima 98908	38	California
Lundquist, Homer	327 Fairhaven Burlington 98233	59	Washington
Lux, Eugene V	5537 S. 119th Seattle 98178	54	Nebraska
Martinis, John	212 Skyline Dr. Everett 98201	50	Washington
Maxie, Peggy Joan	1441 Madrona Dr. Seattle 98122	44	Texas
McCormick, Geraldine	W. 1829 Northridge Ct. Spokane 99208		Washington
McDonald, Dan	4650 92nd NE Bellevue 98004	37	Washington
McGinnis, Michael R	S. 2206 Crestline Spokane 99203	34	Washington
Mitchell, James B	1015 Stich Rd. Lk. Stevens 98258	56	Washington

Occupation	Dis- Poli- strict tics	County	Previous Sessions Served
Businessman Inst/Janitorial Supplies	16 R	Franklin, Walla Walla, Columbia, pt	1979-80
Public Relations	17 D	Skamania, Klickitat, Clark, pt	1977 thru 1980
Mayor, Des Moines	33 D	King, pt	None
Homemaker	10 R	Island, Snohomish, pt	1979-80
Mgr. Sys. Integ. Basalt Nuc. Waste Isolation Prog.	8 R	Benton, Yakima, pt	1979-80
Owner/Mgr. James Lumber	23 R	Kitsap, pt	None
Pres./Owner Gerrish, Inc.	28 R	Pierce, pt	None
Owner Ins. Agency	49 D	Clark, pt	None
College Teacher	38 D	Snohomish, pt	1965 thru 1980
Optometrist	22 D	Thurston, pt	1977 thru 1980
Staff Manager	36 R	King, pt	None
Retired	3 R	Spokane, pt	None
Director, Comm. Relations	14 R	Yakima, pt	None
Realtor	40 R	San Juan, Skagit, Whatcom, pt	None
Building Contractor	35 D	King, pt	1975 thru 1980
Fisheries Consultant	38 D	Snohomish, pt	1969 thru 1980
Social Worker Pres/P. Maxie Assoc.	37 D	King, pt	1971 thru 1980
Homemaker	5 D	Spokane, pt	1969 thru 1980
Mechanical Eng/ Economist	48 R	King, pt	1979-80
Wholesale Paper	6 R	Spokane, pt	1979-80
Pharmacist	39 R	King, pt., Snohomish, pt	1979-80

NAME OF MEMBER	Mailing Address	Age	Birthplace
Monohon, Carol	Rt 1, Box 136 Raymond 98577	35	Washington
Nelson, Gary A	9710 Wharf St. Edmonds 98020	45	Washington
Nelson, Richard P	3612 Whitman N. Seattle 98103	44	Washington
Nickell, C.R. "Dick"	1200 Central St. Wenatchee 98801	61	Washington
Nisbet, Andrew	645 D Kitchen Dick Lane Rd. Sequim 98382	59	California
North, Frances	Box 441 North Bend 98045	62	Washington
O'Brien, John L	1305 Joseph Vance Bldg. Seattle 98101	69	Washington
Owen, Brad	428 W. Harvard Shelton 98584	30	Washington
Padden, Mike	E 13021 9th Ave. Spokane 99216	34	Oregon
Patrick, Michael E	13232 SE 192nd. Renton 98055	40	Washington
Polk, William M	7220 92nd Ave. SE Mercer Isl. 98040	45	Texas
Prince, Eugene	P. O. Box 69 Thornton 99176	50	Washington
Pruitt, Paul	7537 31st Ave. SW Seattle 98126	59	Nebraska
Rinehart, Nita	4515 51st Ave. NE Seattle 98105	40	Texas
Rosbach, Wilma	454 N. Market Blvd. Chehalis 98352	59	No. Dakota
Rust, Nancy	18747 Ridgefield NW Seattle 98177	52	Iowa
Salatino, James E	5002 La Hal Da Ave. NE Tacoma 98422	31	Washington
Sanders, Paul	2680 169th SE Bellevue 98008	53	Maine
Schmidt Karen	10805 Bill Pt View Bainbridge Is. 98110	35	California

Occupation	Dis- Poli- trict tics	County	Previous Sessions Served
Homemaker	19 D	Grays Harbor, Pacific, pt.	Sen.-1977 Ex. House-1977, 1979-80
Engineer Supr. Technical Ed.	21 R	Snohomish, pt.	1973 thru 1980
Technical Consultant	32 D	King, pt.	1977 thru 1980
Retired	12 R	Chelan, Douglas, Grant, pt., Okanogan, pt.	None
Retired Army Officer	24 R	Clallam, Mason, Jefferson, Thurston, pt.	1979-80
Homemaker	47 D	King, pt.	1973 thru 1980
CPA	35 D	King, pt.	1941-1945 1949-1980
Grocery Owner	24 D	Clallam, Mason, Jefferson, Thurston, pt.	1976 2nd Ex. thru 1980
Attorney Seattle Police Officer	4 R 11 R	Spokane, pt., Whitman, pt., King, pt.	None None
Architect	41 R	King, pt.	1971 thru 1980
Farmer	9 R	Adams, Asotin, Garfield, & pts. of Columbia, Grant, & Whitman.	None
Minister	34 D	King, pt.	1977 thru 1980
Homemaker	43 D	King, pt.	11/79 thru 1980
Retail Merchant	20 R	Lewis, Wahkiakum, Cowlitz, pt., Pacific, pt., Thurston, pt.	1979-80
Homemaker	44 D	King, pt.	None
Educator	27 D	Pierce, pt.	1977 thru 1980
Airplane Prog. Manager	48 R	King, pt.	1976 2nd Ex. thru 1980
Travel Agcy. Owner	23 R	Kitsap, pt.	None

NAME OF MEMBER	Mailing Address	Age	Birthplace
Schmitt, Rolland A	408 S. Division Cashmere 98815	36	Washington
Scott, Gary H	12913 307th SE Sultan 98294	38	Washington
Sherman, Marion Kyle	24629 SE 200th Maple Vly. 98038	55	Washington
Smith, C. P.	Rt. 2, 875 I NW Ephrata 98823	64	Nebraska
Sommers, Helen	2516 14th W. Seattle 98119	49	New Jersey
Sprague, Walt	420 Legis. Bldg. Olympia 98504	62	Washington
Stratton, Lois J.	1724 W. Mansfield Spokane 99205	54	Washington
Struthers, Gene	601 Village Way Walla Walla 99362	56	Washington
Taller, Joe	2852 42nd Ave. W. Seattle 98199	47	Washington
Taylor, Ren	N. 4710 Ella Rd. Spokane 99206	57	Washington
Teutsch, Delores E	7334 Champagne Pt. Kirkland 98033	45	Washington
Thompson, Alan	191 Nob Lane Kelso 98626	53	Iowa
Tilly, Earl F	1509 Jefferson Wenatchee 98801	46	Oregon
Tupper, Steve	815 NW 122nd Seattle 98177	36	Illinois
Valle, Georgette	1434 SW 137th Seattle 98166	56	Minnesota
Vander Stoep, J.	727 SW 16th St. Chehalis 98532	23	Washington
Van Dyken, Roger	1251 Garden Circle Lynden 98264	36	California
Walk, George W	11607 98th Ave. E. Puyallup 98371	31	Washington
Wang, Art	2402 N. Madison Tacoma 98406	32	Massachusetts
Warnke, Frank J	29457 51st S. Auburn 98002	47	Montana

Occupation	Dis- trict	Poli- tics	County	Previous Sessions Served
Timber Res. Manager	12	R	Chelan, Douglas Grant, pt., Okanogan, pt	1977 until Res.-1/20/81
Journeyman Lineman	39	D	King, pt., Snohomish, pt	1979-80 1975 thru 1980
Writer	47	D	King, pt.	1980
Farmer/ Dairyman	13	R	Kittitas, Grant, pt., Yakima, pt	1979-80
Economist	36	D	King, pt.	1973 thru 1980
Landscape Contractor	21	R	Snohomish, pt	1979-80 12/79 thru 1980
Senior Secretary	3	D	Spokane, pt Walla Walla, Franklin, Columbia, pt	1977 thru 1980
Retail Mgmt.	16	R	King, pt.	1977 until Res.-1/14/81
Boeing Indus. Rel. Mgr.	36	R	King, pt.	1977 until Res.-1/14/81
Supt.,-County Schools	4	R	Spokane, pt., Whitman, pt	1979-80
Comm. wrkr/ Home Coordin.	45	R	King, pt.	1979-80
Publisher	18	D	Cowlitz, pt., Clark, pt	1965 thru 1980
Mgr/Tilly Equipment	12	R	Chelan, Douglas, Grant, pt., Okanogan, pt	1973 thru 1980
Public Rel. Acct. Mgr.	44	R	King, pt.	1979-80
Homemaker	31	D	King, pt. Lewis, Wahkiakum, Cowlitz, pt., Pacific & Thurston, pt	1965-65 Ex. 1973-80
Research Director	20	R	Thurston, pt	None
Farmer/Organi- zation Mgr.	42	R	Whatcom, pt.	1979-80
Teacher	25	D	Pierce, pt., King, pt.	1977 thru 1980
Self-Employed	27	D	Pierce, pt.	None
Exec. Dir. Pub. School Emp.	30	D	King, pt.	1965-1965 Ex. 1973-80

NAME OF MEMBER	Mailing Address	Age	Birthplace
Williams, Bob	111 Victoria St. Longview 98632	39	Pennsylvania
Wilson, Simeon	P.O. Box 145 Marysville 98270	53	Oregon
Winsley, Shirley J	539 Buena Vista Ave. Fircrest 98466	46	Minnesota

Name of Officer	Title	Mailing Address	County
Chiechi, Vito T	Chief Clerk	2055 Beverly Bch Olympia 98502	Thurston
Temir, George	Sergeant at Arms	18021 70th Pl.W Edmonds 98020	Snohomish

Occupation	Dis- trict	Poli- tics	County	Previous Sessions Served
Financial Analyst	18 R		Cowlitz, pt., Clark, pt	1979-80
Newspaper Publisher	10 R		Island, Snohomish, pt	1973 thru 1980
Homemaker	28 R		Pierce, pt	1974 3rd Ex. 1977-80

Birthplace	Age	Occupation	Previous Sessions
Washington	55	Chief Clerk	1979-80
China	45	Adv./Pub. Rel. Consultant	None

**HOUSE BILLS PASSED BY BOTH HOUSE AND SENATE
SHOWING THE ACTION BY THE GOVERNOR THEREON**

Forty-Seventh Legislature – 1981
1981 Regular Session
1981 First Special Session

House No.	Relating to:	Chapter No.	Effective Date
	42 Drug paraphernalia	48	7/26/81
S	49 Forms management procedures	PV 32	7/26/81
	52 Schools, alcohol authority	36	7/26/81
S	61 Telephone business taxation	144	1/1/82
	66 Auburn game farm	49	7/1/81
	75 Transportation commission	59	7/26/81
S	76 Capital punishment, sentencing	138	5/14/81
	83 Optometry regulation	58	7/26/81
S	88 DMSO therapeutic use	50	7/26/81
	96 Securities, interest charges	79	7/26/81
	99 Water rights relinquishment	291	7/26/81
S	101 Administrative hearings office	67	*7/1/82
	*Sections 12 & 37		4/25/81
	103 Urban arterial board approp	12	3/5/81
	104 DNR reforestation approp	2	2/5/81
	105 Ports, rent security waiver	125	7/26/81
S	112 Limited partnership act	51	*1/1/82
	*Sec. 2-5,8-11,13,23,27,28,38,42,48-55		7/26/81
S	116 Game fees	310	*1/1/82
	*Sections 9 & 10		7/1/81
	*Section 13		5/1/82
	*Sections 8,11,12,14		7/1/82
S	118 Warehousemen deregulated	13	7/26/81
	120 State-aid probation counsel	60	7/26/81
S	128 Bill of rights, crime victims	145	7/26/81
	136 Interest rates certain loans	80	7/26/81
	137 Usury modified	PV 78	5/8/81
S	138 PERS admin. LEOFF disability	PV 294	7/26/81
	143 Credit unions	81	5/8/81
S	144 Insurance	PV 339	7/26/81
S	145 Small harvesters, timber tax	146	1/1/82
S	149 Abortions, live births	328	7/26/81
2S	157 Delinquent contract payments	68	7/26/81
	160 Retail installment sales	PV 77	5/8/81
	161 Television improvement districts	52	7/26/81
	163 Handicapped voters assistance	34	7/26/81
S	166 School personnel payment	16	3/20/81
2S	169 Pharmacy law revisions	147	7/26/81
	171 Electrical inspection fees	Vetoed	
	172 PUD obligations	37	7/26/81
S	175 Timber, forest land tax	148	*5/14/81
	*Section 13		9/1/81
S	176 Architects, engineers	61	1/1/82
S	178 Performing arts centers	244	7/26/81

HOUSE BILLS PASSED BY BOTH HOUSES

1571

House No.	Relating to:	Chapter No.	Effective Date
	181 Irrigation districts, joint	62	7/26/81
S	184 Bankruptcy, federal exempt	149	7/26/81
	186 Education board, state	38	7/26/81
	190 State auditor, city budgets	40	7/26/81
	191 Funds, local gov't. transfer	39	7/26/81
S	205 Supplemental budget	5	2/19/81
S	207 Insurance premium taxes	6	2/19/81
S	208 Excise tax collections	PV 7	9/1/81
2S	209 State funds	4	*2/19/81
	*Sections 3,4,7		6/30/81
	212 Nonprofit art organizations	140	7/26/81
	214 Nonprofit cultural organizations	141	7/26/81
S	219 Artists, art dealers	33	7/26/81
S	222 UCC & ULC 1972 amendment	41	6/30/82
	227 Heavier loads, highways	63	7/26/81
	228 Financial resp., motor veh	309	7/26/81
2S	235 Department of corrections	PV 136	7/1/81
	244 Restaurant, meals nonpayment	126	7/26/81
S	245 Public assistance	8	2/19/81
2S	246 Criminal justice training	127	7/26/81
S	250 Subcontractors, indust. ins.	128	7/26/81
S	252 Agricultural activities	297	*7/26/81
	*Section 17		6/30/81
	254 Automobile insurance	PV 150	9/1/81
2S	257 Border areas, police protect	269	7/26/81
S	264 Rent control restrictions	75	7/26/81
S	266 State council on aging	151	9/1/81
	276 Motor vehicle dealers	152	7/26/81
S	277 Propane purchase vehicle decal	129	7/26/81
S	285 Flag exercises, classroom	130	7/26/81
S	290 Deaf school, responsibility	42	7/26/81
S	297 Medicare supp. health ins. act	153	1/1/82
S	302 Personnel appeals board	311	5/19/81
	304 Operating agencies security	301	7/26/81
S	307 Unemployment compensation	35	*4/20/81
	*Section 9		6/1/81
	*Sections 4,6,7,10,11,13-17		7/26/81
S	308 Funeral directors, embalmers	43	4/22/81
S	314 Court exhibits disposition	154	7/26/81
S	316 Midwifery licensing	53	*7/26/81
	*Sections 1,2,5-11,13-17		1/15/82
S	320 Subdivisions approval	PV 293	7/26/81
S	323 Industrial zoned property	292	7/26/81
S	324 Interest, gov't obligations	156	7/26/81
	334 Pacemaker donations	44	7/26/81
S	335 Edmonds community college	PV 72	4/30/81
2S	338 Joint oper agency contracts	173	5/14/81
S	339 Joint oper. agcy indebtedness	1 E1	5/8/81
	341 Bus. opportunity fraud act	155	7/1/81
S	352 Sewer/water districts revisions	45	4/22/81
	354 Consolidated annexation	157	5/14/81
	364 Scholars program	54	7/26/81
	371 SMA forest practices	Vetoed	

House No.	Relating to:	Chapter No.	Effective Date
	372 SEPA forest practices	290	7/26/81
S	374 Annexation procedures	332	7/26/81
S	388 Local jail improvement bonds	131	5/8/81
S	397 Mobile homes, comm. prop./revisions	PV 304	5/19/81
S	425 Private/public school buses	307	7/26/81
	427 School district surplus property	306	7/26/81
S	431 Judicial personnel, training	132	7/26/81
	433 Criminal justice training	133	7/26/81
	438 Prevailing wage info posting	46	7/26/81
2S	440 Sentencing reform act	137	*7/26/81
	*Sections 8-13,15-23,25,26,35		7/1/84
	464 Educational grant fund	55	7/26/81
S	466 Geothermal steam funds distrib	158	7/26/81
S	467 EFSEC decisions, exped. review	PV 64	4/25/81
	468 Vets, employment seminars	159	7/1/81
S	484 911 communication system	160	7/26/81
S	490 Energy fair '83 exhibits	69	4/26/81
S	491 Indian law enforce. training	134	7/26/81
	493 Deeds of trust	PV 161	7/26/81
	502 Session law publication	162	5/14/81
S	520 Community colleges	246	5/18/81
S	525 Pub. assist. overpay. collect.	163	7/26/81
	530 Death benefits insurance payment	333	7/26/81
S	532 Child abuse enforce. records	164	7/26/81
	537 Occupational driver's lic	Vetoed	
	551 Ports, rail lines operations	47	4/22/81
S	561 Budget & accounting allotments	270	7/1/81
S	570 Life insurance loan interest	247	8/1/81
S	581 Economic assist. auth. abolished	76	3/1/81
	*Section 3		5/1/81
	*Sections 4 - 7		6/30/82
	590 Court fees	330	5/19/81
	599 Property execution sales	329	7/26/81
S	601 Court congestion reduction	331	7/26/81
	604 Public assistance	15	3/16/81
	615 County school funds distribution	248	7/26/81
	616 School code manuals	249	7/26/81
	620 WSP disability leave	165	1/1/81
2S	624 Supplemental budget	71	4/30/81
	625 Superior court judges	65	7/26/81
2S	628 Youth, community placement	PV 166	*7/26/81
	*Section 2		7/1/83
S	636 Municipal officers travel	56	7/26/81
S	648 Real estate excise tax	167	7/26/81
S	650 School dist. building fund	PV 250	9/1/81
	664 Annexation petitions	66	4/25/81
S	667 Schools, excess levy limit	168	7/26/81
	677 Puget Sound ferry, bridge	341	5/19/81
	681 Medical devices, electricity	PV 57	4/23/81
	692 Water, sewer board vacancies	169	7/26/81
	697 Appearance of fairness	Vetoed	
	701 Financial inst., accounts	82	7/26/81
	705 City-owned cable systems	Vetoed	

HOUSE BILLS PASSED BY BOTH HOUSES

1573

House No.	Relating to:	Chapter No.	Effective Date
	707 Water supply fac. bond approp.....	170	5/14/81
S	711 School transportation costs	343	5/19/81
	727 Forest land fire assessment	171	5/14/81
	734 Mobile home sales	305	7/26/81
S	747 Youth organ. B&O exemptions	74	7/26/81
S	753 Excise tax payments	172	*7/1/81
	*Sections 7 & 8		10/1/81
	*Section 9		9/1/81
	*Section 10		7/1/83
S	1610 1980 State invest. adv. brd, veto override	3	*7/1/81
	*Sections 2,4-7,10,11,16 & 47		1/31/81

**HOUSE MEMORIALS AND RESOLUTIONS PASSED
BY BOTH HOUSE AND SENATE**

Forty-Seventh Legislature – 1981
1981 Regular and First Special Session

No. Subject:

HOUSE JOINT MEMORIALS

S 4 Allocation of federal funds, Mt. St. Helens victims

HOUSE JOINT RESOLUTIONS

S 7 Constitutional amendment, issuance of revenue bonds

HOUSE CONCURRENT RESOLUTIONS

1 Legislature organized, Governor notified
2 1981 Joint Ad Hoc Committee, Science and Technology
3 Bills consideration, cutoff date
4 Declaring a foreign trade policy
7 Joint Sel. Comm., illegal drug trafficking
8 Congratulating Nigerian delegation
9 Joint Session, Memorial, deceased members
14 Honoring Warren G. Magnuson
17 High-technology industries, location
19 Bulk coal handling facility
23 Extending certain cut-off dates
26 Transportation committee studies
27 Suspending cut-off of certain bills
28 Returning bills to house of origin
29 Special sessions—convening procedures

**SENATE BILLS PASSED BY BOTH HOUSE AND SENATE
SHOWING THE ACTION BY THE GOVERNOR THEREON**

Forty-Seventh Legislature - 1981
1981 Regular and First Special Session

Senate No.	Relating to:	Chapter No.	Effective Date
	3000	Gubernatorial appointees PV 338	7/26/81
S	3006	Presumed death certificates 176	5/14/81
	3009	Horse racing commission PV 70	4/30/81
	3015	Employment security records 177	7/26/81
	3018	Credit unions, federal parity 90	5/8/81
	3023	B&O tax, beans, lentils 178	7/26/81
S	3024	Wanapum Indians (Sokulk) 251	7/26/81
S	3034	Volunteer firemen, benefits 21	7/1/81
	3039	Alcohol fuel plant transfer 179	7/26/81
S	3041	PNWEPCC members appointment 14	3/9/81
	3042	Satellites, financial institutions 83	7/26/81
	3046	Partisan offices, vacant 180	7/26/81
	3049	Health care institutions, records 181	7/26/81
	3051	Drivers' license revocation 91	7/26/81
	3052	Driver records availability 22	4/17/81
	3053	Identicons violation 92	7/26/81
	3055	Real estate, exempt transfer 93	*7/26/81
		*Section 2	9/1/81
	3057	Wine removal, patrons 94	7/26/81
	3058	Term papers, commercial sale 23	7/26/81
S	3060	Wine, beer license, free samples 182	7/26/81
	3062	Traffic restriction, notice 183	7/26/81
S	3063	Hood Canal bridge insurance 184	5/14/81
S	3064	Public parking facilities 185	5/14/81
	3065	Limited access highway facility 95	7/26/81
	3067	Public property disposition 96	7/26/81
	3071	Judicial qualification commission 268	5/18/81
	3072	Pro tem judges, subsistence 186	7/26/81
S	3075	Water/sewer district funds 24	7/26/81
S	3076	Vending machine sales tax 18	7/26/81
	3077	Double amendment, RCW 2.52.050 260	5/18/81
	3079	Unsworn certified statements 187	7/26/81
S	3080	Error, cross reference, RCW 46.63.020 19	4/16/81
	3098	Fares, public transportation 25	7/26/81
	3102	Habitual traffic offenders 188	7/26/81
S	3104	Transportation budget 317	5/19/81
2S	3105	DNR natural heritage program 189	7/26/81
	3109	Uniform trade secrets act 286	1/1/82
S	3118	Port district police authority 97	7/26/81
S	3127	Investment policy state fund 98	7/1/81
S	3128	Special purpose districts 190	7/26/81
	3129	Dental board immunity 99	7/26/81
	3131	Patient abuse, state hospitals 174	7/26/81
	3140	City property rental gardens 100	5/8/81
	3143	Port district property 262	7/26/81

Senate No.	Relating to:	Chapter No.	Effective Date
S 3150	Library district boundaries	26	4/17/81
3153	Needy persons, relief, local	191	7/26/81
S 3154	Individual account deposits	192	7/26/81
3157	Cities, energy conservation	273	7/26/81
3158	Product liability, torts	27	7/26/81
3168	Forest fire suppression	28	7/26/81
3170	Bond anticipation notes payment	29	4/17/81
3183	Proceedings after judgments	193	7/26/81
S 3187	Sheriff services, fees	194	7/26/81
S 3188	Family reconciliation service	298	7/26/81
3189	Child guardianship support	195	7/26/81
S 3190	Juvenile offenders, revisions	299	5/19/81
3191	Juveniles, L&I coverage	266	7/26/81
3196	Bonds, notaries public	314	7/26/81
S 3205	Savings & loan regulations	84	7/26/81
S 3206	Liquor control	5 E1	7/1/81
3207	Public funds transfer	101	7/26/81
3208	State treasurer reporting	102	5/8/81
3209	State payroll revolving fund	9	2/27/81
S 3210	Warrants	10	2/27/81
3213	Street car lines	17	4/3/81
S 3214	Early milk sales, MS victims	321	7/26/81
3215	Property tax, natural disasters	274	7/26/81
3221	Dental students, UW	20	7/26/81
3230	Marine pilot liability	196	7/26/81
S 3231	Marine pilot qualifications	303	7/26/81
S 3232	WSP highway closures	197	7/26/81
3234	Vehicle accident reporting	30	7/26/81
3238	School building systems project	198	7/26/81
3239	Recreation division	103	7/26/81
3250	Surplus line brokers lic	199	7/26/81
S 3254	Pamphlets, braille, taped	243	7/26/81
3255	Concealed weapons	Vetoed	
3262	School bus driver certification	200	7/26/81
3264	Commercial salmon licenses	201	5/14/81
3265	Salmon charter boat licenses	202	7/26/81
3272	Toutle, Cowlitz, Coweman rivers	275	5/18/81
3293	Arson investigations, police powers	104	7/26/81
3295	Arson provisions	203	7/26/81
3298	Venue, jury transfer	205	5/14/81
S 3299	Road access, public lands	204	7/26/81
3303	Speed traps	105	7/26/81
3304	Local jail improvement funds	276	7/26/81
3306	Arrest without warrant	106	7/26/81
S 3307	Gambling activities control	139	5/14/81
S 3309	Building warden immunity	320	7/26/81
S 3315	Barber, cosmetology schools	283	7/26/81
3319	Foreign student scholarships	107	7/26/81
S 3320	Capital stock savings banks	85	7/26/81
3327	Mutual savings banks	86	7/26/81
3334	Schools, unforeseen events	285	7/26/81
3338	School dist., obsolete provision	108	7/26/81
S 3342	Malicious harassment	267	7/26/81

SENATE BILLS PASSED BY BOTH HOUSES

1577

Senate No.	Relating to:	Chapter No.	Effective Date
	3343 Interagency comm., outdoor recreation	206	6/30/81
S	3344 Handicapped facilities, funds	207	5/14/81
	3352 School district learning resource	109	7/26/81
	3354 Student financial assist., repeal	110	7/26/81
	3355 Agricultural activities	296	7/26/81
	3356 Irrigation district elections	208	7/26/81
	3358 Irrigation district assessments	209	12/1/81
	3359 Ferry employees civil service	344	5/19/81
S	3360 Park/rec. service areas & districts	210	5/14/81
	3362 Port districts, counties, rewards	211	7/26/81
	3372 Telephone/telegraph fraud	252	7/26/81
	3375 Drivers licenses, fees	245	7/1/81
	3383 Insurance licensing regulations	111	7/26/81
S	3386 Legislative rules review	324	7/26/81
S	3388 Ambulance services, county	319	7/26/81
S	3390 Business improvement areas	279	7/26/81
S	3415 Health care service contracts	175	7/26/81
S	3453 State parks, funds use	271	7/26/81
S	3456 Public records	277	7/26/81
	3458 Wagers on exotic races	135	5/12/81
S	3464 Natural-based pesticides	212	7/26/81
	3465 Risk management office	112	7/26/81
	3498 Health care facilities, bonds	31	4/17/81
S	3514 Councilmember terminology	213	7/26/81
	3531 WWU capital appropriation	11	2/27/81
	3532 Renewed vehicle license	214	7/26/81
	3536 Savings and loan association, parity	87	5/8/81
S	3542 Self-insurers closing claims	326	7/26/81
S	3554 Municipal industrial develop. program	300	7/26/81
	3555 Remunerated professional leaves	113	7/26/81
	3580 DOT bids, inspection	215	7/26/81
S	3584 Archives transfer secretary of state	115	7/1/81
	3586 Salmon enhancement facilities, bonds	261	7/26/81
	3589 Rail carrier rates	116	7/26/81
	3591 Counties, LID formation	313	5/19/81
	3595 Public service companies	117	7/26/81
S	3602 Industrial insurance, self-insurance	325	7/26/81
	3610 Class L license, nonprofit art	142	7/26/81
	3626 Forest practices board	118	5/8/81
S	3630 Reclamation projects	216	5/14/81
	3632 Banks, merger, conversion	73	7/1/81
S	3636 Operating budget, 1981-83	PV 340	5/19/81
	3639 State auditor, audits	217	7/26/81
S	3640 AG authority, public corruption	335	7/26/81
	3641 Social sec. reports, gov't employees	119	7/26/81
	3646 State boxing commission	PV 337	5/19/81
S	3655 Reapportionment/redistricting	PV 288	7/26/81
S	3669 Urban arterial bonds	315	7/1/81
S	3699 State highway bonds	316	5/19/81
S	3704 Discrimination law modified	259	*7/26/81
Sections 2-5: For effective date, see Ch.67			
S	3705 Cemetery board	334	7/26/81
	3722 Family wine	255	7/26/81

Senate No.	Relating to:	Chapter No.	Effective Date
S 3726	Property tax delinquencies	322	7/26/81
3730	Municipal moneys investment	218	7/26/81
3740	State investment board	219	7/1/81
3745	Newspaper collection library	220	7/26/81
3752	Schools, joint purchasing	308	7/26/81
S 3765	Nursing homes	2 E1	*7/1/81
	*Section 4		7/1/83
	*Sections 5-9		7/1/83
3776	Vehicle trip permits	318	7/26/81
S 3777	Proportionally licensed vehicles	221	7/26/81
S 3778	Proportional vehicle licensing	222	7/26/81
S 3780	Securities act revisions	272	7/26/81
3784	Documents, filing, recording	302	7/26/81
3785	Lenders, mortgage bankers	88	7/26/81
3796	Wine licenses	287	7/1/81
S 3797	Nuclear power plants	3 E1	7/28/81
3834	Title insurers, agents	223	7/26/81
S 3843	Capital budget adopted	PV 143	*7/1/81
	*Section 7(10)		5/14/81
S 3845	School district authority, trans	265	*9/1/82
	*Sections 8 & 13		7/26/81
S 3857	Oral contraceptives	120	7/26/81
3866	State capitol historical assoc	253	7/26/81
S 3867	Air pollution control	224	7/26/81
3871	Toll bridge, North Richland	327	7/26/81
3872	Commodity commission exempt	225	7/26/81
3886	Health care facilities, authority	121	5/8/81
S 3890	Dishonored checks	254	7/26/81
3893	Banks & trust companies	89	5/8/81
3903	Banking day definition	122	7/26/81
3928	Industrial loan companies	312	7/26/81
3931	Deferred compensation plans	256	5/18/81
S 3945	Columbia River Gorge agreement	226	7/26/81
3953	Rape - spouses	123	7/26/81
S 3972	Nuclear plants, completion study	4 E1	5/14/81
S 3989	School dist. apportionment percentage	282	*7/26/81
	*Section 1		9/1/81
4022	St. Edwards seminary	114	7/1/81
4026	Personal service definition	263	7/26/81
4027	Deckhands on charter boats	227	7/26/81
4033	Auditing services revolving fund	336	7/1/81
4034	Property tax refunds	228	7/26/81
S 4036	SEPA actions, bonds	Vetoed	
S 4078	Budget stabilization account	280	7/1/81
4080	Monthly tonnage license surcharge	229	7/26/81
S 4085	Energy office, powers/duties	PV 295	5/18/81
S 4087	Emergency cloud seeding	278	5/18/81
S 4090	Higher education, tuition/fees	257	5/18/81
S 4095	Corporate license fees	230	7/26/81
S 4131	Crimes involving firearms	258	7/26/81
S 4182	Low-level radioactive waste	PV 124	5/8/81
S 4190	SEPA study, evaluation	289	7/26/81
4205	Fisheries facilities bonds	231	5/14/81

SENATE BILLS PASSED BY BOTH HOUSES

1579

Senate No.	Relating to:	Chapter No.	Effective Date
S 4206	Higher education, facilities bonds	232	5/14/81
4208	Energy supply emergencies	281	5/18/81
S 4209	LID's formation	323	7/26/81
S 4210	Higher education, facilities bonds	233	5/14/81
S 4211	DSHS facilities bonds	234	5/14/81
S 4212	State facilities bonds	235	5/14/81
4213	Outdoor recreation bonds	236	5/14/81
S 4214	Community colleges bonds	237	5/14/81
S 4275	Rainier school/WSU dairy facilities	238	7/1/81
S 4283	Motor vehicles taxes & fees	342	7/1/81
S 4299	Social & health services, revisions	PV 6 E1	7/1/81
S 4309	Nonhigh district students	239	7/26/81
S 4319	County commissioner records	240	7/26/81
4327	DSHS fee scheduling	284	7/26/81
4348	Financial institutions exam funds	241	7/1/81
4360	Nonhigh school districts	264	7/26/81
4363	State investment funds	242	*7/26/81
	*Section 3		9/1/81

INITIATIVE

383	Prohibiting storage of radioactive waste	1	12/4/80
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**SENATE MEMORIALS AND RESOLUTIONS PASSED
BY BOTH HOUSE AND SENATE**

Forty-Seventh Legislature – 1981
1981 Regular and First Special Session

No. Subject:

SENATE JOINT MEMORIALS

S 106 Pesticides regulation review

SENATE JOINT RESOLUTIONS

107 Authorizing additional court commissioners

S 133 Constitutional amendment, initiative signatures

SENATE CONCURRENT RESOLUTIONS

103 Adopting the Joint Rules

109 Joint Sel. Legislative Com. on International Trade

113 Exempting certain bills from cut-off

114 Mental health services, study

117 Notifying Governor, regular session adjourning

118 Notifying House, Senate ready to adjourn

119 Reintroduction of bills from regular session

121 Joint Select Committee on Local Government Finance

122 Notifying Governor, Special Session adjourning

GOVERNOR'S MESSAGES ON HOUSE BILLS VETOED AND PARTIALLY VETOED

1981 Regular and First Special Session

For Veto Message on SUBSTITUTE HOUSE BILL NO. 49, see page 998.

May 8, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to three sections, HOUSE BILL NO. 137, entitled:

AN ACT Relating to usury.

Sections 4, 5 and 6 of this bill duplicate the substance of three sections contained in House Bill No. 160, but use slightly different wording. I have determined to veto these sections in order to avoid difficulties in codification and future interpretation of these sections.

With the exception of sections 4, 5 and 6, which I have vetoed, House Bill No. 137 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 18, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to three sections, SUBSTITUTE HOUSE BILL NO. 138, entitled:

AN ACT Relating to public retirement.

Current statutes provide for members of the Teachers' Retirement System and the Public Employees' Retirement Systems to establish credit for service previously rendered within five years of reentering service. This is an inopportune time to extend the credit buy-back beyond the current five-year provision. It would result in an unwarranted and substantial increase in retirement costs to the state over the next 25 years at a time when we are encountering extreme difficulty in funding basic programs.

For the foregoing reasons, I have vetoed sections 10, 11 and 15 of Substitute House Bill No. 138. The remainder of the bill is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 19, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to seven sections, SUBSTITUTE HOUSE BILL NO. 144, entitled:

AN ACT Relating to insurance.

This bill contains three bills in their entirety which I have already signed:

Sections 7, 11 and 12 — SB 3383

Section 8 — SB 3250

Sections 23 and 24 — SB 3834

I have vetoed the duplicative sections in order to avoid codification problems and difficulties for future users of the affected sections of the Revised Code of Washington.

Section 25 of this bill would prohibit an agent from replacing an existing life insurance policy, excepting a policy issued by his own company, during the first two years that the agent is licensed. This provision would be strongly anti-competitive, exacerbating the already very difficult problems that face new agents. While I appreciate the problem being addressed, this is not the remedy.

I feel that the Insurance Commissioner has mechanisms in place (replacement disclosure forms and the law prohibiting "twisting") which, if enforced, can prevent policy replacements detrimental to the insured parties.

With the exception of the aforementioned sections, I have approved Substitute House Bill No. 144.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 8, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to one section, HOUSE BILL NO. 160, entitled:

AN ACT Relating to retail installment sales.

Section 6 of this bill duplicates the substance of a section contained in House Bill No. 137, but uses slightly different wording. I have determined to veto this section in order to avoid difficulties in codification and future interpretation of the section.

With the exception of Section 6, which I have vetoed, House Bill No. 160 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

April 23, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval, HOUSE BILL NO. 171. I have taken this action because I believe the formula set forth in the bill does not reasonably take into account the variations of costs in different areas of the state, and because of a strong presumption in favor of local government control of issues such as this.

I would be receptive to a review of this matter in order to assure that local governments in terms of such fees receive only the remuneration necessary to totally reimburse their actual costs of such services.

Sincerely,
JOHN SPELLMAN, Governor.

For Veto Message on SUBSTITUTE HOUSE BILL NO. 208, see page 249.

May 14, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to lines 22 through 28, Section 123, SECOND SUBSTITUTE HOUSE BILL NO. 235, entitled:

AN ACT Relating to corrections.

The above-referenced paragraph of Section 123 frustrates the directive of the bill — to create a separate, well-managed Department of Corrections. Inherent in the legislation is the assumption that several improvements in management may be required. I have, therefore, vetoed lines 22 through 28 in Section 123.

With the exception of lines 22 through 28 of Section 123, which I have vetoed, the remainder of Second Substitute House Bill No. 235 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 14, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to one section, HOUSE BILL NO. 254, entitled:

AN ACT Relating to casualty insurance.

Section 2 of this bill would require that auto insurance policies providing comprehensive or collision coverage would also have to provide liability coverage.

Since this bill passed the legislature, information has come to light that calls into question the potential effectiveness of this bill in preventing driving by underinsured motorists and also raises the question of unintended economic impacts on both the auto industry and financial institutions. I feel that the most prudent course of action at this time would be to veto Section 2, so that the legislature can more thoroughly study this issue.

With the exception of Section 2, which I have vetoed, the remainder of House Bill No. 254 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 18, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to Sections 2(15), 3(4) and 3(7), and 11, SUBSTITUTE HOUSE BILL NO. 320, entitled:

AN ACT Relating to land use.

The first three provisions conflict with similar provisions in Substitute House Bill No. 323, which I have signed today.

Section 11 would limit court review to final plats. The more timely stage for review—the preliminary plat stage—has been eliminated by Section 11. To preserve this option I have vetoed Section 11.

With the exception of Sections 2(15), 3(4), 3(7) and 11, Substitute House Bill No. 320 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

April 30, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to the proviso in Section 7, SUBSTITUTE HOUSE BILL NO. 335, entitled:

AN ACT Relating to community college districts.

Section 7 of this bill delineates certain requirements of the State Board of Community College Education. A proviso, however, added to this section, restricts the use of instructional funds at Everett and Edmonds Community College. This proviso is inconsistent with the intent of the 1981–83 appropriations act. In addition, the provision, which does not apply to other community colleges, is unnecessarily restrictive on the effective management of the first new community college district since the creation of the community college system.

Consequently, I have vetoed the proviso beginning after the colon on line 12 down through and including the word "positions" on line 14.

With the exception of the proviso in Section 7, which I have vetoed, the remainder of Substitute House Bill No. 335 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 18, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval, HOUSE BILL NO. 371, entitled:

AN ACT Relating to shoreline management policy as applied to forest practices.

The state's Forest Practices Act was enacted in 1974. That act recognized the power of local governments to regulate forest practices in shoreline areas under the authority of the Shoreline Management Act of 1971. Then, in 1975, by amendments to the Forest Practices Act, the power of local governments to regulate forest practices in shoreline areas was eliminated, and their power to control logging road construction was significantly reduced. Thereafter, however, the State Supreme Court invalidated the 1975 amendments because the form of their enactment was unconstitutional. House Bill No. 371 is a reenactment of the substance of the amendments.

I have evaluated the relationship of local governments and the Forest Practices Board to the control of forest practices in shoreline areas under both the 1974 act and the 1975 amendatory version. I have concluded that the 1974 version strikes the better balance in terms of both the allocation of governmental powers between the Forest Practices Board and local governments, and the achievement of the objectives of the Shoreline Management Act. I have, therefore, vetoed House Bill No. 371.

Respectfully submitted,
JOHN SPELLMAN, Governor.

may 19, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to part, SUBSTITUTE HOUSE BILL NO. 397, entitled:

AN ACT Relating to property.

This is a comprehensive and laudable effort to define the relationship between landlords and mobile home tenants. There are two topics, however, that cause me some concern.

Section 3 and Sections 6 through 16 establish new and significantly different procedures for declaring mobile homes abandoned and for disposing of them. While we may need new abandonment procedures, I feel these provisions need more study; existing law is sufficient in the meantime.

Sections 23 through 31 would require the Department of Licensing to impose and collect an annual excise tax on certain travel trailers and/or campers. This includes the collection of back taxes even if a vehicle has not been in use on the highways of the state and ownership has changed. This imposes an unfair obligation on the purchaser of such vehicle in that he/she might not be aware of such obligation until after the change in ownership has taken place. Further, the manpower required to enforce these changes exceeds the revenue gained from enforcement.

With the exception of Sections 3, 6 through 16, and 23 through 31, House Bill No. 397 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

For Veto Message on SUBSTITUTE HOUSE BILL NO. 467, see page 1434.

May 14, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to Section 2 and Section 4, HOUSE BILL NO. 493, entitled:

AN ACT Relating to real property and deeds of trust.

Section 2 restates verbatim the current statute (RCW 62.24.020) and is therefore superfluous.

Section 4 strikes the following sentence from law: "The trustee may not bid at the trustee's sale." Striking this sentence is inconsistent with keeping RCW 62.24.010. I have therefore vetoed Section 4.

With the exception of Sections 2 and 4, which I have vetoed, the remainder of House Bill No. 493 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 19, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval, HOUSE BILL NO. 537, entitled:

AN ACT Relating to occupational drivers licenses.

The Implied Consent Law, passed by the voters of this state in 1969, provides that a person's privilege to drive is conditioned on a promise to take a breathalyzer test when suspected of driving under the influence of alcohol. Failure to take the test results in a six-month loss of license.

House Bill No. 537 would undermine the Implied Consent Law. It would permit persons who refuse the breathalyzer and who subsequently are found guilty of DWI to apply for an occupational driver's license. Ironically, those who were acquitted of the charges could not apply for the occupational permit.

If we are to have an Implied Consent Law—and I believe we should—we must enforce it. There must be a clear consequence to refusing the breathalyzer or the Implied Consent Law will be intolerably weakened.

I have, therefore, vetoed House Bill No. 537.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 14, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to Section 1 (1), and Section 3, SECOND SUBSTITUTE HOUSE BILL NO. 628, entitled:

AN ACT Relating to residential schools.

This bill would establish a special procedure for deinstitutionalizing mentally retarded residents of the state residential schools for the next two years.

I am very sensitive to the concerns of the parents who advocated the passage of this bill. The changes that have come about in recent years in the treatment of the mentally retarded have been controversial and often upsetting to those most closely involved, both lay and professional.

I am not convinced, however, that the procedure for decision-making and appeal outlined in Section 1(1) is going to solve the problem—and it may raise other problems. I am willing, though, to ask for a "trial run." I have therefore directed Alan J. Gibbs, Secretary of the Department of Social and Health Services, to freeze disputed placements for a period of six

months. I have also directed him to examine placement practices during this period and report to me prior to the next legislative session.

For the reasons outlined above, I have vetoed Section 1(1) and Section 3. The remainder of Second Substitute House Bill No. 628 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 18, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to Section 1, SUBSTITUTE HOUSE BILL NO. 650, entitled:

AN ACT Relating to school districts.

Section 1 of the bill removes the phrase "necessary or proper to carry out the functions of a school district." As a result, school districts could not use funds to finance any school facility for which there is not specific authority in law. Surprisingly, without this phrase there is no other law that gives school districts definite authority to acquire and construct the broad range of facilities required to carry out many essential school district functions. Without the authority of the "necessary and proper" phrase, school districts may not be able to finance construction of school buildings through the issuance of bonds.

With the exception of Section 1, which I have vetoed, the remainder of Substitute House Bill No. 650 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

April 23, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval as to one section, HOUSE BILL NO. 681, entitled:

AN ACT Relating to medical devices and equipment.

I am vetoing Section 2 in order to allow the normal rules of statutory construction to apply.

With the exception of Section 2, which I have vetoed, the remainder of House Bill No. 681 is approved.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 14, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval, HOUSE BILL NO. 697, entitled:

AN ACT Relating to petitioning local government officials.

This bill would eliminate, for all practical purposes, the "appearance of fairness doctrine" with respect to deliberations of local legislative bodies. This doctrine has served a useful purpose in this state and has helped establish public confidence in the actions of local officials.

While some modifications of the doctrine may be needed, elimination of such a basic concept as appearance of fairness is not in the public interest. I have, therefore, vetoed House Bill No. 697.

Respectfully submitted,
JOHN SPELLMAN, Governor.

May 19, 1981

To the Honorable,
The House of Representatives
of the State of Washington
Ladies and Gentlemen:

I am returning herewith without my approval, HOUSE BILL NO. 705, entitled:
AN ACT Relating to local government.

House Bill No. 705 would prohibit code cities from owning, operating or controlling cable television systems under certain circumstances. In my view, this would unwisely hamper the ability of local governments to ensure quality cable service to their communities. For that reason, I have vetoed House Bill No. 705.

Respectfully submitted,
JOHN SPELLMAN, Governor.

HISTORY OF HOUSE BILLS

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
1.	28					
2.	28					
3.	28	294	325			
3. (Sub)			325	337		
4.	28	173	277	306		
5.	28					
6.	28					
7.	29					
8.	29					
9.	29	553				
10.	29	445	482			
10. (Sub)			482		769	
11.	29	173	214		68	
11. (Sub)			214	214		
12.	29	348	441	513	35	
13.	29					
14.	29					
15.	30	300	326			
15. (Sub)			326	337		
16.	30	286	387			
16. (Sub)			387-388	510		
17.	30	814	1006			
17. (Sub)			1006	1006		
18.	30					
19.	30					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend-ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
20.	30					
21.	30	815	858			
21. (Sub)			858	859		
22.	30	553	751	751		
23.	30					
24.	30	1165				
25.	31	553	625	675	270,577, 675,749	
26.	31					
27.	31					
28.	31	554			769	
29.	31					
30.	31	122	210			
30. (Sub)			210		236	
31.	31	326,335	353		326-328, 342-343	
31. (Sub)			353-357, 364-373	376- 379	1407	
32.	32					
33.	33					
34.	33	393				
35.	33				731	
36.	33					
37.	33	425	482			
37. (Sub)			482	617		
38.	33					
39.	34					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
40.	34	500	543			
40. (Sub)			543,546	613	1265- 1268	
41.	34					
42.	34	87	96-97	124		1289 Ch. 48
43.	34	173	212		68	
43. (Sub)			212	213		
44.	46					
45.	46					
46.	46	173	254	263		
47.	46					
48.	48				49	
49.	48	300	323			
49. (Sub)			323	336		998 Ch. 32 PV
50.	48					
51.	48	112	124	189		
52.	48	188	254, 290	290	277	1045 Ch. 36
53.	48					
54.	49				50,292	
55.	49	234	275			
55. (Sub)			275	286		
56.	56					
57.	56	341	441	541		
58.	56	122	181			

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
58. (Sub)			181,211	211		
59.	56					
60.	57					
61.	57	349	399			
61. (Sub)			399	508, 1168	1167	Ch. 144
62.	57	332	396			
62. (Sub)			396	442		
63.	57	531	631	747		
64.	57					
65.	57					
66.	57	320, 335,520	729	729		1289 Ch. 49
67.	57	174,320	388		236	
67. (Sub)			388	597	1000, 1324	
68.	57					
69.	59					
70.	59	174	254			
70. (Sub)			255	264		
71.	59	521			61	
72.	59				769	
73.	59					
74.	59	361,375, 434	655			
74. (2nd Sub)			655	656		
75.	60	123	181	190, 934	934	1434 Ch. 59

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
76.	60	345	397			
76. (Sub)			397-399, 405-406	453, 1451	1168,1451, 1525	Ch. 138
77.	60	103	153, 156	164		
78.	60	619	860			
78. (Sub)			860	861		
79.	60					
80.	60					
81.	61					
82.	61	153	165			
82. (Sub)			165-168, 181		342	
83.	66	234	450, 462	547		1289 Ch. 58
84.	66	479,515, 554	626			
84. (2nd Sub)			626	749		
85.	66					
86.	67	156	210	210		
87.	67	554	648,745	745		
87. (Sub)			745	746		
88.	67	434	483			
88. (Sub)			483	616, 883	883	1289 Ch. 50
89.	67					
90.	67					
91.	67	554			769	

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
92.	83					
93.	83					
94.	83					
95.	83	435,555	731			
95. (Sub)			731	732		
96.	83	253	324	410, 1001	1001	Ch. 79
97.	83					
98.	83					
99.	83	129	181, 198	236- 237	181,934, 1525	Ch. 291
100.	83	445	623	624		
101.	84	234,273, 578	678			
101. (Sub)			678,690- 692	692, 936	936	1434 Ch. 67
102.	84					
103.	85	112	124	189		374 Ch. 12
104.	85	95	95	95		160 Ch. 2
105.	85	112	124	190		Ch. 125
106.	85					
107.	85	234	275			
107. (Sub)			275	287		
108.	85					
109.	85	207	258	265		
110.	85	208	259	265		

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
111.	85					
112.	86	234	275			
112. (Sub)			276	288, 896	896	1289 Ch. 51
113.	87					
114.	87	274	395	508	95,1167	
115.	88	262	291			
115. (Sub)			291	313		
116.	88	393,425, 521	752			
116. (Sub)			752	753, 1419	1418	Ch. 310
117.	89	253	301			
117. (Sub)			301	314		
118.	89	208	255			
118. (Sub)			255	266		374 Ch. 13
119.	89	321,335			342	
120.	89	174	255	272, 935	935	1434 Ch. 60
121.	89					
122.	90	235	302	314		
123.	90					
124.	90	1073, 1303	1465			
124. (Sub)			1465	1465		
125.	90					
126.	91	425	581			

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
126. (Sub)			581	581		
127.	91	208	542		769	
128.	91	521	658			
128. (Sub)			658	659, 1451	1416, 1450	Ch. 145
129.	91					
130.	91	235	323	338		
131.	91	208	255	264		
132.	91	294	324			
133.	91					
134.	91					
135.	92	425	582			
135. (Sub)			582	582		
136.	92	472	582	582		Ch. 80
137.	92	555	632- 635	669	1300, 1434	Ch. 78 PV
138.	92	555	696		112	
138. (Sub)			696	696, 1457	1451- 1457	Ch. 294 PV
139.	92					
140.	92					
141.	92					
142.	93					
143.	94	253	325	411		Ch. 81
144.	94	425	583			
144. (Sub)			583	583, 1259	1257	Ch. 339 PV

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
145.	94	262,274, 332	389			
145. (Sub)			389	507, 1419	1419	Ch. 146
146.	94					
147.	94					
148.	95					
149.	95	555	657			
149. (Sub)			657	658		Ch. 328
150.	95	448	492		770	
151.	100	556	729	729		
152.	100	425,435, 532,799				
153.	100	349,448				
154.	100					
155.	100					
156.	100					
157.	101	123,129, 361	438			
157. (2nd Sub)			438	509, 937	936	1434 Ch. 68
158.	101	262,403	445		292	
158. (2nd Sub)			445	511		
159.	101					
160.	101	556	635- 638	669, 1299	1297	Ch. 77 PV
161.	101	341	407	539		1289 Ch. 52
162.	101					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amendments	3rd R'd'g Final Passage	Other Action	Action by Gov.
163.	101	349	406	508		998 Ch. 34
164.	101				112	
165.	101					
166.	102	129	157			
166. (Sub)			157- 159	163- 164		504 Ch. 16
167.	102	311	439	548		
168.	102					
169.	102	274,294, 459	604			
169. (2nd Sub)			604	743, 1169	1169	Ch. 147
170.	102					
171.	102	342	439	513		Vetoed
172.	102	162	255	267		1164 Ch. 37
173.	102	311				
174.	102	403,426, 755	900			
174. (Sub)			900	900		
175.	103	835	984	984		Ch. 148
176.	105	386	441			
176. (Sub)			441	514, 937	937	1434 Ch. 61
177.	105	235	276			
177. (Sub)			276	289		
178.	107	515	660			

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
178. (Sub)			660	660, 1171	1170	Ch. 244
179.	107	311,335, 448	496			
179. (2nd Sub)		695	496,810		578	
179. (3rd Sub)			810	810		
180.	107					
181.	107	174	213	213, 938	937	1434 Ch. 62
182.	107					
183.	107	479	583	583		
184.	107	515	697			
184. (Sub)			697	697		Ch. 149
185.	108	486	549			
185. (Sub)			549	612	613,643- 644	
186.	108	174	211	211		1164 Ch. 38
187.	108	321,335, 459	584			
187. (Sub)			584	584		
188.	108	209	255	269		
189.	108	301	497			
189. (Sub)			497	750		
190.	108	162	215	215		1164 Ch. 40
191.	108	162	256	273		1164 Ch. 39
192.	108					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend-ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
193.	109					
194.	109					
195.	109					
196.	109	349	396			
196. (Sub)			396	512		
197.	110					
198.	110	175	211	212		
199.	110					
200.	110					
201.	110					
202.	110					
203.	110	556	697			
203. (Sub)			697			
204.	110	295	323	338		
205.	111					
206.	111	129	139		112	
206. (Sub)			139-141	141, 251	176-178, 239-251	279 Ch. 5
207.	111	123,129	141		123	
207. (Sub)			141	141, 268	267	279 Ch. 6
208.	111	123,130	142		123	
208. (Sub)			142-144	144		249 Ch. 7 PV
209.	111	123,130	144		123	
209. (2nd Sub)			144-146	146	215-218, 239	279 Ch. 4

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
210.	114					
211.	114					
212.	114	1165	1312	1313		Ch. 140
213.	115	515	730			
213. (Sub)			730	730		
214.	115	532	698	698, 1294	1293	Ch. 141
215.	115					
216.	115	556	625			
216. (Sub)			625	674		
217.	116					
218.	116	376,393, 1165				
219.	116	345	399			
219. (Sub)			399	443		998 Ch. 33
220.	116					
221.	116	557	625	625		
222.	116	235	276			
222. (Sub)			276	289		1164 Ch. 41
223.	117	449	584	584		
224.	117	361	441			
224. (Sub)			441	510		
225.	117	557			139	
226.	117	557	666			
226. (Sub)			666-668, 676-677	746		

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amendments	3rd R'd'g Final Passage	Other Action	Action by Gov.
227.	117	235	276	288, 939	938	1434 Ch. 63
228.	117	472,515, 578	698	699, 1170	1169	Ch. 309
229.	118					
230.	118	557	689	690		
231.	118					
232.	118	557	632	668		
233.	118					
234.	118					
235.	118	286,295, 403	451		127	
235. (2nd Sub)			451	547, 1523	1171, 1523	Ch. 136 PV
236.	120					
237.	120					
238.	120	236	276	289		
239.	121					
240.	121					
241.	121					
242.	121	361	444			
242. (Sub)			444	540		
243.	121	501	544			
243. (Sub)			544-546	622		
244.	121	393	463	599		Ch. 126
245.	121	156	219			
245. (Sub)			219-225	238, 270	270	279 Ch. 8

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
246.	122	435,449, 521	699			
246. (2nd Sub)			699	699		Ch. 127
247.	131	209	256			
247. (Sub)			256	263		
248.	131	209	256	266		
249.	131	403	585	585		
250.	131	262	388			
250. (Sub)			388	443		Ch. 128
251.	132					
252.	132	286,332	407		316	
252. (Sub)			407	597, 1424	1420	Ch. 297
253.	132					
254.	132	403	498	743, 1172	1172	Ch. 150 PV
255.	132					
256.	132				139	
257.	132	516,558	678		153,678	
257. (2nd Sub)			678- 680	680, 1427	678, 1426	Ch. 269
258.	133					
259.	133	558	730			
259. (Sub)			730	730		
260.	134	301	324	339		
261.	134	558	684		139,769	
262.	134					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
263.	134					
264.	134	426	452		139	
264. (Sub)			452, 485	612, 1003	1002	Ch. 75
265.	134					
266.	134	333	463			
266. (Sub)			463	601, 1173	1172	Ch. 151
267.	134					
268.	135	516	831		236	
268. (Sub)			831	832		
269.	135					
270.	135	479,516				
271.	135					
272.	135					
273.	136					
274.	136	479	769			
274. (Sub)			769	769		
275.	136	162	256	273		
276.	137	349	585	585, 1174	1173	Ch. 152
277.	137	532	858			
277. (Sub)			858	858		Ch. 129
278.	137					
279.	137	321	409			
279. (Sub)			409	507		
280.	137				159	

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
281.	148					
282.	148				149	
283.	148				152	
284.	148					
285.	148	474	546			
285. (Sub)			546	615		Ch. 130
286.	154	295,311, 342,646	439-440, 832	833	544	
287.	154	459,474				
288.	154		426	657		
288. (Sub)			657			
289.	154	558	699	700		
290.	154	362	441			
290. (Sub)			441	539		1164 Ch. 42
291.	155	559			689	
292.	155	362,449	441			
293.	155	501	543			
293. (Sub)			543	621		
294.	155					
295.	155					
296.	155					
297.	155	404,426, 532	700			
297. (Sub)			700	701		Ch. 153
298.	155					
299.	160					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend-ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
300.	160	480,516				
301.	160					
302.	161	321,335, 559	701			
302. (Sub)			701	701, 1002	1002	Ch. 311
303.	161					
304.	161	188	256	265	1174, 1525	Ch. 301
305.	161					
306.	161					
307.	161	404,426, 532	624			
307. (Sub)			624	625, 897	896	1045 Ch. 35
308.	164	209	256			
308. (Sub)			256, 276-277	287		1164 Ch. 43
309.	165					
310.	165	180	493			
311.	165	210	323			
311. (Sub)			323	602		
312.	169					
313.	169					
314.	169	501	701			
314. (Sub)			701	701, 1176	1175	Ch. 154
315.	169					
316.	169	362	408			

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
316. (Sub)			408	600		1289 Ch. 53
317.	169				182	
318.	170					
319.	170	301	442	598		
320.	170	486	603			
320. (Sub)			603	672, 1176	1176	Ch. 293 PV
321.	170					
322.	170	480	586	586		
323.	170	381	444			
323. (Sub)			444	513		Ch. 292
324.	170	516	702			
324. (Sub)			702	702, 1178	1177	Ch. 156
325.	171					
326.	171					
327.	171					
328.	171					
329.	171	416	544			
329. (Sub)			544		770	
330.	171	426	498	611		
331.	172					
332.	172					
333.	172	394	483			
333. (Sub)			483	620		

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amendments	3rd R'd'g Final Passage	Other Action	Action by Gov.
334.	172	350	441	509		1164 Ch. 44
335.	172	301	324			
335. (Sub)			324	336, 1178	1178	Ch. 72 PV
336.	172					
337.	172					
338.	172	333,404	486		333	
338. (2nd Sub)			486-488	617, 1180	1179	Ch. 173
339.	172	321,427	488			
339. (Sub)			488-491, 1552	615, 1553	1295-1297, 1542	Ch. 1 E 1
340.	179					
341.	179	312,336, 533	731	731, 1524	1524	Ch. 155
342.	179	559	861	862		
343.	179					
344.	179					
345.	179					
346.	179					
347.	180	474	586	586		
348.	180					
349.	180	559	660			
349. (Sub)			660	660		
350.	183					
351.	183	263	291,336, 390	313	314,326, 336,770	

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
352.	183	312	389			
352. (Sub)			389	442		1164 Ch. 45
353.	183	404,427	463			
353. (2nd Sub)			463, 483-484	616		
354.	184	350	493	748		Ch. 157
355.	184	416	685			
355. (Sub)			685	770, 797	772, 796	
356.	184					
357.	184	427	586	586		
358.	185	350	493		770	
359.	185	459,474, 516	702			
359. (Sub)			702			
360.	185					
361.	185	236	276	288		
362.	185					
363.	185					
364.	185	459	732	732		1289 Ch. 54
365.	185	435	493		770	
366.	186					
367.	186	322	495	619		
368.	186	521	750			
368. (Sub)			750	750		
369.	186					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amendments	3rd R'd'g Final Passage	Other Action	Action by Gov.
370.	186	417	445	600		
371.	186	560	629-631	671		Vetoed
372.	186	560	629	670		Ch. 290
373.	186					
374.	186	394	543			
374. (Sub)			543	611, 1004	1003	Ch. 332
375.	187	345	483	613		
376.	187					
377.	187					
378.	187	522				
379.	188					
380.	188					
381.	200	522	703	703		
382.	200	342				
383.	200					
384.	200					
385.	201	362	409	511,514		
386.	201	427	483	614		
387.	201	363,427, 885	1048			
387. (Sub)			1048	1048		
388.	201	404,449, 522	626			
388. (Sub)			626	771, 1181	1181	Ch. 131
389.	201					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
390.	201				207	
391.	201					
392.	202					
393.	202					
394.	202					
395.	202					
396.	202					
397.	202	560	626			
397. (Sub)			626, 661-666	741, 1522	1512	Ch. 304 PV
398.	202				207	
399.	202	350	439			
399. (Sub)			439	542		
400.	202	460	587	587		
401.	202	428	498	611		
402.	202	480,516, 560	648			
402. (Sub)			648-651	651		
403.	203					
404.	203					
405.	203					
406.	203					
407.	203					
408.	203					
409.	203					
410.	204	522	703	703		

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amendments	3rd R'd'g Final Passage	Other Action	Action by Gov.
411.	204				207	
412.	204	533	704			
412. (Sub)			704			
413.	204	449	606			
413. (Sub)			606	607		
414.	204					
415.	204					
416.	204					
417.	205					
418.	205					
419.	205	480	587			
419. (Sub)			587	587		
420.	205	428	495			
421.	205	350	588			
421. (Sub)			588	588		
422.	205					
423.	205	561,800				
424.	205	416	588			
424. (Sub)			588	588		
425.	206	363	482			
425. (Sub)			482	610, 1184	1183	Ch. 307
426.	206	561				
427.	206	561	704	704, 1183	1182	Ch. 306
428.	206					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
429.	206	563			769	
430.	206	351	589			
430. (Sub)			589	589		
431.	206	449	494			
431. (Sub)			494	674		Ch. 132
432.	206					
433.	207	322,376, 428,522	705	705		Ch. 133
434.	207					
435.	207	295	589	589		
436.	226					
437.	226					
438.	226	460	589	590		1164 Ch. 46
439.	226	435	497	614		
440.	226	417,428, 533	652			
440. (2nd Sub)			652	652, 1192	1184- 1192	Ch. 137
441.	227	394,563	654	654		
442.	227	394	483	622		
443.	227	405,517				
444.	227	563	680			
444. (Sub)			680	681		
445.	227					
446.	227	533	681	742		
447.	227					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amendments	3rd R'd'g Final Passage	Other Action	Action by Gov.
448.	227					
449.	228	381	442			
449. (Sub)			442	540		
450.	228					
451.	228	517	705			
451. (Sub)			705	705		
452.	228	436	590			
452. (Sub)			590	590		
453.	228					
454.	228	564,578			769	
455.	228					
456.	228	363	409	506		
457.	228	481	543		770	
458.	228					
459.	229	948				
460.	229					
461.	229	312	397	599		
462.	229	428	590			
462. (Sub)			590	590		
463.	229	534				
464.	229	333	591	591,898	897	Ch. 55
465.	229					
466.	229	436,450, 523	734			
466. (Sub)			734	734		Ch. 158
467.	229	436	604			

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend-ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
467. (Sub)			604-606	676, 939-940	898	1434 Ch. 64 PV
468.	230	436	706	706		Ch. 159
469.	230					
470.	230	428	706	707		
471.	230					
472.	230	564	707	707		
473.	230					
474.	230					
475.	230					
476.	230					
477.	231	436	692			
477. (Sub)			692-693, 736-737	738		
478.	231					
479.	231					
480.	231					
481.	231	437	591			
481. (Sub)			591	591		
482.	231					
483.	251	695				
484.	251	885	1005			
484. (Sub)			1005	1049, 1425	1424	Ch. 160
485.	251					
486.	252					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend-ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
487.	252					
488.	252					
489.	252	534			681	
490.	252	564	654		535	
490. (Sub)			654, 677-678	742		Ch. 69
491.	252	450	592		326,342	
491. (Sub)			592	592		Ch. 134
492.	252					
493.	258	428	498	675, 1197	1197	Ch. 161 PV
494.	259	564	705	705		
495.	259					
496.	259				270	
497.	259	523	707	707		
498.	259					
499.	259					
500.	259	564	708	708		
501.	260				270	
502.	260	460	607	608		Ch. 162
503.	260				578	
504.	260					
505.	272					
506.	280	376,394, 800	900		286	
506. (Sub)			900,997, 1006	901,996, 1007		

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
507.	280					
508.	280					
509.	280				286	
510.	280					
511.	281					
512.	281					
513.	281	474				
514.	281					
515.	281	381	498	744		
516.	281	382	495	744		
517.	281	534			769	
518.	281	386	592	592		
519.	282	565	708	708		
520.	282	437	496			
520. (Sub)			496	621, 1196	1196	Ch. 246
521.	282	534	989			
521. (Sub)			989	989		
522.	283	296				
523.	283					
524.	283					
525.	283	523	709			
525. (Sub)			709	709		Ch. 163
526.	283					
527.	283	381	494	749		
528.	284	429			769	

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend-ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
529.	284					
530.	284	312,565	709	709		Ch. 333
531.	284	386	494	620		
532.	284	345	445			
532. (Sub)			445	548		Ch. 164
533.	284	474	593	593		
534.	284					
535.	284					
536.	285					
537.	285	501	709	709, 1198	1197	Vetoed
538.	285	565	710		710,731	
539.	285	429	593	593		
540.	293					
541.	293					
542.	293	486	710	710		
543.	293					
544.	293					
545.	293					
546.	293					
547.	294					
548.	294				316	
549.	294	460,474				
550.	294					
551.	298	363	407	443		1164 Ch. 47

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
552.	298					
553.	298					
554.	298	481	659	752		
555.	298	565	685			
555. (Sub)			685	771	771	
556.	299					
557.	299	417	445			
557. (Sub)			445	512	1198	
558.	299					
559.	299					
560.	299					
561.	299	429,475	543			
561. (Sub)			543	671, 1458	1192, 1458	Ch. 270
562.	299					
563.	299	501	710	710		
564.	310					
565.	310					
566.	310					
567.	310	523	711		711,770	
568.	310	501	711	711		
569.	318	523	659	659		
570.	318	566	678			
570. (Sub)			678	740		Ch. 247
571.	318	481,838	542			
571. (Sub)			542,985	986	578	

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
572.	318	387	494	748		
573.	318					
574.	318					
575.	319					
576.	319	405	462	540		
577.	319	566	711	711		
578.	329	566	712			
578. (Sub)			712		712,771	
579.	329					
580.	329	461	495			
580. (Sub)			495	745		
581.	329	429	859			
581. (Sub)			859-860, 862-864	864, 1467	1446-1448, 1466	Ch. 76
582.	330					
583.	330					
584.	330					
585.	330					
586.	330					
587.	330					
588.	331					
589.	331					
590.	331,	437,885	1053	1054, 1291	1290	Ch. 330
591.	331	524	712			
591. (Sub)			712	712		

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
592.	331					
593.	335	437	462			
593. (Sub)			462	541		
594.	339	566	712	712		
595.	339	566				
596.	340	567	713	713	1259	
597.	340	481	609	609		
598.	340	524,846	988			
598. (Sub)			988	989, 1051	990, 1050	
599.	340	429	496	622, 1450	1198-1204, 1450	Ch. 329
600.	340	446	593	593		
601.	340	524	652			
601. (Sub)			652	653, 1410	1204-1208, 1282,1409	Ch. 331
602.	341					
603.	341	695,800	905		731	
603. (Sub)			905, 978-983	983	905	
604.	341		341,352	353	341	455 Ch. 15
605.	344					
606.	344				578	
607.	344	755,800				
608.	347	567			666	
609.	347					
610.	347					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
611.	348					
612.	348	836	987			
612. (Sub)			987	987		
613.	348					
614.	359	430	594	594		
615.	359	461	594	594		Ch. 248
616.	359	461	594	595		Ch. 249
617.	359	502	713			
617. (Sub)			713	713		
618.	360	461	595	595		
619.	360	461	595	596		
620.	360	430,475, 524	714	714, 1260	1259	Ch. 165
621.	360	567	714	714		
622.	360					
623.	360	430				
624.	360	446,462	495			
624. (2nd Sub)			495, 551-552	552, 1511	550,1192- 1196,1507	Ch. 71
625.	360	525, 567	714	715, 941	941	1434 Ch. 65
626.	360	525	682			
626. (Sub)			682	752	751	
627.	375					
628.	375	482,567	715		498	
628. (2nd Sub)			715	715, 1260	1260	Ch. 166 PV

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend-ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
629.	375					
630.	375					
631.	375	430	463	600		
632.	381					
633.	381					
634.	383	568	715			
634. (Sub)			715	715		
635.	384					
636.	384	568	716			
636. (Sub)			716	716		1289 Ch. 56
637.	384					
638.	384					
639.	384	462	810			
639. (Sub)			810			
640.	384					
641.	391	568	716	716		
642.	391					
643.	392					
644.	401					
645.	401					
646.	401					
647.	401					
648.	402	800	1310			
648. (Sub)			1310- 1312	1312, 1524	1523	Ch. 167

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
649.	402					
650.	402	525	717			
650. (Sub)			717	717, 1292	1291	Ch. 250 PV
651.	402					
652.	402	568	685			
652. (Sub)			685-689		770	
653.	402	568			769	
654.	402					
655.	413					
656.	413					
657.	413	569			678	
658.	413	446	596			
658. (Sub)			596	596		
659.	415	502,517				
660.	416	525	656	741		
661.	420					
662.	421					
663.	421	569	717			
663. (Sub)			717	717		
664.	422	482	542	621, 944	943	1434 Ch. 66
665.	422					
666.	422	437				
667.	422	525	653			
667. (Sub)			653	740, 1262	1261	Ch. 168

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
668.	422					
669.	422					
670.	422					
671.	423					
672.	423					
673.	423					
674.	423					
675.	423					
676.	423					
677.	423	569	683	739	1268, 1525	Ch. 341
678.	423	570	718			
678. (Sub)			718	718		
679.	424					
680.	424	570	718			
680. (Sub)			718	718		
681.	432	525	733	733	448	Ch. 57 PV
682.	433	526	719	719		
683.	433					
684.	433					
685.	433					
686.	447	570	719	719		
687.	447	570			769	
688.	447					
689.	455					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend-ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
690.	456	570	719			
690. (Sub)			719	719		
691.	456					
692.	456	517	720	720		Ch. 169
693.	456	517				
694.	456					
695.	456					
696.	456	571	720			
696. (Sub)			720	720		
697.	456	517	721	721, 1263	1263	Vetoed
698.	457					
699.	457	571	685			
699. (Sub)			685		770	
700.	457					
701.	472	571	631	668		Ch. 82
702.	472	571	721			
702. (Sub)			721	721		
703.	472					
704.	476					
705.	476	572	736	736		Vetoed
706.	476	526	721	722		
707.	476	526	732	732		Ch. 170
708.	477	517	722	722		
709.	477	526	722			
709. (Sub)			722	723		

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
710.	477					
711.	477	572	627		577	
711. (Sub)			627-629	672-674, 1264	1263	Ch. 343
712.	477					
713.	477					
714.	477					
715.	477					
716.	478	534	723	723		
717.	500					
718.	500	572			769	
719.	500	572, 1165	735, 1436	735, 1436	942- 943	
720.	505	573	723	723		
721.	505	573	626	671		
722.	505	573	724	724		
723.	505	573	693,771, 833	694,834, 904	694,750, 771,834	
724.	505	573	678			
724. (Sub)			678	738		
725.	520					
726.	520					
727.	520	574	724	724, 1265	1265	Ch. 171
728.	528		724	725		
729.	528					
730.	529	574				

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
731.	529	574	725			
731. (Sub)			725	725		
732.	529	574	725	726		
733.	529	574	726			
733. (Sub)			726	726		
734.	529	575	726	726		Ch. 305
735.	529	575	727	727		
736.	529	575	727	727		
737.	529	575			769	
738.	536				538	
739.	553	887	1004			
739. (Sub)			1004	1005	1029	
740.	619					
741.	645	836				
742.	762					
743.	762					
744.	762	1303				
745.	774	948				
746.	779					
747.	779	887	986			
747. (Sub)			986	986		Ch. 74
748.	779					
749.	780	887	1038		895,899	
749. (Sub)			1038-1044, 1459-1464	1459, 1465	1432	
750.	799					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
751.	838					
752.	846	948	1048	1048		
753.	899	1326	1443			
753. (Sub)			1443	1444		Ch. 172
754.	999					
755.	1046					
1610. (1980)				127	127	Ch. 3 Veto override

HISTORY OF HOUSE JOINT MEMORIALS

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
1.	34	225	256	267		
2.	68	312	396	549		
3.	138					
4.	138	236	274			
4. (Sub)			275	275		
5.	207					
6.	233					
7.	233	437	609			
7. (Sub)			609	609		
8.	252					
9.	260	836				
10.	331	575	653	653		
11.	331					
12.	424					
13.	447	526	727	728		
14.	457	576	728	728		
15.	520	576	728	728		
16.	529					
17.	536					
18.	899					

HISTORY OF HOUSE JOINT RESOLUTIONS

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
1.	58					
2.	95					
3.	111	502				
4.	138					
5.	138					
6.	148				152	
7.	161	394	811			
7. (Sub)			811-813, 1064-1065	1065, 1457	1457	
8.	180					
9.	180					
10.	233	351,527	733			
10. (Sub)			733	733		
11.	233					
12.	478					

HISTORY OF HOUSE CONCURRENT RESOLUTIONS

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
1.	28		28	28	46	
2.	58		97	124		
3.	122		253	269		
4.	138	274	291	291		
5.	138	322	388	598		
6.	188	296	325	598		
7.	188		256	326,899	899	
8.	233		263	263		
9.	260		275	275		
10.	285		596	596		
11.	300					
12.	320					
13.	320					
14.	384		410	410		
15.	392					
16.	478	780	990	990		
17.	478		479, 491-492	492	478, 504	
18.	505	576	833	833		
19.	505		505,518	518	506	
20.	537	581	857			
20. (Sub)			857	858		
21.	619	948				
22.	695					
23.	780		780	780		

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
24.	835	948	1046	1046		
25.	999					
26.	1069	1166	1435	1436,1542, 1550	1542, 1550	
27.	1282		1282- 1287	1287		
28.	1432		1432, 1465	1465		
29.	1432		1432, 1466	1466		

HISTORY OF HOUSE FLOOR RESOLUTIONS

NUMBER, AUTHOR AND SUBJECT	Introduced	Floor Action	Other Action
1. Representative Nelson (G): Adopting permanent House Rules:	3-14	14-21	
2. Representatives Nelson (G), King (R): Notifying Senate House organized.	26	26	
3. Representatives Nelson (G), King (R): Salaries of members and staff:	27	28	
4. Representative Maxie: Full time administrative assistants.	97		98
5. Representatives Maxie, Teutsch, Wang: Recognizing Dr. Martin Luther King, Jr.	58	58	
6. Representatives O'Brien, Polk, Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King (J), King (R), Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson (D), Nelson (G), Nisbet, North, Owen, Padden, Patrick, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Schmitten, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley: Expressing appreciation to Dean R. Foster.	98	99	
7. Representatives Tupper, Bender: Continuing Select Committee on Vietnam Era Veterans.	126	126	
8. Representatives Leonard, Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King (J), King (R), Kreidler, Lane, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson (D), Nelson (G), Nickell, Nisbet, North, O'Brien, Owen, Padden, Patrick, Polk, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Schmitten, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle,			

NUMBER, AUTHOR AND SUBJECT	Introduced	Floor Action	Other Action
Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley: Welcoming home American hostages held in Iran:	126	127	
9. Representatives Erak, O'Brien, Gallagher: Tribute to John Pearsall.	159	159	
10. Representatives Struthers, Becker: Directing Selecting Committee on Corrections to complete task.	127	127	
12. Representative Polk: LBC study, ethics.	125	126	
15. Representatives Chamberlain, Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bickham, Bond, Brekke, Brown, Burns Cantu, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King (J), King (R), Kreidler, Lane, Leonard, Lewis, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson (D), Nelson (G), Nickell, Nisbet, North, Owen, Padden, Patrick, Polk, Prince, Pruitt, Rinehart, Rosbach, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Vander Stoep, Walk, Wang, Warnke, Williams, Wilson, Winsley: Requesting President and Congress on fate of Americans missing in action.	198	199	
18. Representatives Mitchell, Scott: Recognizing the Northwest Dairy and Farm Equipment show.	346	346	
20. Representatives Erak, Becker: Recognizing Rep. Sanders' efforts regarding elk.	307	307	
21. Representatives Brown, Gallagher, Wang, Winsley: Congratulating Mount Tahoma High School football team.	318	318	
25. Representatives Nisbet, Mitchell, Patrick, Tilly, Houchen, Smith, Stratton, Becker, Berleen, Kreidler, Williams, Fancher, Struthers, Valle, Sommers, Galloway, Pruitt, Lane: Requesting AG to investigate DSHS for compliance with budget and accounting act.	411	412	
27. Representatives Fiske, Salatino: Washington State Employment Day.	412	413	
29. Representatives Grimm, Walk, Brown, Ehlers, Erickson, Salatino, Wang, Gallagher, Granlund, Johnson, Dawson, Winsley: Complimenting Puyallup Valley Daffodil Festival Royal Court.	518	519	

NUMBER, AUTHOR AND SUBJECT	Introduced	Floor Action	Other Action
30. Representative Scott: Moratorium on state acquiring right-of-way of Milwaukee railroad.	519		519
31. Representative O'Brien: Congratulating Robert J. McGrath.	538	538	
32. Representatives Teutsch, Chandler: Congratulating Juanita High School girls' basketball team.	518	518	
35. Representatives Rosbach, Vander Stoep: Congratulating Centralia High School football team.	538	539	
38. Representatives Bickham, Lewis, Rosbach, Vander Stoep, Addison, Amen, Barnes, Barr, Barrett, Becker, Bender, Berleen, Bond, Brekke, Brown, Burns, Cantu, Chamberlain, Chandler, Clayton, Dawson, Dickie, Eberle, Ehlers, Ellis, Eng, Erak, Erickson, Fancher, Fiske, Flanagan, Gallagher, Galloway, Garrett, Garson, Granlund, Greengo, Grimm, Gruger, Hankins, Hastings, Heck, Hine, Houchen, Isaacson, James, Johnson, King (J), King (R), Kreidler, Lane, Leonard, Lundquist, Lux, Martinis, Maxie, McCormick, McDonald, McGinnis, Mitchell, Monohon, Nelson (D), Nelson (G), Nickell, Nisbet, North, Owen, Padden, Patrick, Polk, Prince, Pruitt, Rinehart, Rust, Salatino, Sanders, Schmidt, Scott, Sherman, Smith, Sommers, Sprague, Stratton, Struthers, Taylor, Teutsch, Thompson, Tilly, Tupper, Valle, Van Dyken, Walk, Wang, Warnke, Williams, Wilson, Winsley: Congratulating Phil and Steve Mahre, skiing enthusiasts.	754	754	
40. Representatives O'Brien, Polk, North, Gallagher, Nelson (G), King (R), Greengo, Ellis, Valle, Burns, Pruitt, Rinehart, Garrett, Brekke, Eng, Gruger, Teutsch, Wilson, Flanagan, Maxie, Rust, Lux, Sherman, Granlund, Warnke, McCormick, Erickson, Bender, Hine: Congratulating Rabbi Raphael Levine.	1047	1047	
81. Representatives Nelson (G), King (R): Creating Executive Rules Committee and providing for interim work.	1530	1532	
82. Representative Nelson (G): Notifying Senate House ready to adjourn sine die.	1532	1532	
83. Representative Nelson (G): Notifying Senate House in order for special session.	1540	1540	
85. Representative Nelson (G): Establishing Executive Rules Committee for interim.	1554	1554	
86. Representative Nelson (G): Notifying Senate House about to adjourn sine die.	1555	1555	

HISTORY OF SENATE BILLS

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3000.	344	847	1022	1022	1427, 1449	Ch. 338 PV
3006. (Sub)	320	395	791	791		Ch. 176
3007.	375					
3009.	320	800	915	915		Ch. 70 PV
3015.	457	847	1083	1084		Ch. 177
3017.	385				778	
3018.	638	838	1008	1009		Ch. 90
3019.	639					
3020.	639					
3023.	799	948	1430	1431		Ch. 178
3024. (Sub)	639	847	1022	1023		Ch. 251
3025. (Sub)	537					
3026. (Sub)	537					
3027. (Sub)	530	949			978	
3028.	530	949	1147	1147		
3030. (Sub)	537	950				
3031. (Sub)	537					
3033. (Sub)	348					
3034. (Sub)	375	502	788	788		Ch. 21
3035. (Sub)	348	838				
3039.	331	950	1078	1078		Ch. 179
3041. (Sub)	285		303-305	305,334	286,302, 334	Ch. 14
3042.	310	766	872	872		Ch. 83

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3043. (Sub)	457					
3046.	261	847	1012	1012		Ch. 180
3049.	392	780	901	901		Ch. 181
3051.	310	801	901	901		Ch. 91
3052.	310	755	795	795		Ch. 22
3053.	300	781	902	902		Ch. 92
3055.	639	887	1077	1077		Ch. 93
3057.	310	781	908	908		Ch. 94
3058.	261	312	789	790		Ch. 23
3060. (Sub)	392	847	1082	1082		Ch. 182
3062.	261	766	876	876		Ch. 183
3063. (Sub)	639	781,801, 1000	1313	1314		Ch. 184
3064. (Sub)	311	766	876	876		Ch. 185
3065.	261	767	877	878		Ch. 95
3066.	530					
3067.	261	801	902	902		Ch. 96
3069.	300					
3071.	261	696,847	1021	1022	772	Ch. 268
3072.	261	950	1140	1140		Ch. 186
3073.	530	950				
3075. (Sub)	300	438	793	793		Ch. 24
3076. (Sub)	457		498	771		Ch. 18
3077.	261	951	1140- 1147	1147		Ch. 260
3078. (Sub)	261					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3079.	261	801	902	903		Ch. 187
3080. (Sub)	261	446	793	794		Ch. 19
3084. (2nd Sub)	846					
3098.	331	405	790	790		Ch. 25
3100.	262	951	1148, 1325	1325		
3102.	448	801	903	903		Ch. 188
3104.	1435		1440	1442		Ch. 317
3105. (2nd Sub)	762	887	1074	1074		Ch. 189
3109.	311	815	1074	1075		Ch. 286
3110. (Sub)	138					
3112.	172					
3114.	530					
3115.	138					
3118. (Sub)	762	801	903	903		Ch. 97
3120. (Sub)	402					
3121.	392					
3127. (Sub)	530	802	1028	1028		Ch. 98
3128. (Sub)	530	802	904	904		Ch. 190
3129.	402	815	912	912		Ch. 99
3131.	457	955	1081	1081		Ch. 174
3140.	300	438	789,880	880	789	Ch. 100
3143.	392	802	932	932		Ch. 262
3145.	457					
3150. (Sub)	424	696	790	790		Ch. 26
3153.	392	802	1073	1073		Ch. 191

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3154. (Sub)	332	848	1014	1014		Ch. 192
3156.	639	815				
3157.	332	887	1131	1131	1131	Ch. 273
3158.	345	475	791	792		Ch. 27
3168.	392	430	796	796	413	Ch. 28
3170.	392	527	791	791		Ch. 29
3181.	392					
3182.	392					
3183.	530	802	1073	1073		Ch. 193
3187. (Sub)	69	803	911	911		Ch. 194
3188. (Sub)	385	431	955, 1015	1016, 1449	1449	Ch. 298
3189.	385	431,815	1075	1075		Ch. 195
3190. (Sub)	392	816,887	1075	1075		Ch. 299
3191.	300	826	1076	1076		Ch. 266
3194.	393					
3196.	320	803	915	915		Ch. 314
3204. (Sub)	780					
3205. (Sub)	385	767	871	872		Ch. 84
3206. (Sub)	530, 1546	1326	1471, 1546	1473, 1547		Ch. 5 E1
3207.	285	767	878	878		Ch. 101
3208.	285	767	879	879		Ch. 102
3209.	285		306	315	305,307	Ch. 9
3210. (Sub)	285		305	315	305	Ch. 10
3213.	262	363	444	602		Ch. 17

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3214. (Sub)	433	767	877	877		Ch 321
3215.	457	961	1081	1081		Ch. 274
3221.	433	462	772	772		Ch. 20
3230.	348	767	910	910		Ch. 196
3231. (Sub)	537	755	879	880		Ch. 303
3232. (Sub)	332	755	924	925		Ch. 197
3233.	300	803	1137- 1139	1139		
3234.	311	756	795	795		Ch. 30
3237. (Sub)	361				578	
3238.	433	775	925	925		Ch. 198
3239.	433	775	925	925		Ch. 103
3240.	433	775	932-934, 944-947	993	934	
3241.	433					
3242.	385	804	1065- 1068	1124		
3244.	639					
3249. (Sub)	537	839	1023- 1027	1027		
3250.	332	804	926	926		
3254. (Sub)	434	804	1062	1062		Ch. 243
3255.	505	848	1129	1129		Vetoed
3258. (Sub)	645					
3262.	530	804	926	926		Ch. 200
3264.	385	775	906	906		Ch. 201
3265.	530	848	1074	1074		Ch. 202

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3272.	348	776	882	882		Ch. 275
3293.	639	827	991	991		Ch. 104
3295.	639	827	991	991		Ch. 203
3297.	640					
3298.	385	804	926	927		Ch. 205
3299. (Sub)	640	848	1078	1078		Ch. 204
3301.	448					
3303.	531	781	882	882		Ch. 105
3304.	763	962	1128	1128		Ch. 276
3306.	457	805	915	916		Ch. 106
3307. (Sub)	846	1000	1133- 1135	1135		Ch. 139
3308. (Sub)	645	888				
3309. (Sub)	640	827	912	912, 1471	1427,1437, 1471	Ch. 320
3310.	763					
3315. (Sub)	531	805	913	913		Ch. 283
3318.	385	962				
3319.	531	805	927	927		Ch. 107
3320. (Sub)	640	827	873	873		Ch. 85
3327.	385	768	873	873		Ch. 86
3334.	506	776	881	881		Ch. 285
3336.	434					
3338.	434	776	927	927		Ch. 108
3342. (Sub)	478	849	1068	1069, 1428	1428	Ch. 267
3343.	537	776	875	875		Ch. 206

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3344. (Sub)	332	756	920-922, 992	993	922	Ch. 207
3347. (Sub)	478					
3351. (Sub)	640					
3352.	385	776	908	908		Ch. 109
3354.	385	777	928	928		Ch. 110
3355.	774	827,888	1085-1086, 1088	1089		Ch. 296
3356.	434	781	907	907		Ch. 208
3358. (Sub)	640	782	909	910		Ch. 209
3359.	537	782,836, 839	922-924	995, 1301	1301	Ch. 344
3360. (Sub)	763	842	1125-1126, 1279	1280	809	Ch. 210
3362.	385	805	928	928		Ch. 211
3363. (Sub)	458					
3372.	531	849	1129	1129		Ch. 252
3373.	424					
3375.	580	962	1314	1315		Ch. 245
3380. (Sub)	458					
3381. (Sub)	835					
3383.	506	806	928	928		Ch. 111
3384.	1435					
3385. (Sub)	531					
3386. (Sub)	640	806	963, 1019-1020	1021	1428	Ch. 324
3388. (Sub)	458	576	875	875		Ch. 319
3389.	645	849			731	

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3390. (Sub)	799	849	1131, 1132	1132		Ch. 279
3394.	763					
3408. (Sub)	640	828				
3415. (Sub)	458	806	916	916		Ch. 175
3424.	640					
3442. (Sub)	846					
3446.	386	888				
3449.	434					
3453. (Sub)	640	849	1129	1130		Ch. 271
3456. (Sub)	641	807	929	929		Ch. 277
3458.	835	889	1281	1281		Ch. 135
3464. (Sub)	641	828	911	911		Ch. 212
3465.	458	843	1012	1012		Ch. 112
3498.	458	647	794	794		Ch. 31
3514. (Sub)	434	807	916	916		Ch. 213
3522. (Sub)	763	967				
3530.	641					
3531.	262	322	322	323		Ch. 11
3532.	458	829,889	1128	1128	694	Ch. 214
3534. (Sub)	774					
3536.	386	807	929	929		Ch. 87
3538. (Sub)	180					
3539. (Sub)	180					
3541. (Sub)	458					
3542. (Sub)	646	843	1062	1062		Ch. 326

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3545. (Sub)	375					
3554. (Sub)	846		846, 1057-1062, 1063-1064	1064, 1410	1269, 1281, 1410	Ch. 300
3555.	580	777	930	930		Ch. 113
3557. (Sub)	537	777,808				
3562.	458					
3565.	763					
3580.	763	850	1079	1079		Ch. 215
3582. (Sub)	641	836				
3584. (Sub)	393	808,968	1078	1078		Ch. 115
3586.	537	777,968	1136	1136	798	Ch. 261
3589.	641	768	930	930		Ch. 116
3591.	763	889	1087	1087		Ch. 313
3592.	1046					
3595.	641	808	930	930		Ch. 117
3602. (Sub)	763	843	1063	1063		Ch. 325
3610.	763	893	1436	1437	1432	Ch. 142
3612.	774					
3617.	393	968	1084	1084	1429	
3626.	641	777	931	931		Ch. 118
3630. (Sub)	580	785,850	1021	1021	694,798	Ch. 216
3632.	478	768	872	872		Ch. 73
3636. (Sub)	763	1089, 1208	1124, 1243-1246	1246	1163	Ch. 340 PV
3639.	641	850	1010	1010		Ch. 217
3640. (Sub)	764	808	917	917		Ch. 335

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3641.	641	829	990	990		Ch. 119
3645. (Sub)	448					
3646.	641	850	1012	1013		Ch. 337 PV
3655. (Sub)	1246		1246, 1269-1278	1278		Ch. 288 PV
3669. (Sub)	1432		1437	1438	1438	Ch. 315
3698. (Sub)	885	1250	1302, 1307-1309	1309		
3699. (Sub)	1474		1474	1475		Ch. 316
3704. (Sub)	764	850	1017-1019	1019	1051	Ch. 259
3705. (Sub)	458	893	1013	1014		Ch. 334
3715.	448					
3717.	764	851				
3722.	538	785	907	907		Ch. 255
3724.	448					
3725. (Sub)	646					
3726. (Sub)	846	1342	1429, 1431	1432		Ch. 322
3728. (Sub)	646					
3730.	506	808	1030- 1033	1033		Ch. 218
3737.	641	851				
3740.	531	809	1015	1015		Ch. 219
3743. (Sub)	642					
3745.	642	851	1030	1030		Ch. 220
3750.	531					
3751. (Sub)	764					

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3752.	642	969	1079	1079		Ch. 308
3765. (Sub)	1432, 1548		1548	1548		Ch. 2 E1
3776.	754	829,894	1076	1076		Ch. 318
3777. (Sub)	764	843	1076	1077		Ch. 221
3778. (Sub)	764	829,894	1077	1077		Ch. 222
3780. (Sub)	642	829	1082	1082		Ch. 272
3784.	642	843	1011	1011		Ch. 302
3785.	531	830	1084	1084		Ch. 88
3796.	774	851	1016	1016		Ch. 287
3797. (Sub)	764, 1541	852	1033-1038, 1546	1125, 1546	1523	Ch. 3 E1
3824. (Sub)	764					
3834.	642	809	931	931		Ch. 223
3843. (Sub)	1046	1347	1411- 1415	1415		Ch. 143 PV
3844. (Sub)	764	970	1149- 1162	1162	1057,1139, 1528	
3845. (Sub)	646	971	1130	1130		Ch. 265
3857. (Sub)	765	785	905	906		Ch. 120
3866.	538	975	1083	1083		Ch. 253
3867. (Sub)	642	854	1017	1017		Ch. 224
3871.	765	830,1000	1132	1132		Ch. 327
3872.	642	830	914	914		Ch. 225
3884.	780					
3886.	458	647	794	794	1425	Ch. 121
3890. (Sub)	765	854	1014	1015, 1429	1429	Ch. 254

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
3893.	580	836	1009	1010		Ch. 89
3895. (Sub)	642					
3898.	506	786	880		881	
3903.	506	768	871	871		Ch. 122
3915.	799					
3925.	642					
3926.	642					
3927. (Sub)	1046					
3928.	774	844	991	1052		Ch. 312
3929. (Sub)	986					
3930.	885					
3931.	1046	1166	1324	1324		Ch. 256
3945. (Sub)	765	856	1126	1127		Ch. 226
3946.	846					
3953.	506	977	1082	1083		Ch. 123
3961. (Sub)	531					
3965. (Sub)	643					
3972. (Sub)	646, 1551		1551	1551		Ch. 4 E1
3989. (Sub)	1435		1444	1445		Ch. 282
3993. (Sub)	1432					
4022.	538	778,977	1080	1080	798	Ch. 114
4026.	765	856	1136	1137		Ch. 263
4027.	643	857	1080	1080		Ch. 227
4033.	643	895	1011	1011		Ch. 336
4034.	765	895	1087	1088		Ch. 228

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
4036. (Sub)	646	830	918-919	993	694	Vetoed
4078. (Sub)	765	977	1136	1136		Ch. 280
4080.	643	768	878	878		Ch. 229
4083.	765					
4085. (Sub)	765		866-871	871	772	Ch. 295 PV
4087. (Sub)	765	830	914	914, 1051	914,995, 1051	Ch. 278
4090. (Sub)	986	1303	1315- 1321	1321		Ch. 257
4095. (Sub)	1432		1445	1446		Ch. 230
4131. (Sub)	459	857	1130	1131		Ch. 258
4182. (Sub)	765		873	874	772,905	Ch. 124 PV
4190. (Sub)	765	831	919	1052	772	Ch. 289
4199.	581					
4201.	766					
4205.	1468		1468	1468		Ch. 231
4206. (Sub)	1468		1469	1469		Ch. 232
4208.	766		864-866, 919	920	772	Ch. 281
4209. (Sub)	643	809	1033	1033		Ch. 323
4210. (Sub)	1468		1469	1469		Ch. 233
4211. (Sub)	1474		1474	1474		Ch. 234
4212. (Sub)	1468		1469	1469		Ch. 235
4213.	1468		1470	1470		Ch. 236
4214. (Sub)	1468		1470	1470		Ch. 237
4275. (Sub)	646	895	1086	1086	778	Ch. 238

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
4283. (Sub)	1435		1438- 1440	1458		Ch. 342
4299. (Sub)	1433, 1541		1475-1507, 1542-1545	1507, 1545		Ch. 6 E1 PV
4309. (Sub)	643	977	1080	1080		Ch. 239
4315. (Sub)	766	831				
4319. (Sub)	643	809	931	932		Ch. 240
4327.	506	788	909	909, 1450	1449	Ch. 284
4348.	766	844	1010	1010		Ch. 241
4360. (Sub)	766	857	1017	1017		Ch. 264
4363.	1046	1166	1325	1325		Ch. 242
INIT. 383						Ch. 1

HISTORY OF SENATE JOINT MEMORIALS IN THE HOUSE

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
105.	361	837,978	1029-1030, 1148			
106. (Sub)	643	831	1133	1133		

HISTORY OF SENATE JOINT RESOLUTIONS IN THE HOUSE

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
107.	138	696	879	879		
108. (Sub)	1278				1279	
133. (Sub)	506	857	1028	1029,1426	1426	

HISTORY OF SENATE CONCURRENT RESOLUTIONS IN THE HOUSE

NO.	Intro. & 1st R'd'g	Committee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action	Action by Gov.
102.	68				68	
103.	68		191-198	198,298	297,309	
105.	393					
107. (Sub)	1164					
109.	835	895	1325	1326		
113.	1055		1055	1056	1069	
114.	1548		1549	1549		
116.	1512					
117.	1534		1534	1534		
118.	1535		1535	1535		
119.	1541		1541	1541		
121.	1548		1549	1549		
122.	1555		1555	1555		

GENERAL INDEX

ABANDONED PROPERTY

Bailee liability, law enforcement officers: *Sub HB 314, CH 154
 Tenancy abandonment, property storage, sales, costs: HB 586

ABANDONED VEHICLES

Parking facilities, public operating authority, time limits, impoundment: Sub HB 107,
 *Sub SB 3064, CH 185
 Traffic offenses, traffic infractions exclusion, criminal classification: *Sub SB 3080, CH 19

ABORTION

Infant, medical treatment rights: *Sub HB 149, CH 328
 Unemancipated minor, woman, parents, guardian notification: Sub HB 226

ACCIDENTS

Ambulance services, county transportation authorities, operations authorized, eminent domain power not authorized: Sub HB 30
 Ambulance services, county transportation authorities, operations authorized: *Sub SB 3388, CH 319
 Death, presumed, certificate, issuance authorized, county determination provision: Sub HB 10, *Sub SB 3006, CH 176
 Financial responsibility, motor vehicle accidents: HB 249, *HB 228, CH 309
 Motor vehicles, accidents, reports requirements: *SB 3234, CH 30
 Motor vehicles, insurance, underinsured coverage, hit and run, phantom vehicles, as defined, deductible amount: SB 3244, *HB 254, CH 150 PV
 Railroad trespassers, injury, death: HB 114
 Reports, police, state patrol officers, official business: SB 3233
 State patrol, disability leave, conditions prescribed: *HB 620, CH 165

ACCOUNTANTS AND ACCOUNTING

Accountancy board, qualifications, duties: HB 549
 Audit experience, committee, CPA's, guidelines development: *SB 4033, CH 336
 Beef commission, statutory budget, accounting requirements exemption: *SB 3872, CH 225
 Budgets, cities, accounting terms, state auditor definition authorized: *HB 190, CH 40
 Institutions for the mentally retarded, accounting and reimbursement system created: HB 416
 Registration requirements, examination, practicing accountants: HB 549
 Tree fruit research commission, statutory budget, accounting requirements: *SB 3872, CH 225

ACTS

Auctioneer's licensing: HB 436
 Balanced treatment for creation—science and evolution—science: HB 234
 Business fraud opportunity: HB 341
 Business license center: Sub HB 680
 Corrections reform: *2nd Sub HB 235, CH 136
 Court congestion reduction: Sub SB 3110, *Sub HB 601, CH 331
 Dental assisting: HB 522
 Domestic timber processing: HB 218
 Dread disease insurance: HB 404
 Family responsibility: HB 649
 Financial affairs privacy: HB 579
 Financial institution individual account deposit: *Sub SB 3154, CH 192
 Hospital indemnity insurance: HB 405
 Initiative reform: HB 299
 Joint operating agency accountability: HB 509
 Land reformation: HB 666
 Local economic development: HB 303, *Sub SB 3554, CH 300
 Medicare supplemental health insurance: *Sub HB 297, CH 153

ACTS—cont.

- Mental health services: 2nd Sub HB 353
- Private enterprise: Sub HB 687
- Productivity improvement: HB 508
- Public trust: HB 211
- Reapportionment and redistricting: HB 282, HB 283
- Regulatory fairness: HB 385
- Sentencing reform: *2nd Sub HB 440, CH 137
- Uniform, extradition and rendition: HB 272
- Uniform limited partnership: *Sub HB 112, CH 51
- Uniform trade secrets: *SB 3109, CH 286
- Workers' compensation vocational rehabilitation reform: HB 454

ADMINISTRATIVE HEARINGS OFFICE

- Created, chief administrative law judge: *Sub HB 101, CH 67

ADMINISTRATIVE LAW

- Discrimination, complaints: *Sub SB 3703, CH 259
- Discrimination, ordinances against, first class cities: HB 100

ADMINISTRATIVE PROCEDURE ACT

- Adjutant general, rules adoption, military justice proceedings exclusion: Sub HB 55
- Administrative hearings office, created: *Sub HB 101, CH 67
- Contested cases, final decision, court review prescribed: HB 698
- County assessors, appeals, hearing requirement: Sub HB 612
- Regulatory fairness act, enacted, economic impact: HB 385
- Rules, adoption activity, agency responsibility: HB 13
- Rules, agency review requirements, continuation requirements prescribed, readable language, statutory purpose, advice to public, toll-free telephone number, checks, audits: HB 512
- Rules, Flesch reading ease test, minimum score requirement: Sub HB 580
- Rules review committee, created: HB 13, HB 77, *Sub SB 3386, CH 324
- Traffic control signs, excluded from rule adoption procedure: HB 109, *SB 3062, CH 183

ADMINISTRATOR FOR THE COURTS

- Children, delinquent, dependent, administrative authority: HB 141
- Judicial training, programs, standards: *Sub HB 431, CH 132, SB 4083

ADOPTIONS

- Child relinquishment, adoptive parent, parent-child relationship: Sub HB 451
- Natural parent identities, disclosure means authorized: 2nd Sub HB 84

ADVERTISING

- Political, false, deceptive, knowingly included, unlawful: HB 700
- Political, newspapers, lowest rates, all advertisers: HB 376
- Political, violations, injunction proceedings: HB 472
- Real estate, time-sharing, regulated: HB 383

AERONAUTICS

- Aircraft fuel excise tax, rate: SB 3946
- Airplanes, moorage, storage, condominium law inclusion: HB 589, *Sub HB 397, CH 304
- Pilots, FAA certified, state agencies: HB 19
- Speed traps, aircraft, timing devices: *SB 3303, CH 105
- Subdivisions, plats, near airports: HB 330

AFFIDAVITS

- Real estate excise tax, affidavit form, contents, signature requirements: Sub HB 16, *Sub HB 648, CH 167

Valuation, taxable real property: Sub HB 62

AGENTS
Title insurance, separate licensing examination: *SB 3834, CH 223

AGE

Pilots, maritime, qualifications, pilotage commission: *Sub SB 3231, CH 303

AGRICULTURE AND MARKETING (See also LIVESTOCK)

Agricultural study committee, joint, created, duties: HCR 5

Agriculture laws, violations, criminal classification: *SB 3355, CH 296

Beans, dry, B&O tax established: *SB 3023, CH 178

Berry pickers, young, use, permission petitioned: HJM 5

Commodities, assessments modified: HB 260

Cooperative associations, members, voting provisions: *Sub HB 252, CH 297

Cooperatives, OFM audit requirements removed: Sub HB 678

Future farmers of America week, petitioned: HJM 8

Land, perennial roots, living plant material, open space, time and fair value defined: Sub SB 3522

Pesticides regulations, federal, review petitioned: *Sub SJM 106

Property, tax exemption: HB 665

Transactions, usury defense prohibited: HB 232, HB 513, *HB 137, CH 78

Water rights, revision, minimum flow, level requirements repealed: *HB 99, CH 291

Wheat commission, duplicate statutes repealed: Sub HB 333

Wine grape production, industry research, instruction programs: Sub SB 3408 *Sub SB 3206, CH 5 E1, Sub SB 3408

AGRICULTURE DEPARTMENT

Business license center act, enacted: Sub HB 680

Chemists, official: *Sub HB 252, CH 297

Commission merchants, revisions: *SB 3355, CH 296

Cooperatives, audit requirements removed, membership: Sub HB 678

Early milk, grade A raw milk standards exemption, rules adoption: *Sub SB 3214, CH 321

Ellis, M Keith, director: GA 370

Environmental impact statements, limited residential developments: Sub HB 429

Laws, violations, criminal classification: *SB 3355, CH 296

Master license system: Sub HB 680

Pesticides, aerial applications, forest lands, regulation: HB 45, HB 94

Pesticides, natural-based, research contract, WSU: Sub SB 3464

ALASKA

Northwest interstate compact on low-level radioactive waste management, enacted, representative, compact provisions adherence: Sub HB 652, *Sub SB 4182, CH 124

ALCOHOL USE AND ALCOHOLISM (See also LIQUOR AND LIQUOR CONTROL BOARD)

Alcoholism treatment, county programs, persons 14 or older, permitted: HB 410

Beer and strong beer, state liquor control sales prohibited: Sub HB 571

Congregate care services, eligible persons, DSHS contract authority: HB 231

Drivers' licenses, occupational, regular license revoked under implied consent law, issuance permitted (vetoed): HB 537 V.

Drunk drivers, suspected, test refusal: HB 573

DWI, uniform minimum penalties: HB 281

Firearms, possession, while under influence liquor: HB 564

Habitual offender, definition, motor vehicle offenses: *SB 3102, CH 188

Health curriculum, 7th, 8th grades, course requirements: SB 3724

Liquor revenues, allocation: HB 742

Minimum age qualifications, except alcoholic, reduced to eighteen: HB 148

Proof of age: Sub HB 659, *Sub SB 3206, CH 5 E1

School property, removal authority: *HB 52, CH 36

SSI assistance recipients, certain, noncompliance, drug treatment requirements, state assistance ineligibility: *Sub HB 245, CH 8, *Sub SB 4299, CH 6 E1

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

ALIENS

Pharmacy, qualified aliens, license provisions during residency program: *2nd
Sub HB 169, CH 147

AMBULANCE SERVICES - COUNTY TRANSPORTATION AUTHORITIES

Operations, authorized, no eminent domain powers, ballot issue requirement: Sub HB 30,
*Sub SB 3388, CH 319

ANATOMICAL GIFTS

Human remains, gift, donees, definition expanded, entity with fulltime physician or surgeon
as employee: HB 720

Pacemakers, artificial parts, donation permitted: *HB. 334, CH 44

ANIMALS (See LIVESTOCK, WILDLIFE)**ANNEXATION**

Boundary review board, tax payments assurance: *Sub HB 374, CH 332

Cities, towns, consolidations, population certification authority, *HB 354, CH 157

Exempt property owners, petition signature sufficiency, *HB 664, CH 66

Petitions, county planning commission responsibilities: HB 38

APARTMENTS

Condominium law, boats, planes, moorage, storage, inclusion, HB 589, *Sub HB 397,
CH 304

Renters, retired, rent relief permitted: HJR 8

APPEALS (See also COURT OF APPEALS)

Children, custody, other than parents, DSHS financial responsibility, HB 629

Corporations, reinstatement, mitigating factors, authority specified, *Sub SB 4095, CH 230

Discrimination, ordinances against, first class cities, HB 100

Energy facilities, siting decisions, *Sub HB 467, CH 64

LEOFF, disability board, orders, Sub HB 37, *Sub HB 138, CH 294

Mental illness, commitment, DSHS financial responsibility, Sub HB 412

Odors, agricultural, certain, clean air act exemption, *Sub HB 252, CH 297

Residential schools, residents, community placement, HB 340, HB 628, Sub SB 3043

School transfers, new evidence, SPI, designee, appeal hearing, HB 618

Tax, prior tax payment requirement eliminated: HB 229

Unemployment compensation, appeals, proceedings, *Sub HB 307, CH 35

Vehicles, proportionately licensed, *Sub SB 3777, CH 221

APPRAISERS AND APPRAISALS

Nursing home accounting, harbor area leasing purposes, HB 728

Property, real, appraisal lien created: HB 392

APPRENTICES

Craftsmen, traditional skills development, Sub SB 3030

APPROPRIATIONS

Administrative law judge, office created: *Sub HB 101, CH 67

Agriculture department, inspection duties: *Sub HB 252, CH 297

Agriculture department, natural-based pesticides research, Sub SB 3464

Centennial commission, established, Sub SB 3031

Citizens study commission on school finance, created, HB 719

Commerce and economic development department, centennial commission: HB 183

Commerce and economic development department, energy fair '83, Sub HB 489

Conservation commission, election purpose 1981-83 biennium: HB 69

Corrections department, created: HB 482

Corrections reform act, *2nd Sub HB 235, CH 136

Drug trafficking enforcement unit, created: 2nd Sub HB 603

Ecology department, Yakima river, water rights, *Sub SB 3630, CH 216

Employment security department, employer awareness seminars, *HB 468, CH 159

Employment security department, job placement services, HB 715

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

APPROPRIATIONS—cont.

- Energy fair '83 commission, created, HB 488
 Environmental council, interagency established: HB 429
 Environmental policy commission, established, SEPA study: *Sub SB 4190, CH 289
 Financial management office, energy fair '83 exhibit, *Sub HB 490, CH 69
 Fisheries department, public lands clam management account, created, shellfish harvesting fees, Sub SB 3442
 Governor's office, foster care boards: HB 93
 Housing finance commission, established: 2nd Sub SB 3084
 Interim, joint legislative committee, HJR 12
 Investment board, transitional costs: HB 215
 Jail commission, jail buildings, application review costs, bonds, *Sub HB 388, CH 131
 Labor and industries department, crime victims assistance: HB 151
 Licensing department, automotive repairs: HB 375
 Licensing department, business opportunity fraud act, enacted: *HB 341, CH 155
 Licensing department, midwifery regulation, *Sub HB 316, CH 53
 Licensing department, motor vehicle financial responsibility: *HB 228, CH 309
 Natural heritage advisory council, established: *2nd Sub SB 3105, CH 189
 Natural resources department, geothermal energy exploration, assessment, use conditions prescribed: *Sub HB 466, CH 158
 Natural resources department, public land surveys, official plat recording, county auditors: HB 641
 Natural resources department, reforestation, state-owned lands: *HB 104, CH 2
 Parks and recreation commission, campsite reservation, information system: SB 3612
 Parks and recreation commission, common school trust land, acquisition, HB 611
 Personnel department, ferry system employees, civil service system transition costs: HB 216, *SB 3359, CH 344
 Personnel department, service fund, suggestion awards, HB 507, Sub HB 724
 Pharmacy board, diversion unit: 2nd Sub HB 603
 Planning and community affairs agency, border towns, *2nd Sub HB 257, CH 269
 Planning and community affairs agency, citizen action coordinator, HB 740
 Planning and community affairs agency, manufactured home advisory task force: Sub SB 3308
 Postsecondary education council, scholars program: *HB 364, CH 54
 Public disclosure commission, toll-free telephone hotline program: Sub SB 3249
 Retirement systems department, PERS, TRS, JRS, post-retirement adjustments: HB 263
 Revenue department, automotive repairs: HB 375
 Secretary of state, limited partnership act, uniform, enacted: *Sub HB 112, CH 51
 Sentencing guidelines commission, *2nd Sub HB 440, CH 137
 Sheriffs and police chiefs association: Sub HB 598
 Social and health services department, child abuse and neglect council, established: 3rd Sub HB 179
 Social and health services department, developmentally disabled persons, Sub HB 517
 Social and health services department, handicapped facilities, *Sub SB 3344, CH 207
 Social and health services department, juvenile records: *Sub SB 3190, CH 299
 Social and health services department, juveniles accused of crimes, HB 712
 Social and health services department, McNeil Island repairs, Sub HB 459
 Social and health services department, medical services program, *HB 604, CH 15
 Social and health services department, mental health services act, enacted: 2nd Sub HB 353
 Social and health services department, natural parent identities, 2nd Sub HB 84
 Social and health services department, posttraumatic stress disorder training, HB 470
 Social and health services department, supplemental budget, 1979-81 biennium, *2nd Sub HB 624, CH 71
 Social and health services department, treatment alternatives to street crimes program: HB 627

APPROPRIATIONS—cont.

- Social and health services department, water supply facilities, referendum 38: *HB 707, CH 170
- State convention and trade center commission, created: HB 739, Sub HB 739
- State government, budget, supplemental, 1979–81 biennium, HB 380, *Sub HB 206, CH 5
- State government, budget, supplemental, 1979–81 biennium, adopted, Ray request: HB 380
- State government, capital budget, 1981–83 biennium, *Sub SB 3843, CH 143
- State government, operating budget, 1981–83 biennium, *Sub SB 3636, CH 340
- State historical society, Japanese–American internment commemoration: HB 483
- State library commission, libraries, fiscal assistance: HB 523
- Statute law committee, session laws, publication costs, *HB 502, CH 162
- Superintendent of public instruction, school employees, attendance incentive program, HB 754
- Transportation department, bridge over Duwamish waterway: HB 262
- Transportation department, highways, bonds, *Sub SB 3699, CH 316
- Transportation department, North Richland toll bridge: Sub HB 443, *SB 3871, CH 327
- Transportation department, rail passenger service advisory committee created: HB 328
- Transportation department, 1981–83 biennium: *Sub SB 3104, CH 317
- Urban arterial board, series III bonds, issuance authorized: *Sub SB 3669, CH 315
- Urban arterial board, supplemental series II bond proceeds: *HB 103, CH 12
- Washington State University, dairy/forage research, Rainier school facilities: *Sub SB 4275, CH 238
- Washington State University, nuclear plants, completion, study: *Sub SB 3972, CH 4 E1
- Western Washington University, business and economics building, *SB 3531, CH 11

AQUATIC LANDS AND AQUACULTURE AREAS

- Leases, navigable water, beds, water, air space, abutting landowners, permitted: HB 469
- Public lands clam management account, established, Sub SB 3442

ARBITRATION (See also LABOR)

- Fees, administrative, time basis requirement: HB 132
- Panel, selection procedures, public employees collective bargaining act, revision: HB 480

ARCHAEOLOGY AND HISTORIC PRESERVATION

- Centennial commission, established, membership, responsibilities, termination date, appropriation: Sub SB 3031
- Historic preservation planners, local government, responsibilities, Sub SB 3026
- Legislative facilities, joint committee created, HB 363
- Property, assessment, classification application, Sub SB 3025
- Property, destruction restrictions: Sub SB 3027
- Property, state agency use, general administration director responsibilities: SB 3028
- Restoration, older buildings, craftsmen, Sub SB 3030
- Review boards, state, local, responsibilities: Sub SB 3025
- Thomas, Jacob, historic preservation officer: GA 376

ARCHITECTS AND ARCHITECTURE

- Public construction projects, competitive selection: *Sub HB 176, CH 61

ARREST

- Driver's license, suspended, law enforcement officers, *SB 3306, CH 106
- Extradition and rendition uniform act, enacted: HB 272
- Resisting, misdemeanor, gross misdemeanor, specified: *Sub SB 4131, CH 258
- Security forces, nuclear plants, *HB 304, CH 301

ARSON (See also FIRES AND FIRE PROTECTION)

- Crime, actions, commencement period, classification revised: *SB 3295, CH 203
- Fire insurance policies, issuance, continuance, anti-arson requirements permitted: SB 3297

ARSON—cont.

Fires, unincorporated areas, county fire marshal notification, investigation: *SB 3293, CH 104

Habitual criminal status, redefined: HB 569

Reports, insurance claims denial, company reliance, immunity, conditions prescribed: HB 699, Sub HB 699, *Sub SB 3309, CH 320

ART AND ARTS COMMISSION (See also PERFORMING ARTS AND PERFORMING ARTS CENTERS)

Artistic, cultural organizations: *HB 212, CH 140

Artists, art dealers, transactions regulated, violations: HB 219, *Sub HB 219, CH 33

Community colleges, arts, humanities, community service projects: HB 556

Nonprofit organizations, property tax exemption: *HB 214, CH 141

ASOTIN COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

ASSAULT

Children, defined, penalties increased: HB 139

Firearms, use, mandatory minimum imprisonment term requirement: *Sub SB 4131, CH 258

Habitual criminal status, redefined: HB 569

Victims, under 16, seventy-two hour reporting requirement not applicable: HB 151

ASSESSMENTS

Agricultural commodities, modified: HB 260

Agriculture department, special assessments, establishment by rule: *Sub HB 252, CH 297

Bail, persons charged, misdemeanors, gross misdemeanors: SB 3301

Criminal justice training, special assessments increased: 2nd Sub HB 246

Disaster areas, real property: Sub HB 3, HB 210, *SB 3215, CH 274

Electrified public streetcar lines, LID formation authorized: *SB 3213, CH 17

Fire protection, forest land, increased: *HB 727, CH 171

Historic property, review boards, state, local, responsibilities: Sub SB 3025

Insurance premium tax, credit: HB 651

Irrigation assessment deeds, fee increased: *SB 3358, CH 209

Landowner contingency forest fire suppression account, increased: *SB 3168, CH 28

LID's, formation, financing, procedures modified: HB 519, *Sub SB 4209, CH 323

Parking and business improvement areas: *Sub SB 3390, CH 279

Real property, all, current use assessment, permitted: HJR 5

Real property, valuation, physical inspection, affidavit requirements, interior inspection provision, notification mechanism: Sub HB 62

ASSOCIATIONS

Agricultural cooperative, members, voting provisions implemented, reorganization procedures: HB 542, Sub SB 3380, *Sub HB 252, CH 297

Musical, dance, artistic, dramatic, literary associations, nonprofit, property tax exemption: *HB 214, CH 141

School directors, director, vote weighted: HB 558

Sheriffs, police chiefs association, appropriation: Sub HB 598

ATHLETIC EVENTS

Athletic commission, renamed, boxing commission, sunset termination date established: HB 365, *SB 3646, CH 337 PV

Multipurpose public facilities, sales, use tax exemptions: HB 236

ATTENDANCE INCENTIVE PROGRAMS

School employees, compensation not included prior to full funding: *Sub HB 166, CH 16

School employees, computation date changed: HB 528

School, state, employees, repealed, SPI funding: HB 754

ATTORNEY GENERAL

Antitrust violations, unfair business practice act: HB 455
 Crimes, corruption, public, related offenses: HB 450
 Crimes, investigation, prosecution: *Sub SB 3640, CH 335
 Initiative reform act, enacted: HB 299
 Initiatives, referendums, petition requirements updated: Sub HB 663
 Land reformation act, enacted: HB 666
 Pornography, civil actions, allowed: Sub HB 626
 Records, public, preservation: HB 357
 Special investigations department, created: HB 395
 Unfair business practices, procedures prescribed: HB 504

ATTORNEYS

Commercial escrow companies: Sub HB 555
 Homestead execution, petition notice, service: *HB 599, CH 329
 Inmates, correctional institutions, legal services, department responsibility: *2nd
 Sub HB 235, CH 136 PV
 Open meetings, executive sessions, legal counsel, litigation discussion, certain, permitted:
 HB 213
 Professional service corporations, shareholders, corporate authority clarified: SB 3145
 Rape crisis centers, records, defense attorney availability, conditions prescribed:
 *Sub HB 128, CH 145
 Traffic infractions, court appearances, public attorneys, not required: *Sub SB 3080, CH 19
 Unfair business practices, procedures prescribed: HB 504

AUBURN

Game farm, transfer, funds transfer, development conditions: *HB 66, CH 49

AUDITS AND AUDITORS

Agricultural cooperatives, OFM audit requirements removed: HB 678
 Auditing services revolving fund, created, state auditor costs, departmental allocation: *SB
 4033, CH 336
 Buildings, state, energy audit: Sub HB 658
 Cemetery board, members, office retention: HB 531
 Gambling commission, certain organizations, reasonable time defined: Sub HB 657, *Sub
 SB 3307, CH 139
 Geographic names board, members, terms specified: HB 527
 Health care contractors, HMO's, insurance commissioner: HB 251
 Joint operating agency accountability act, enacted: HB 509
 Liquor board, records: Sub HB 659, *Sub SB 3206, CH 5 E1
 Local government, audit requirements, legislative joint review, report: HCR 21
 Mental retardation, institutions, accounting and reimbursement system created: HB 416
 Nursing homes cost reimbursement system, conditions: *Sub SB 3765, CH 2 E1
 Post-audits, state auditor, OFM state-wide combined financial statements: HB 420, *SB
 3639, CH 217
 Proportionately licensed vehicles, appeal, collection procedures established: *Sub SB 3777,
 CH 221
 Real estate excise tax, annual audit, revenue department requirements: *Sub HB 648, CH
 167
 Vendors, services, DSHS, authorized: HB 534

AUTHORITIES

Economic assistance, abolished, remaining duties transferred revenue department:
 *Sub HB 581, CH 76
 Game, regional, authorized, powers, duties, establishment, membership, reimbursement:
 HB 29
 Health care facilities, bonds, interest rate: *SB 3886, CH 121
 Housing, council-manager cities, officials, appointment, removal: HB 409
 Maritime transportation, created, members: HB 258

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

AWARDS

Citizen, awards, nominations, governor, county authorities, citizen action coordinator responsibilities: HB 740

Suggestion, state employees, standards established, personnel department service fund appropriation: HB 507

BAIL

Criminal justice training, special assessments increased: 2nd Sub HB 246

Persons charged, misdemeanors, gross misdemeanors: SB 3301

BALLOTS (See also SECRETARY OF STATE)

Absentee, hospital patients, certain, application provision: Sub HB 43

Absentee, voters registration, late, absentee voting permitted: HB 632

Voting periods, simultaneous, nationwide, petitioned: HJM 11

BANKRUPTCY

Federal, state, duplicate claims prohibited: *Sub HB 184, CH 149

Motor vehicles, dealers, license revocation, funds conversion: *HB 276, CH 152

BANKS AND BANKING (See also FINANCIAL INSTITUTIONS)

Articles of incorporation, votes per share determination permitted: *SB 3893, CH 89

Banking day, definition: *SB 3903, CH 122

Banking examination local fund, banking division, GA created: *SB 4348, CH 241

Branch banks, operation, location restrictions removed: HB 284, *SB 3632, CH 73

Commercial transactions, certain: HB 232, HB 513, *HB 137, CH 78 PV

Depositors, accounts classification, permitted: SB 3925, *HB 701, CH 82

Dishonored checks, handling fees allowed: *Sub SB 3890, CH 254

Financial affairs privacy act, enacted: HB 579

Financial institution individual account deposit act, enacted: *Sub SB 3154, CH 192

Foreclosure sales, notices, publication, surplus proceeds, trustees expenses, lien holder restraining orders, new sale date: *HB 493, CH 161

Mortgage bankers, banking, use in name, permitted: *SB 3785, CH 88

Sales contracts, services, deferred payment provision, usury law exclusion: *HB 160, CH 77 PV

Satellite facilities, interstate operation authorized: *SB 3042, CH 83

Usury, defense prohibited, governments, governmental agencies: HB 513, *HB 137, CH 78 PV

BARBERS (See also COSMETOLOGY)

Schools, educational services registration act: Sub HB 158, HB 725, *Sub SB 3315, CH 283

BEER AND BREWERIES

Brewers, beer wholesalers, barrel tax increased, late penalty imposed: HB 659, Sub HB 659

Containers, opened by metal tabs, rings, sales prohibited: HB 448

Licenses, class D, E, issuance prohibited within specified distance: Sub HB 659

Liquor sales, retail, state, authority abolished: HB 715

Redefined: Sub HB 571

Sample servings, retailers, wholesalers, importers, permitted: *Sub SB 3060, CH 182

Underage employees, incidental work assignments: Sub HB 659

BEES

Apiary registration, provisions modified: *SB 3355, CH 296

BELLEVUE

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

BENTON COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

Superior court, judges, Benton/Franklin counties, jointly, number increased: *HB 625, CH 65

Toll bridge, North Richland, bonds: Sub HB 443, *SB 3871, CH 327

BEVERAGES (See also LIQUOR AND LIQUOR CONTROL BOARD)

Businesses, social card games, punch boards, pull tabs, gambling commission, authority deleted: HB 193

Carbonated, sales, use tax exemption: HB 123

Containers, opened by metal tabs, rings, sales prohibited: HB 448

Minimum age qualifications, except alcoholic, reduced to eighteen: HB 148

BICYCLES

Redefined, limited access roadways use: HB 688 Traffic control signs: HB 109, *SB 3062, CH 183

BIDS AND BIDDING

Electrical distribution and generating systems, open competitive bid requirements: Sub HB 185

Higher education, maintenance, operation contracts, public bid requirement: HB 25

Highway construction, bid qualifying, financial information, DOT, public inspection, exclusion: *SB 3580, CH 215

Joint operating agencies, negotiated contracts, nuclear projects, final construction, authorized: *2nd Sub HB 338, CH 173

Public works contracts, plans, specifications, bidder availability required: HB 305

TESC, regional universities, state universities, construction projects: HB 529

BIRTH

Abortion, induced, medical care services prohibited: HB 492

Abortion, infant alive, medical treatment rights: *Sub HB 149, CH 328

Abortion, unemancipated minor, parents, guardian, notification if possible: Sub HB 226

Adoption, consent, written, revocation, permitted anytime prior to court approval: Sub HB 451

Certificates, death notice notation required: HB 256

Child selling crime, definition inclusion: HB 592

Family planning clinics, DSHS contracts: *Sub SB 3857, CH 120

Galactosemia, newborn infants, screening test requirement, DSHS duties: HB 642

Midwifery advisory committee, created, duties: *Sub HB 316, CH 53

Records, access, members, legally organized genealogical societies, authorized: HB 255

BLIND PERSONS

Developmentally disabled persons, certain, treatment, appropriation: Sub HB 517

Licenses, free, fishing: Sub SB 3751

Medical assistance programs, institutions: *HB 604, CH 15

Minimum grants, as defined, eligible public assistance recipients, required: HB 583

Pamphlets, voters, candidates, taped, braille, transcripts availability: *Sub SB 3254, CH 243

Students, higher education, residents, tuition, fee waiver: HB 121, Sub SB 3347

Voters, sensory handicaps, assistance: *HB 163, CH 34

BLOOD TESTS

Drunk drivers, suspected, refusal, guilty plea action: HB 573

Drunk drivers, suspected, requirements revised: HB 567

Firearms, discharge, possession, while under influence liquor, drugs, unlawful, conditions prescribed: HB 564

BOARDS - LOCAL

Boundary review, proposed action review, findings requirements: SB 3446

Citizen foster care review, each judicial district, created: HB 93

Community colleges, trustees, removal, governor, provisions: HB 361

Library, county, rural county library districts: *Sub SB 3150, CH 26

Review, historic property, tax assessment: Sub SB 3025

BOARDS - STATE (See also ADMINISTRATIVE PROCEDURE ACT)

Accountancy, members, 4th, 5th, qualifications, duties: HB 549

Cemetery, members, office retention, after term, until successor appointed: HB 531

Cemetery, termination date established: *Sub SB 3705, CH 334

BOARDS - STATE—cont.

- Clemency and pardons, governor's office, created: *2nd Sub HB 440, CH 137
 Compensation, uniform classes established: Sub HB 177
 Corrections standard, created, powers, duties: *2nd Sub HB 235, CH 136 PV
 Dental assistants, established, members, powers, duties: HB 522
 Dental examiners, members, employees, official acts, immunity: *SB 3129, CH 99
 Dental hygiene, created, powers, duties, members, senate confirmation required: HB 271
 Drug enforcement policy review, created, duties: 2nd Sub HB 603
 Forest practices appeals, sunset extension: HB 150, *SB 3626, CH 118
 Geographic names, members, terms specified, sunset act: HB 527
 Investment, state, created, powers, duties: HB 215, *HB 1610, CH 3 (Veto Override)
 Investment, state, funding, earnings, funds managed, conditions prescribed: *SB 3740, CH 219
 Medical examiners, licensing director authority: HB 521
 Personnel appeals, created, members, responsibilities, certain duties transferred from personnel department: HB 41, HB 302, *Sub HB 302, CH 311
 Podiatry, created, members, responsibilities, professional license requirements, penalties: Sub HB 174
 Practical nurse examiners, redesignated, board of practical nursing, general provisions: Sub HB 274
 Professional, public members added, provisions: HB 574
 Registered sanitarians, professional, public members: HB 267, Sub HB 311
 Review, foster care, children, advisory, created: HB 93
 Social work examiners, members, appointment, duties: Sub HB 270

BONDS (See also SURETY BONDS)

- Anticipation notes, interest payment requirements prescribed: *SB 3170, CH 29
 Cities, counties, interest rate determination: *Sub HB 324, CH 156
 Colleges, universities, tuition fee set aside, mandatory board retirement: *Sub SB 4090, CH 257
 Community college education board, owned facilities, capital improvements authorized: *Sub SB 4214, CH 237
 Community colleges, student activity centers, revenue bonds authorized: Sub HB 119
 Counties, facilities under construction, bonds, revenue, interest payment permitted: SB 3592
 Court facilities, construction, improvement, general obligation bonds: HB 601, Sub SB 3110
 Criminal justice training commission, real property: Sub HB 246
 Economic development, municipalities, public corporations, creation authorized: Sub HB 741
 Energy conservation projects, cities, towns, revenue bonds authorized: *SB 3157, CH 273
 Energy fair '83, authorized, proceeds administration: Sub HB 489
 Fisheries department, capital improvements: *SB 4205, CH 231
 Funds, municipal, certain, investment required: *SB 3730, CH 218
 Health care facilities authority, interest rate, price setting, board authority: *SB 3886, CH 121
 Health care facilities authority, revenue bond: *SB 3498, CH 31
 Higher education institutions, capital improvements, authorized: *Sub SB 4210, CH 233
 Higher education institutions, community colleges, capital improvements: *Sub SB 4206, CH 232
 Highways, issuance authorized, conditions prescribed: *Sub SB 3699, CH 316
 Hotel, motel, special tax receipts, municipal park facilities: SB 3318
 Industrial insurance, self-insurers, benefits, death: *Sub SB 3602, CH 325
 Industrial revenue, tax-free, restriction or elimination, requested: Sub HJM 9
 Irrigation districts, works construction projects, federal, state: HB 198, *SB 3358, CH 209
 Jail buildings, application review costs, general obligation bonds: *Sub HB 388, CH 131
 Joint operating agencies, interest rate, bonds, warrants, negotiation authorized: *Sub HB 339, CH 1 E1
 LID's, counties, water, sewer, drainage, establishment permitted: *SB 3591, CH 313
 LID's, formation, financing, procedures modified: HB 519, *Sub SB 4209, CH 323

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

BONDS—cont.

- Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
- Measures, information, voters' pamphlet, disclosure required: Sub HB 11
- Metropolitan municipal corporations, short-term obligations: HB 613
- Mid-Columbia performing and visual arts festival facility, authorized, provisions: HB 321
- Outdoor recreational areas, facilities, acquisition, development: *SB 4213, CH 236
- Parks and recreation districts, regular, excess property tax levy rate authority: *Sub SB 3360, CH 210
- Performing arts center, Olympia: HB 178
- Public utility districts, obligations: *HB 172, CH 37
- Puget Sound regional arts, convention complex: Sub HB 349
- Reclamation projects, studies, surveys, water rights determination: *Sub SB 3630, CH 216
- Revenue, state, municipal corporations, public corporations, certain, issuance: *Sub HJR 7
- Salmon enhancement program, bond issuance: *SB 3586, CH 261
- School directors, borrowed money, authorized purposes specified: *Sub HB 650, CH 250 PV
- Schools, private, depository and distribution center use requests: *SB 3752, CH 308
- Sewer, water districts, boundaries, powers revisions: Sub SB 3534, *Sub HB 352, CH 45
- Social and health services facilities, capital improvements: *Sub SB 4211, CH 234
- State government facilities, capital improvements: *Sub SB 4212, CH 235
- Toll bridge, North Richland, site location redefined: Sub HB 443, *SB 3871, CH 327
- Urban arterial board, series III bonds: *Sub SB 3669, CH 315
- Urban arterial board, supplemental appropriation, series II bond proceeds: *HB 103, CH 12

BONNEVILLE POWER ADMINISTRATION

- Joint operating agencies, executive boards, plant construction: *Sub SB 3797, CH 3 E1
- Pacific northwest electric power and conservation planning council, members appointment: Sub HB 82, *Sub SB 3041, CH 14

BORDER TOWNS - POLICE PROTECTION

- State appropriation allocation formula, planning, community affairs agency appropriation: *2nd Sub HB 257, CH 269

BOUNDARIES (See also BOUNDARY REVIEW BOARDS)

- Library districts, establishment, population criteria: *Sub SB 3150, CH 26
- Sewer, water districts, powers revisions, mergers: Sub SB 3534, *Sub HB 352, CH 45
- Subdivisions, site plans, binding, industrial, commercial use: *Sub HB 323, CH 292

BOUNDARY REVIEW BOARDS

- Annexation, tax payments assurance: HB 374, *Sub HB 374, CH 332
- Review, proposed actions, findings requirements: SB 3446

BOXING

- Athletic commission, renamed, boxing commission, sunset termination date established, performance audit requirement: HB 365, *SB 3646, CH 337 PV

BREMERTON

- Frances Haddon Morgan children's center, residential school establishment: SB 4199

BRIDGES (See also TOLL BRIDGES AND TOLLS)

- Pasco-Kennewick bridge, across Columbia river, preservation specifications: Sub SB 3027
- Railroad trespassers, injury, death, liability immunity: HB 114
- Seattle, Duwamish waterway, construction, DOT appropriation: HB 262

BROKERS

- Mobile homes, used, sales, underlying land, real estate broker's license scope inclusion: *HB 734, CH 305
- Real estate, escrow agent registration, license exemptions: Sub HB 555
- Salmon harvesters commission, creation, referendum provision: Sub SB 3204
- Securities, interest, usury limit exemption: *HB 96, CH 79
- Surplus line, residency requirement: *SB 3250, CH 199

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

BUCKLEY

Rainier school, lands, certain, transfer, WSU, dairy/forage research use: *Sub SB 4275, CH 238

BUDGETS (See also APPROPRIATIONS)

Appropriations, interim, joint legislative committee, by statute, purpose: HJR 12
 Beef commission, statutory budget, accounting requirements exemption: *SB 3872, CH 225
 Budgetary control, executive fiscal duties: *Sub HB 561, CH 270
 Budget stabilization account, created, 1983-85 biennial budget requirements, transfer requirements: HB 474, *Sub SB 4078, CH 280
 Capital, supplemental, McNeil Island penitentiary, repairs, alterations: Sub HB 459
 Capital, 1981-83 biennium: *Sub SB 3843, CH 143 PV
 Cities, accounting terms: *HB 190, CH 40
 Federal, balanced, petitioned, constitutional amendment: HJM 1, SJM 105
 Hospital districts, actions, time limits revised: Sub HB 28
 Operating, 1981-83 biennium, OFM request: *Sub SB 3636, CH 340 PV
 Priority budgeting, legislative oversight committee, created: HB 511
 Supplemental, 1979-81 biennium, adopted: *Sub HB 206, CH 5
 Supplemental, 1979-81 biennium, adopted, Ray request: HB 380
 Supplemental, 1979-81 biennium, DSHS, adopted: *2nd Sub HB 624, CH 71
 Transportation commission, proposal, development: *HB 75, CH 59
 Transportation department, 1981-83 biennium: *Sub SB 3104, CH 317
 Unanticipated receipts, federal, deposits, expenditures: HB 713

BUILDINGS

Architects, engineers, public construction projects, competitive selection: *Sub HB 176, CH 61
 Building wardens, emergencies, assigned duties: *Sub SB 3309, CH 320
 Energy efficient thermal, lighting standards, commercial, residential buildings: HB 608, SB 3310
 Fire insurance policies, issuance, continuance, anti-arson requirements permitted: SB 3297
 Fire protection, state-owned buildings, contracts: Sub HB 203
 Legislative facilities, joint committee, created: HB 363
 Renewable energy systems, publicly owned, leased buildings, design, consideration: SB 3156
 Restoration, craftsmen, traditional skills: Sub SB 3030
 School buildings systems project, repealed: *SB 3238, CH 198
 State, energy audit, elements redefined, requirements revised: Sub HB 658

BUSINESS AND PROFESSIONS

Antitrust violations, unfair business practice act: HB 455
 Artists, art dealers, transactions regulated, violations: *Sub HB 219, CH 33
 Banks, stock acquisition, state businesses, corporations, permitted: SB 3893
 Bedding, furniture industry, regulated: HB 309
 Business opportunity fraud act, enacted: *HB 341, CH 155
 Coal bulk handling facility, construction urged: *HCR 19
 Corporations, dissolution, statement of intent: *Sub SB 4095, CH 230
 Domestic log manufacturers, small, sales procedures: Sub HB 607
 Donations, as defined, public service companies: Sub HB 444
 Electronics, high-technology industries, relocation: *HCR 17
 Energy conservation, energy renewable resources: HB 71
 Environmental council, interagency, established: HB 429
 Fire insurance policies, issuance, continuance: SB 3297
 Health promotion and protection, disease prevention program: HB 475
 Industrial insurance, private firms allowed: Sub HB 31
 Irrigation districts, certain, energy conservation: *SB 3356, CH 345
 Land, purchase, commercial or industrial use: HB 717
 Limited partnership act, uniform, enacted: *HB 112, CH 51
 New, B&O tax exemption, successors prohibition: Sub HB 387
 Operations, reduction, written notice required: HB 398

BUSINESS AND PROFESSIONS—cont.

- Parking and business improvement areas, establishment petition requirements: *Sub SB 3390, CH 279
- Private enterprise act, enacted, public agencies: Sub HB 687
- Product liability, parties at fault: *SB 3158, CH 27
- Regulatory fairness act, enacted, economic impact: HB 385
- Salmon eggs, excess, disposition, fisheries department, priority list establishment: Sub SB 3385
- Securities, investment contracts: *Sub SB 3780, CH 272
- Taxes, sales, use, seller responsibility modified: HB 27
- Trade secrets act, uniform, enacted: *SB 3109, CH 286
- Unfair business practices, presuit depositions: HB 504
- Uniform commercial code, uniform law commission, 1972 amendment adopted: *Sub HB 222, CH 41

BUSINESS CORPORATION ACT (See also CORPORATIONS)

- Guaranty stock savings and loan associations, shares issuance, sale, repurchase: HB 253, *Sub SB 3205, CH 84

BUSINESS LICENSE CENTER ACT

- Business license center act, enacted: Sub HB 680

CABLE TELEVISION

- Code cities, ownership prohibited, private systems providing franchised service meeting FCC transmission standards: HB 705 V
- Services, public utility tax exclusion: *Sub HB 61, CH 144

CAMPERS AND CAMPING (See also STATE PARKS)

- Campsite reservation, information system, state parks: SB 3612

CAMPERS - VEHICLES

- Camping clubs, site, term redefined: HB 368
- Dealers, inventory, used, ad valorem taxation exemption: HB 337

CAPITAL PUNISHMENT

- Death sentence authorized: *Sub HB 76, CH 138

CAPITOL BUILDINGS AND GROUNDS

- Legislative facilities, joint committee, created: HB 363

CEMETERIES

- Board, members, office retention, after term, until successor appointed: HB 531
- Board, termination date established: *Sub SB 3705, CH 334
- Districts, commissioners, public disclosure exemption: SB 3562

CENSUS

- Redistricting and reapportionment, provisions, emergency clause: *Sub SB 3655, CH 288 PV

CENTENNIAL COMMISSION

- Established, membership, responsibilities, state capitol area location, commerce and economic department appropriation: HB 183
- Established, membership, responsibilities, termination date, appropriation: Sub SB 3031

CERTIFICATES

- Birth, death notice notation required: HB 256
- Death, presumed, issuance authorized, county determination provision: Sub HB 10, *Sub SB 3006, CH 176
- Hospitals, certificate of need requirements, capital expenditures: Sub HB 359
- Mobile equipment, identification number, certificate of title issuance: HB 730
- Mobile homes, liens, property tax deferrals: HB 647
- Mobile homes, sales, both spouses, participation required: SB 3100

CERTIFICATES OF DEPOSIT

Credit unions, prohibition removed: *HB 143, CH 81

Mutual savings banks, operations, assets, investments, requirements: HB 194, *SB 3327, CH 86

CERTIFICATION

Oxygen vendors, medical oxygen tanks, supply adequacy certification, DSHS rules adoption directed: HB 703

School bus drivers, certification cancellation, due process hearing mandated: *SB 3262, CH 200

Schools, certificated personnel, certificates, registration refusal, revocation: Sub HB 617, SB 3336

CERTIFIED MAIL

Garnishment, writ, service authorized: *SB 3183, CH 193

Judgments, property, real, execution sales, personal service: *HB 599, CH 329

Mechanics' liens, notice required: HB 686

CHARITABLE ORGANIZATIONS

ASB funds, use, scholarship, charitable purposes: SB 3617

Gambling laws, fund raising definition revised: HB 657, *Sub SB 3307, CH 139

Lost property, police, sheriffs, bailee liability: *Sub HB 314, CH 154

CHARTERS

Deckhands, licensed salmon charter boats: *SB 4027, CH 227

Salmon charter boat licenses, renewal period limitation removed: HB 597, *SB 3265, CH 202

CHECKS AND MONEYORDERS

Credit unions, prohibition removed: *HB 143, CH 81

Dishonored, payee, holder, assignee, reasonable handling fees allowed: HB 373, *Sub SB 3890, CH 254

Irrigation districts, issuance, board authorization: HB 180, Sub HB 247

CHELAN COUNTY

Handicapped facilities, Douglas county, DSHS appropriation: *Sub SB 3344, CH 207

CHEMISTRY

Agriculture departments, official chemist designated: *Sub HB 252, CH 297

CHIEF CLERK

Duties, enumerated, *HFR 81-3, *HFR 81-85

Election, pp. 25-26

Foster, Dean R., former Chief Clerk, honoring, *HFR 81-6 pp. 98-99

Rulings: Chief Clerk Chiechi:

Call of House not applicable before rules adopted p. 16

Member may address main question; no amendment pending p. 16

Reed's Rules apply when House has no rules p. 15

CHILD ABUSE

Central registry, records availability, DSHS child care agency investigations: *Sub HB 532, CH 164

Child abuse and neglect council, established: 3rd Sub HB 179

Sexual abuse, commencement of prosecution, five year limitation established: HB 682

CHILDREN

Adopted persons, natural parent identities, disclosure means authorized: 2nd Sub HB 84

Adoption, consent, approval, person under 72 hours old, prohibited: Sub HB 451

Alternative residential placement, criteria revised: *Sub SB 3188, CH 298

Assault, defined, penalties increased: HB 139

Assault, victims: HB 151

Baby food, sales tax exemption: HB 123

CHILDREN—cont.

- Child bearing for another for any consideration, child selling crime, definition inclusion: HB 592
- Child care agencies, DSHS investigation, central registry records availability: *Sub HB 532, CH 164
- Child care agencies, private, eligible dependent children, reimbursement provision: HB 197
- Child protective services, central registry, DSHS investigative personnel, access granted: HB 326
- Child safety restraints, motor vehicles, standards adoption: Sub HB 288
- Citizen foster care review boards, created, functions, powers: HB 93
- Controlled substances, distribution to minors, penalties changed: HB 140
- Custody, joint, conditions prescribed: HB 473
- Custody, other than parents, DSHS financial responsibility: HB 629
- Day care homes, private family, regulated, registration, fire, health inspections: SB 3007
- Educational providers, basic education, conditions prescribed: HB 403
- Family responsibility act, enacted, dependent family members: HB 649
- Fathers, liability, past support, expenses, courts: HB 689
- Galactosemia, newborn infants, screening test requirement: HB 642
- Gifted children office, SPI, established, duties: HB 287
- Guardianship, proceedings, conditions prescribed: *SB 3189, CH 195
- Infant, abortion procedure, medical treatment rights: *Sub HB 149, CH 328
- Juvenile, redesignated, child: Sub HB 91
- Residential schools, residents, community placement, conditions prescribed: HB 340
- Residential schools, residents, community placement: Sub SB 3043, *2nd Sub HB 628, CH 166 PV
- Sexual abuse, commencement of prosecution, five year limitation established: HB 682
- Therapeutic homes, defined: HB 347

CHINA

- Trade agreements, far east nations, appropriate negotiations: HJM 14

CHIROPRACTIC

- Health care service contractors, good faith compliance: HB 501
- Licensing records transferred, licensing department: *Sub SB 3456, CH 277
- Public assistance recipients, services exclusion: *Sub HB 245, CH 8, *Sub SB 4299, CH 6 E1 PV
- Services, health care service contractors, payment conditions prescribed: HB 496

CHORE SERVICES – PUBLIC ASSISTANCE

- Eligibility redefined, medical certification: HB 492
- Employable recipients, performance for elderly and handicapped required, conditions prescribed: HB 343
- Personal care services program, component, individual provider chore service program, DSHS establishment directed: HB 671
- Persons not meeting new standards, continuance conditions prescribed: Sub SB 3538, *Sub HB 245, CH 8
- Residential care placement risk factor, eligibility criteria: *Sub SB 4299, CH 6 E1 PV

CHRISTIAN SCIENCE

- Nursing homes, state regulation exemption: Sub HB 225

CHRISTMAS TREES

- Timber harvesting, timber from public lands, excise tax imposed, Christmas trees exemption: HB 746

CITIES AND TOWNS

- Annexation, county planning commission responsibilities: HB 38
- Annexation, exempt property owners, petition signature sufficiency: *HB 664, CH 66
- Annexation, petition, county prosecutor review: *Sub HB 374, CH 332
- Appearance of fairness doctrine, executive officials: HB 697 V

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

CITIES AND TOWNS—cont.

- Architects, engineers, public construction projects, competitive selection: *Sub HB 176, CH 61
- Bonds, interest, governing body determination authorized: *Sub HB 324, CH 156
- Bonds, jail buildings, application review costs: *Sub HB 388, CH 131
- Bonds, metropolitan municipal corporations, short-term obligations, issuance authorized, self-determined conditions: HB 613
- Bonds, revenue, state, municipal, public, corporations: *Sub HJR 7
- Boundary review boards, review, proposed actions: SB 3446
- Budgets, accounting terms, state auditor definition authorized: *HB 190, CH 40
- Building code, state, performance standards: HB 428
- Cable television systems, code cities, ownership prohibited: HB 705 V
- Candidates, municipal office, declaration of candidacy filing: HB 439
- Codes, filing, one copy requirement: Sub HB 58
- Collective bargaining, uniformed personnel: Sub HB 34
- Consolidations, annexation, population certification authority: *HB 354, CH 157
- Contracts, state, local agencies, delinquent payments: *2nd Sub HB 157, CH 68
- Councilman, councilmen, chairman, terminology corrected, councilmember, councilmembers, chair: *Sub SB 3514, CH 213
- DWI, uniform minimum penalties: HB 281
- Economic development, public corporations, creation authorized, conditions specified: Sub HB 741
- Electrical inspection fees, limitation: HB 171 V
- Electrified public streetcar lines, LID formation authorized: *SB 3213, CH 17
- Energy conservation projects revenue bonds authorized: *SB 3157, CH 273
- Energy plants, construction costs, joint operating agency participants, annual report, pay back plan: *Sub HB 339, CH 1 E1
- Energy shortages, local governmental agencies actions, liability immunity: 2nd Sub HB 74, *SB 4208, CH 281
- Enterprise zone act, passage petitioned: HJM 10
- Environmental coordination procedures act, permit processes: Sub HB 634
- Fares, public transportation facilities: HB 156, *SB 3098, CH 25, *Sub SB 3388, CH 319
- Fire protection districts, contracts, services: HB 536
- Fire protection, state-owned buildings, contracts: Sub HB 203
- Forest practices, licenses, certain, local government: Sub SB 3725, *HB 372, CH 290
- Funds, municipal, certain, investment required: *SB 3730, CH 218
- Funds, transfer, electronic, authorization extended: *SB 3207, CH 101
- Fund transfers, expenditure without appropriation, permitted: *HB 191, CH 39
- Gardening, leases permitted, income qualification: *SB 3140, CH 100
- Heating systems, establishment authorized, sources defined: Sub SB 3033
- Highways, limited access, facilities, authority clarified: HB 110, *SB 3065, CH 95
- Hotel, motel, special tax receipts, municipal park facilities: SB 3318
- Indian tribes, contracts, municipal regulatory: HB 646
- Initiatives, referendums, powers authorized, conditions prescribed: HB 638
- Jails, improvements, construction funds, eligibility modified: *SB 3304, CH 276
- Judiciary education account, created, offenses: Sub HB 431
- Library districts, population criteria: *Sub SB 3150, CH 26
- LID's, formation, financing, procedures modified: HB 519, *Sub SB 4209, CH 323
- Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
- Lost property, police, sheriffs, bailee liability: *Sub HB 314, CH 154
- Manufactured housing advisory task force, planning and community affairs agency: Sub SB 3308
- Metropolitan park districts, county treasurers' duties transferred: Sub HB 709
- Mobile homes, dealers, licensing, regulation: *HB 276, CH 152
- Moral nuisances, civil actions, attorney general: Sub HB 626
- Motor freight carriers, for hire, municipal B&O tax: HB 752
- Motor vehicle excise tax, municipalities, authorized rate increased: HB 610

CITIES AND TOWNS—cont.

- Motor vehicle excise tax, revenues, distribution: HB 292
- Motor vehicle excise tax, specified moneys, distribution: HB 749
- Motor vehicle fuel excise tax, retail sales: HB 729
- Motor vehicles, dealers, sales persons, manufacturers, licensing, regulation: *HB 276, CH 152
- Motor vehicles, turn signals, use requirements: HB 239
- Multipurpose public facilities, sales, use tax exemptions: HB 236
- Municipal corporations, official travel, monthly reimbursement: HB 636, *Sub HB 636, CH 56
- Needy persons, city relief programs, county notification required: *SB 3153, CH 191
- Overtime parking, monetary penalty establishment, local authority: *Sub SB 3080, CH 19
- Parking and business improvement areas, establishment petition requirements: *Sub SB 3390, CH 279
- Parks and recreation service areas, counties, establishment: *Sub SB 3360, CH 210
- Pasco—Kennewick bridge, across Columbia river, preservation specifications: Sub SB 3027
- Pension system boards, investment authority modified: HB 696, Sub HB 696
- Permits, other governmental approval, reasonable fees collection: HB 635
- Property, intergovernmental, disposition, surplus, notice: *SB 3067, CH 96
- Property tax, total levy rate limitation: HB 23
- Public disclosure, small local governmental units, as defined, exemption: Sub HB 40
- Public transportation account, created: HB 609
- Public utilities, projects, expected revenues, borrowing allowed: HB 554
- Public works, plans, specifications, bidder availability required: HB 305
- Rent control, state preemption: *Sub HB 264, CH 75
- Salaries, senior employees, legislative authority: HB 396
- Sales tax, local, transportation purposes, one rate schedule: HB 423
- Sales, use taxes, payment due date, fiscal year credit: *Sub HB 208, CH 7 PV
- Snowmobile parks, public lands, environmental impact statement: HB 331
- Social security, reports, payments, delinquency penalties: *SB 3641, CH 119
- Solid waste, resource conservation goals, waste reduction: HB 510
- Street closures, brief, permitted, notice posting requirement: HB 594
- Subdivisions, land use decisions, recommendations, written: *Sub HB 320, CH 293 PV
- Subdivisions, site plans, industrial, commercial use, subdivision law exemption: *Sub HB 323, CH 292
- Telephone services, competitive, excise tax liability, public utility tax exclusion: *Sub HB 61, CH 144
- Tort liability, governments, employees: HB 447, HB 684
- Trees, infected, shrubs, nursery stock, public property, disinfection or destruction: *SB 3355, CH 296
- Urban arterial board, council members, certain, membership qualification: HB 452
- Urban arterial board, distribution, apportionment specifications: *Sub SB 3669, CH 315
- Urban growth areas, establishment authorized: HB 393
- Utility services, outside city limits: HB 693
- Water supply facilities, referendum 38, DSHS appropriation: *HB 707, CH 170

CITIES - 1st CLASS (See also CITIES AND TOWNS)

- Discrimination, ordinances against, authority: HB 100
- Electrical distribution and generating systems, open competitive bid requirements: Sub HB 185
- Incorporation proceedings, certain, SEPA exemption: SB 3446
- Pawnbrokers, precious metals buyers, reports, police chiefs, sheriffs: Sub HB 731

CITIZENS AND CITIZENSHIP

- Citizen action coordinator, planning and community affairs agency appointment, duties, local councils establishment directed, appropriation: HB 740
- Citizens study commission on school finance, created: HB 719
- Voter registration procedures, identification, proof of citizenship: HB 195

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

CIVIL ACTIONS AND PROCEDURES

- Administrative contested cases, final decision, court review prescribed: HB 698
 Adopted persons, natural parent identities, disclosure means authorized: 2nd Sub HB 84
 Adoption, consent, approval: Sub HB 451
 Appearance of fairness doctrine: HB 697 V
 Arbitration, administrative fees, time basis requirement: HB 132
 Bankruptcy, federal, state, duplicate claims prohibited: *Sub HB 184, CH 149
 Child abuse and neglect fund, established: 2nd Sub HB 179
 Children, custody, other than parents, DSHS financial responsibility: HB 629
 Children, guardians, civil actions, appointment when court considers appropriate: HB 689
 Children, joint custody, conditions prescribed: HB 473
 Child safety restraints, motor vehicles, equipment commission standards adoption: Sub HB 288
 Contractors, bonds, district court actions authorized: SB 3115
 Corporations, filing fees established: *Sub SB 4095, CH 230
 County sheriffs, fees revised, conditions prescribed: HB 708, *Sub SB 3187, CH 194
 County sheriffs, garnishment, application requirements: *SB 3183, CH 193
 Defendant, prima facie evidence: SB 3715, *Sub HB 601, CH 331
 Dental examiners board, members, employees, official acts, immunity: *SB 3129, CH 99
 Discovery rules, courts of limited jurisdiction: Sub SB 3110, *Sub HB 601, CH 331
 Forcible entry, forcible, unlawful detainer: HB 587
 Foreclosure notices, publication, surplus proceeds: *HB 493, CH 161 PV
 Foreclosure sales, tax lien, minimum bid requirements, county payment requirement: HB 471
 Improper governmental actions, disclosure, public employees: Sub HB 593
 Insurance commissioner, legal processes, certain fees increased: SB 3182
 Irrigation districts, damages, official duties, payment provision: Sub SB 3363
 Judgments, prejudgment interest permitted: HB 129, Sub SB 3078
 Judgments, property, personal, execution sales, notice: *HB 599, CH 329
 Judgments, property, real, property, personal: HB 389
 Land use regulations, real property value loss: HB 261
 Liens, appraisal, real property, created: HB 392
 Limited partnership act, uniform, enacted: *HB 112, CH 51
 Malicious prosecution, grounds revised: HB 563
 Mechanics' liens, notice: HB 686
 Mental illness, commitment, DSHS financial responsibility: Sub HB 412
 Moral nuisances, attorney general: Sub HB 626
 Paternity, support payments, court order limitation: HB 689
 Political advertising, violations: HB 472
 Political subdivisions, attorney's fees, litigation costs: HB 453
 Prevailing parties, expenses award provision: SB 3112
 Product liability, liability distribution: *SB 3158, CH 27
 Property tax, excess payment, refund claim procedures: *SB 4034, CH 228
 Public assistance, overpayments, fraudulently obtained: *Sub HB 525, CH 163
 Rape, marriage dissolution action: *SB 3953, CH 123
 Restaurants, meals, nonpayment, liability established: *HB 244, CH 126
 School employees, certificated, hearings decisions: HB 122
 Special investigations department, created, director: HB 395
 Tenancy abandonment, definition modified, property storage, sales: HB 586
 Tort liability, governments, employees, damages: HB 447, HB 684
 Trade secrets act, uniform, enacted: *SB 3109, CH 286
 Unfair business practices, presuit depositions: HB 504

CIVILIAN CONSERVATION CORPS, NATIONAL

- Establishment petitioned, waste wood removal, energy production purposes, youth employment: HJM 12

CIVIL SERVICE

- Beef commission, exemption: *SB 3872, CH 225
- Energy office, director: Sub HB 402, *Sub SB 4085, CH 295 PV
- Ferry system employees, members, provisions, strike prohibition, personnel department appropriation: HB 216, *SB 3359, CH 344
- Health coordinating council, staff services: Sub HB 359
- Tree fruit research commission, exemption: *SB 3872, CH 225
- Vacation leave, state employees: Sub HB 95
- Veterans preference, examinations, conditions revised: HB 481

CLAIMS (See also SUNDRY CLAIMS)

- Industrial insurance, self-insurers, claims, medical treatment: *Sub SB 3542, CH 326
- Mechanics' liens, notice: HB 686
- Senior citizens, disabled persons, property tax exemption: HB 506

CLALLAM COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207
- Marine transportation benefit area, created: HB 750
- Medium security prison, land acquisition, construction: HB 714

CLARK COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207
- Treatment alternatives to street crime programs: HB 627

CLOUD SEEDING

- Emergency, program establishment by DOE rule, authorized: *Sub SB 4087, CH 278

COAL AND COAL PRODUCTS

- Bulk handling facility, need exists, construction urged: *HCR 19

COCK FIGHTING

- Cock, kept for fighting purposes, misdemeanor: HB 621

CODE REVISER (See also REVISED CODE OF WASHINGTON)

- Rules review committee, bipartisan joint administrative, created: HB 77, *Sub SB 3386, CH 324
- Session laws, publication, appropriation: *HB 502, CH 162
- Statutory construction, rule adoption: HB 500

CODES (See also STATE BUILDING CODE)

- Local government, filing, certain codes: Sub HB 58
- Recording, filing, specified revisions: HB 518, *SB 3784, CH 302
- School, common, SPI publication implementation, sales proceeds distribution: SB 3241, *HB 616, CH 249
- Solid waste, resource conservation goals, waste reduction: HB 510
- Uniform commercial, 1972 amendment adopted: *Sub HB 222, CH 41

COLLEGES AND UNIVERSITIES (See also name of college or university)

- Bids, construction projects, single trade, craft area projects: HB 529
- Bonds, capital improvements, authorized: *Sub SB 4206, CH 232
- Educational grant fund, created, student financial assistance, refunds, recovery, deposit, use prescribed: *HB 464, CH 55
- Idaho, tuition, fees reciprocity authorized, net revenues loss computation: HB 461
- Leaves, professional, renumarated, compliance information, certain, mandated: *SB 3555, CH 113
- Motorcycle education courses, offering required: HB 346, Sub SB 3381
- Scholars program, high school seniors, program development: *HB 364, CH 54
- Term papers, theses, dissertations, commercial operations prohibited: *SB 3058, CH 23
- Tuition, fee waivers, foreign students, authorized: HB 121, Sub SB 3347
- Tuition, services, activity fees, state universities, TESC, community colleges, prescribed: *Sub SB 4090, CH 257

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

COLLEGES AND UNIVERSITIES—cont.

UW, hospital, related facilities, bonds authorized, conditions prescribed: *Sub SB 4210, CH 233

WWU, college of business and economics building, planning, construction: *SB 3531, CH 11

COLUMBIA COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

COLUMBIA RIVER

Coal bulk handling facility, need exists, construction urged: *HCR 19

Columbia River Gorge select committee, governor's, created, members, responsibilities: *Sub SB 3945, CH 226

Pasco-Kennewick bridge, preservation specifications: Sub SB 3027

Wanapum (Sokulk Indians), fishing rights, ceremonial, subsistence, authorized: *Sub SB 3024, CH 251

COMMERCE AND ECONOMIC DEVELOPMENT DEPARTMENT

Centennial commission, established, membership, responsibilities, termination date, appropriation: Sub SB 3031

Centennial commission, established, state capital area location: HB 183

Economic assistance act, loans, approval cut-off date: HB 581, *Sub HB 581, CH 76

Economic development, municipalities, public corporations: Sub HB 741

Energy Fair '83, bonds authorized, proceeds administration: HB 488, Sub HB 489

Enterprise zone act, passage petitioned: HJM 10

Environmental impact statements, limited residential developments: Sub HB 429

Foreign trade policy declared, domestic, international commerce development encouragement: *HCR 4

Interagency committee for outdoor recreation, membership deleted: HB 127, *SB 3343, CH 206

International trade, tourism, investment, joint select legislative committee, established: *SCR 109

Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300

Mid-Columbia festival facility, Richland, bonds authorized: HB 321

Operations, reduction, written notice, employees, community, state: HB 398

Oversight committee, joint regulatory, established: HCR 16

Puget Sound regional arts, convention complex, bond issuance requirements, matching fund: Sub HB 349

Schrock, Richard T, director: GA 421

Small business office, continuation recommended: HCR 18

COMMERCIAL PROPERTY

Subdivisions, site plans, binding, industrial, commercial use: *Sub HB 323, CH 292

COMMERCIAL ZONES

School districts, excess levy authority, phaseout schedule: HB 584

COMMISSIONERS

Cemetery districts, public disclosure exemption: SB 3562

Court, superior courts, additional authorized: HJR 3, SJR 107

Port districts, three-member, certain large districts, membership expansion: HB 57

COMMISSIONS

Auctioneer's licensing act, enacted: HB 436

Beef, civil service, personal service contracts, budgeting, accounting requirements exemption: *SB 3872, CH 225

Centennial, established, membership, responsibilities: HB 183, Sub SB 3031

Centennial, celebrations, primary responsibility: SB 3866

Citizens study commission on school finance, created: HB 719

Compensation, uniform classes established: Sub HB 177

Conservation, appropriation: HB 69

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

COMMISSIONS—cont.

- Credit study, created, legislative effects study: Sub HB 513
- Criminal justice training, termination: *HB 433, CH 133
- Drug enforcement advisory, created, members: HB 603
- Energy fair '83, commission, created, appropriation: HB 488
- Energy fair '83, demonstrations, exhibitions: HB 446
- Environmental policy, established, membership, duties: *Sub SB 4190, CH 289
- Game commission changed to wildlife commission: HB 50
- Gypsy affairs, established, members appointment: HB 552
- Horse racing, membership expanded: SB 3009 PV
- Hospital, LBC sunset act review directed: Sub HB 87
- Housing finance, established, appropriation: 2nd Sub SB 3084
- Jail, powers exercised by corrections standard board, created: *2nd Sub HB 235, CH 136
PV
- Judicial qualifications, implementation provisions: *SB 3071, CH 268
- Juvenile sentencing, established, members, responsibilities: HB 142
- Marine employees, created, members, governor appointment: Sub HB 216
- Mid-Columbia performing and visual arts festival steering, created: HB 321
- Port, rewards, offering permitted, dollar limit removed: *SB 3362, CH 211
- Professional, public members added, provisions: HB 574
- Public service, name change from utilities and transportation commission: SB 3898
- Radioactive waste storage compact, created, members, responsibilities: HB 159
- Reapportionment and redistricting act, enacted: HB 282, HB 283
- Redistricting, establishment, members, direction, supreme court jurisdiction: HJR 6, Sub
SJR 108
- Salmon harvesters, creation, referendum provision: Sub SB 3204
- State convention and trade center, created, members, duties, appropriation: Sub HB 739
- Uniform law, 1972 amendment, uniform commercial code adopted: *Sub HB 222, CH 41
- Utilities and transportation, name change, public service commission: SB 3898
- Wheat, duplicate statutes repealed: Sub HB 333
- Wildlife, name changed from game: HB 50

COMMITTEES

- Agricultural study, joint, created, duties: HCR 5
- Appropriations, interim, joint legislative: HJR 12
- Audit experience, CPA's, guidelines development: *SB 4033, CH 336
- Columbia River Gorge, governor's select, created: *Sub SB 3945, CH 226
- Consumer advisory, sunset provision repealed: HB 310
- Earth-sheltered construction, joint select: HCR 25
- Energy advisory appointment, termination provisions: HB 406
- Executive Rules, establishment, *HFR 81-85 p. 1554
- Illegal drug trafficking, interim joint, established: *HCR 7
- Interim committee appointments p. 1542
- International trade, tourism, investment, joint, members, duties: *SCR 109
- Joint Committee on Workers' Compensation p. 139
- Joint Ethics Committee appointment p. 65
- Juvenile law oversight, regional: Sub HB 91
- Law reform commission, joint study committee, created: HCR 6
- LEAP Committee appointment p. 65
- Legislative facilities, joint, created: HB 363
- Mental health services, select joint legislative: *SCR 114
- Midwifery advisory, created, duties, licensing requirements: *Sub HB 316, CH 53
- Open meetings, alternative, emergency, selection authorized: Sub HB 213
- Oversight, joint regulatory established, members, duties: HCR 16
- Priority budgeting, legislative oversight: HB 511
- Rail passenger service advisory, created: HB 328
- Rules review, bipartisan, joint, created: HB 13, HB 77, *Sub SB 3386, CH 324
- Salary, state, study authority: Sub HB 702

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

COMMITTEES—cont.

- Science and technology, joint ad hoc: *HCR 2
 Select committee on Redistricting, appointments p. 65
 Select Committee on Vietnam Era Veterans, appointments p. 337
 Standing committee appointments pp. 26-27,87,128,358
 State capitol, abolished, duties, funds transferred: HB 53
 Statutory committee assignments p. 1475
 Voting machine, abolished, duties transferred, secretary of state: HB 572
 Western States Legislative Task Force, appointments p. 317
 Winter recreation advisory, created, powers, duties, termination date: HB 386, SB 3737

COMMITTEE OF THE WHOLE

- Consideration, SHB 206, supplemental budget pp. 139-140
 Consideration, SSHB 624, supplemental budget pp. 551-552
 Consideration, SSB 3636, 1981-83 budget pp. 1243-1245

COMMODITIES

- Agricultural, assessments modified: HB 260
 Agricultural commodity marketing commissions: *Sub HB 252, CH 297
 Agricultural warehousemen, historical depositors responsibilities: HB 456, *SB 3355, CH 296
 Economic assistance act, obligations, rights: HB 582
 Trucking industry, legislative transportation committee, study: Sub SCR 107

COMMON CARRIERS

- Hazardous materials transportation, bills of lading: HB 457
 Motor freight carriers, for hire, B&O tax, gross receipts: HB 752
 Rail carriers, tariff increase, decrease, effective date, notice revisions: *SB 3589, CH 116

COMMUNITY COLLEGE EDUCATION, STATE BOARD

- Arts, humanities, community service projects: HB 556
 Bonds, owned facilities, capital improvements authorized: *Sub SB 4214, CH 237
 Chase, Stephen L, member: GA 302
 Collins, Robert J, member: GA 367
 Courses, eligibility, fund support, eligibility: *Sub HB 520, CH 246, SB 3926
 Displaced homemaker program, agency services description: HB 286
 LeCocq, I Charles, member: GA 452
 Plath, Dorothy D, member: GA 453
 Radke, Helen, member: GA 474
 Sanford, Larry, member: GA 303, GA 416
 Spalding, James M, member: GA 304
 Winchester, E Anne, member: GA 417

COMMUNITY COLLEGES

- Arts, humanities, community service projects: HB 556
 Bonds, capital improvements authorized: *Sub SB 4206, CH 232
 Bonds, community college education board, capital improvements authorized: *Sub SB 4214, CH 237
 Edmonds community college, new district authorized: *Sub HB 335, CH 72 PV
 Educational costs, determination means: *Sub SB 4090, CH 257
 Educational courses, contractual basis: SB 3926, *Sub HB 520, CH 246
 Law enforcement officers, employment, specified duties: HB 351
 Military institutions, courses, programs, state funds: HB 704
 Motorcycle education courses, offering required: HB 346, Sub SB 3381
 Student activity centers, construction, bonds authorized: Sub HB 119
 Tenure, probationary period extended: HB 361
 Veterans, tuition exemption: HB 478

COMMUNITY PROPERTY

- Bankruptcy, federal, state, duplicate claims prohibited: *Sub HB 184, CH 149

COMMUNITY PROPERTY—cont.

Insurance policy owners, beneficiary, proceeds: HB 637

COMMUNITY SERVICES

Community colleges, arts, humanities, community service projects: HB 556
 Community colleges, courses, fee determination: SB 3926, *Sub HB 520, CH 246
 Congregate care services, eligible persons, DSHS contract authority: HB 231
 Juveniles, industrial insurance, liability, medical aid: *SB 3191, CH 266
 Mental health services act, enacted, DSHS appropriation: 2nd Sub HB 353
 Parks, municipal facilities, capital improvements: SB 3318
 Posttraumatic stress disorder training: HB 470
 Welfare recipients, projects authorized: HB 73

CONDOMINIUMS

Boats, planes, etc, storage, moorage, condominium law inclusion: HB 589, *Sub HB 397,
 CH 304 PV
 Owners association, common areas, damage, repair requirements: HB 553
 Time-sharing, regulated, conditions specified, penalties, prescribed: HB 383

CONFIDENTIALITY (See also PRIVACY)

Adopted persons, natural parent identities: 2nd Sub HB 84
 Central registry, records availability: *Sub HB 532, CH 164
 Drivers, records, negative file, law enforcement availability: *SB 3052, CH 22
 Financial affairs privacy act, enacted: HB 579
 Highway construction, bid qualifying: *SB 3580, CH 215
 Rape crisis centers, records, defense attorney availability: *Sub HB 128, CH 145
 Records, employment security department, personnel department: *SB 3015, CH 177
 Unemployment compensation, records, release, federal funding: *Sub HB 307, CH 35

CONGRESS

Columbia River Gorge select committee, governor's, created, members, responsibilities: Sub
 SB 3945
 Education department, U.S., abolishment petitioned: HJM 2
 Oil pipeline, local control, less federal interference, congressional support petitioned: HJM
 18
 President's economic recovery plan, congressional support petitioned: HJM 17

CONSOLIDATION

Cities, towns, annexation, population certification authority: *HB 354, CH 157

CONSTITUTIONAL AMENDMENTS

Appropriations, interim, joint legislative committee: HJR 12
 Bonds, revenue, state, municipal corporations, public corporations: *Sub HJR 7
 Budget, federal, balanced, constitutional convention, petitioned: HJM 1, SJM 105
 Court commissioners, superior courts, additional authorized: HJR 3, *SJR 107
 Indebtedness, public projects, payment means provided: HJR 11
 Initiative reform act, enacted, attorney general, secretary of state responsibilities: HB 299
 Initiatives, referendum measures, signature filing requirements: Sub SJR 133
 Levy growth limitations, residential, nonresidential property classes authorized: HJR 9
 Property, natural environment, conservancy environment: HB 125
 Property, real, current use assessment permitted: HJR 5
 Property tax relief, residential, homeowners, renters: HJR 1
 Redistricting commission, establishment: HJR 6, Sub SJR 108
 Renters, retired, rent relief permitted: HJR 8
 Superior court, retired judges, pro tem appointments authorized: Sub HJR 10
 Tax revenues, state, growth restriction: HJR 4
 Unicameral legislature, establishment: HJR 2

CONSTITUTIONAL CONVENTION

Budget, federal, balanced, petitioned: HJM 1, SJM 105

CONSTRUCTION AND CONSTRUCTION INDUSTRY

- Architects, engineers, public construction projects: *Sub HB 176, CH 61
 Bids, TESC, universities, construction projects: HB 529
 Bonds, community college education board, capital improvements: *Sub SB 4214, CH 237
 Bonds, fisheries department, capital improvements: *SB 4205, CH 231
 Bonds, higher education facilities, capital improvements: *Sub SB 4210, CH 233
 Bonds, higher education, facilities, community college facilities, capital improvements: *Sub SB 4206, CH 232
 Bonds, highways, issuance authorized: *Sub SB 3699, CH 316
 Bonds, jail buildings, application review costs, issuance authorized: *Sub HB 388, CH 131
 Bonds, outdoor recreational areas, facilities, acquisition, development: *SB 4213, CH 236
 Bonds, social and health services facilities, capital improvements: *Sub SB 4211, CH 234
 Bonds, state government facilities, capital improvements: *Sub SB 4212, CH 235
 Building code, state, national code references, updated: SB 3310
 Clallam county, medium security prison, land acquisition, construction: HB 714
 Community colleges, student activity centers, revenue bonds authorized: Sub HB 119
 Convention, trade center, state, Seattle location, commission created: Sub HB 739
 Counties, facilities under construction, bonds: SB 3592
 Duwamish waterway, bridge, DOT appropriation: HB 262
 Earth-sheltered construction, joint select committee establishment: HCR 25
 Economic development, municipalities, public corporations: Sub HB 741
 Energy conservation, materials, residential use, sales, use tax exemption: HB 390
 Environmental impact statements, limited residential developments: Sub HB 429
 Fire insurance policies, issuance, continuance, anti-arson requirements: SB 3297
 Forest practices, SMA, regulations applicability: HB 371 V
 Handicapped facilities, capital expenditures, appropriation: *Sub SB 3344, CH 207
 Heart Lake purchase, fund priorities: *Sub SB 3453, CH 271
 Highway construction, bid qualifying: *SB 3580, CH 215
 Hotel, motel, special tax receipts, municipal park facilities: SB 3318
 Impact statements, residential development proposals: HB 408
 Jails, local, improvements, construction funds: *SB 3304, CH 276
 Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
 Mid-Columbia festival facility, Richland, bonds authorized: HB 321
 Oil pipeline, local control, less federal interference, petitioned: HJM 18
 Performing arts center, Olympia, Tacoma: *Sub HB 178, CH 244
 Puget Sound regional arts, convention complex: Sub HB 349
 School, facilities, energy efficiency improvements: HB 655
 State parks, renovation, redevelopment, maintenance, operation, provisions: *Sub SB 3453, CH 271
 Thermal power plants, certain, operating agencies, joint: HB 548
 Urban arterial board, funds, regional distribution: *Sub SB 3669, CH 315
 Water supply facilities, referendum 38: *HB 707, CH 170
 Water wells, construction without prior notice to ecology department, prohibited: Sub HB 578
 WWU, college of business and economics building, planning, construction: *SB 3531, CH 11

CONSUMER PROTECTION

- Bedding, furniture industry regulated: HB 309
 Business opportunity fraud act, enacted: *HB 341, CH 155
 Consumer advisory committee, sunset: HB 310
 Donations, as defined, public service companies: Sub HB 444
 Medicare supplemental health insurance act, enacted: *Sub HB 297, CH 153
 Product liability, liability distribution: *SB 3158, CH 27

CONTAINERS

- Beverage, opened by metal tabs, rings, sales prohibited: HB 448

CONTRABAND

Possession, crime, first, second, third degrees, defined, penalties prescribed: HB 706

CONTRACTORS (See also LABOR AND INDUSTRIES, DEPARTMENT OF)

Bonds, district courts, actions authorized: SB 3115

Health care, insurance premium tax increased: HB 280

Highway construction, bid qualifying, financial information: *SB 3580, CH 215

Industrial insurance, contractors: *Sub HB 250, CH 128

Mechanics' liens, notice, copy, registered or certified mail: HB 686

Public works, wages, prevailing, job sites, posting required: *HB 438, CH 46

Registration, valid certificate, surety bond, liability insurance: HB 367

CONTRACTS (See also PERSONAL SERVICE CONTRACTS)

Agencies, state, services, certain, purchase allowed: HB 26

Architects, engineers, public construction projects, competitive selection: HB 176, *Sub HB 176, CH 61

Community colleges, courses, contract basis, costs: SB 3926, *Sub HB 520, CH 246

Financial institution individual account deposit act, enacted: *Sub SB 3154, CH 192

Fire insurance policies, issuance, continuance, anti-arson requirements permitted: SB 3297

Fire protection districts, services, other persons, businesses, agencies: HB 536

Foreclosure sales, contracts, loan payment, interest requirements: *Sub SB 3726, CH 322

Higher education, maintenance, operation contracts: HB 25, HB 255

Indian tribes, local government, municipal regulatory: HB 646

Irrigation districts, works construction projects, federal, state contracts: HB 198, *SB 3358, CH 209

Joint operating agencies, negotiated contracts, nuclear projects: *2nd Sub HB 338, CH 173

Lender credit card agreements: *HB 160, CH 77 PV

Mobile homes, sales, both spouses, participation required: SB 3100

Nurses, health care services, benefit denial prohibited: HB 356, *Sub SB 3415, CH 175

Payments, delinquent, state, local agencies, interest payment required: *2nd Sub HB 157, CH 68

Personal service contracts, physical plant, routine maintenance, operation, security, data entry, key punch services, graphic design, definition exclusion: *SB 4026, CH 263

Public trust act, enacted: HB 211

Public works, electrical distribution and generating systems, certain, first class cities, open competitive bid requirements exemption deleted: Sub HB 185

Real estate, certain, usury defense prohibited: HB 630

Real estate, time-sharing, regulated, conditions specified, penalties prescribed: HB 383

Real estate, transfers: HB 588

Retail installment, charge agreements, assignee, not limited by usury law: *HB 160, CH 77 PV

Retail installment, requirements: HB 513

Retail installment, transactions, as defined, not subject usury law: *HB 137, CH 78 PV

School districts, employees, provisional: HB 278

School districts, maintenance, operation, allowed, financial savings provision: HB 25

School districts, student transportation, five-year contracts authorized: HB 622

SEIB, multiple carriers, contracts allowed: HB 736

Service charge, 12% limit removed: HB 513

Tax title sales contracts, down payment increased: HB 6

CONTRIBUTIONS

Legislators, acceptance during legislative session, prohibited: Sub SB 3844

Political committees, continuing, contributions: HB 164, Sub SB 3249

Public service companies, operating expenses: Sub HB 444

Public trust act, enacted: HB 211

Retirement, public employees, public employer payment option authorized: HB 718

CONTROLLED SUBSTANCES

Alcoholism administrative board, county, designated board: HB 410

CONTROLLED SUBSTANCES—cont.

Conveyances, forfeiture, exclusion, seizure: Sub HB 15

Drug paraphernalia, use, possession, delivery, advertisement prohibited, penalties prescribed:

*HB 42, CH 48

Drug trafficking enforcement unit, created: 2nd Sub HB 603

Firearms, discharge, possession, while under influence liquor, drugs, unlawful: HB 564

Habitual offender, definition: HB 569, *SB 3102, CH 188

Health curriculum, 7th, 8th grades, effects, course requirements: SB 3724

Illegal drug trafficking, interim joint select committee established: *HCR 7

Sales, schools, vicinity of schools, penalty increased: HB 133

School property, persons appearing under influence, removal authority: *HB 52, CH 36

SSI assistance recipients, noncompliance federal alcohol, drug treatment requirements:

*Sub HB 245, CH 8, *Sub SB 4299, CH 6 E1 PV

CONVENTIONS AND CONFERENCES (See also CONSTITUTIONAL CONVENTIONS)

Convention and trade center, council created, members, study: SCR 116

Convention, trade center, state, Seattle location, commission created: Sub HB 739

Multipurpose public facilities, sales, use tax exemption: HB 236

Puget Sound regional arts, convention complex: Sub HB 349

CONVICTS

Convicted persons, statements, prison terms, paroles board, by prosecuting attorney, sentencing judge, required: HB 432

Transfer between state, foreign country, pursuant to treaty, authorized: HB 421, Sub HB 421

COOPERATIVES

Agricultural cooperative associations, members, voting provisions implemented, reorganization procedures: *Sub HB 252, CH 297

Agricultural, OFM audit requirements removed, membership: Sub HB 678

Associations, members, voting provisions implemented: HB 542, Sub SB 3380

CORPORATIONS (See also PROFESSIONAL SERVICE CORPORATIONS)

Antitrust violations, unfair business practice: HB 455

Directors, liability, modified: HB 238

Dissolution, statement of intent, articles, filing fee eliminated: *Sub SB 4095, CH 230

Documents, recording, filing, specified revisions: HB 518, *SB 3784, CH 302

Donations, as defined, public service companies: Sub HB 444

Liquor license holders, stock sales, certain: Sub HB 659, *Sub SB 3206, CH 5 E1

Loans, certain, usury defense prohibited: HB 232

Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300

Securities, nongovernmental industrial, commercial enterprise: *Sub SB 3780, CH 272

Unemployment compensation, corporate officers, coverage: *Sub HB 307, CH 35

Uniform commercial code, uniform law commission, 1972 amendment adopted: *Sub HB 222, CH 41

CORRECTIONS (See also SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)

Bonds, facilities, capital improvements: *Sub SB 4211, CH 234

Budget, supplemental, 1979-81 biennium, DSHS, adopted: *2nd Sub HB 624, CH 71

Clallam county, medium security prison, land acquisition, construction: HB 714

Corrections department created, powers, appropriation: *2nd Sub HB 235, CH 136 PV

Corrections department created, secretary: HB 482

Inmates, leaves of absence, medical care: Sub HB 430

Institutions, work release program purposes, redefined: Sub HB 399

Interstate corrections compacts, participation authorized: HB 435

Juvenile facility, serious offenders, 300 bed establishment, DSHS supervision: HB 134

Juveniles, detention, transfer adult criminal prosecution, circumstances requiring prescribed: HB 217

CORRECTIONS—cont.

- McNeil Island, DSHS operation authorized: Sub HB 399, Sub HB 459, *Sub HB 245, CH 8
- Offenders, nonviolent, as defined, county road projects: HB 547
- Prisoners, transferred outside state, personal security purposes: HB 434, SB 3424
- Prison siting task force, members, report: Sub HCR 20
- Probation, counselors, county program, state aid abolished: *HB 120, CH 60
- Sentencing reform act, enacted, sentencing guidelines commission: *2nd Sub HB 440, CH 137
- Siting standards, governor, adoption required, conditions prescribed: HB 441

COSMETOLOGY (See also BARBERS)

- Regulations revised, practice redefined, hair dressing inclusion: HB 378
- Schools, educational services registration act: Sub HB 158, HB 725, *Sub SB 3315, CH 283

COUNCILS

- Adjutant general, advisory, abolished: HB 55, Sub HB 55
- Aging advisory, state, created, powers, duties: *Sub HB 266, CH 151
- Child abuse and neglect, established: 3rd Sub HB 179
- Citizen action coordinator, planning and community affairs agency appointment: HB 740
- City, members, commissioners, urban arterial board: Sub HB 452
- Columbia River Gorge area bistate protection, establishment: Sub SB 3945
- Convention and trade center, created, members, study: SCR 116
- Councilman, councilmen, chairman, terminology corrected, councilmember, councilmembers, chair: *Sub SB 3514, CH 213
- Energy advisory, governor appointment, members, geographic distribution, qualifications: Sub HB 402, *Sub SB 4085, CH 295 PV
- Environmental, interagency, established, appropriation: HB 429
- Game authority, regional, membership, reimbursement: HB 29
- Natural heritage advisory, established, appropriation: *2nd Sub SB 3105, CH 189
- Pacific Northwest electric power and conservation planning, members appointment: Sub HB 82, *Sub SB 3041, CH 14
- Planning advisory council, abolished: *HB 354, CH 157
- Veterans' programs coordinating, created, members, duties: HB 477

COUNTIES (See also LOCAL GOVERNMENT)

- Alcoholism program, plan submission, financial support: HB 410
- Ambulance services, county transportation authorities: Sub HB 30, *Sub SB 3388, CH 319
- Appearance of fairness doctrine, executive officials, legislative body members: HB 697 V
- Architects, engineers, public construction projects, competitive selection: *Sub HB 176, CH 61
- Assessors, appointive office, conditions prescribed: HB 407
- Bail, persons charged, misdemeanors, gross misdemeanors, assessment: SB 3301
- Birth certificates, death notice notation required: HB 256
- Bonds, general obligation, call for bid notice, publication requirement revised: *SB 3591, CH 313
- Bonds, interest, governing body determination authorized: HB 324, *Sub HB 324, CH 156
- Bonds, jail buildings, application review costs: *Sub HB 388, CH 131
- Bonds, public transportation, motor vehicle excise tax pledge prohibition removed: HB 613
- Bonds, revenue, facilities under construction: SB 3592
- Bonds, revenue, state, municipal corporations, public corporations, certain, issuance: *Sub HJR 7
- Building code, state, stricter performance standards: HB 428
- Cities, towns, consolidation, annexation, population certification authority: *HB 354, CH 157
- Clerk, court, procedures notice, publication requirement: *Sub SB 3456, CH 277
- Codes, filing, certain, one copy requirement: Sub HB 58
- Collective bargaining, uniformed personnel: Sub HB 34

COUNTIES—cont.

- Contracts, state, local agencies, delinquent payments, interest: *2nd Sub HB 157, CH 68
 County mitigation account, created, geothermal energy exploration: HB 466
 Court congestion reduction act, enacted, court facilities, construction: HB 601, Sub SB 3110
 Crime victim compensation fund, funds allocation: SB 3301
 Crime victims programs, convicted persons, assessment imposed: HB 514
 Drug abuse board, appointment required, duties: HB 410
 DWI, uniform minimum penalties: HB 281
 Economic development, public corporations: Sub HB 741
 Elective offices, partisan, vacancies, filling: *SB 3046, CH 180
 Emergency telephone communications, county tax authorized: *Sub HB 484, CH 160
 Energy plants, construction costs, joint operating agency participants: *Sub HB 339, CH 1
 E1
 Energy shortages, local governmental agencies actions, liability immunity: 2nd Sub HB 74,
 *SB 4208, CH 281
 Environmental coordination procedures act: Sub HB 634
 Environmental impact statements, qualified, legal requirements: Sub HB 429
 Fares, public transportation facilities: HB 156, *SB 3098, CH 25, *Sub SB 3388, CH 319
 Fire protection districts, contracts, services: HB 536
 Fires, unincorporated areas, county fire marshal notification, investigation: *SB 3293, CH
 104
 Forest practices, licenses, certain, local government: Sub SB 3725, *HB 372, CH 290
 Fund transfers, expenditure without further appropriation, permitted: *HB 191, CH 39
 Gambling taxes, revised: *Sub SB 3307, CH 139
 Game authorities, regional, authorized, powers, duties: HB 29
 Game lands, county relinquishment, fines: SB 3930
 Geothermal energy development, as defined, mitigation: *Sub HB 466, CH 158
 Heating systems, establishment authorized, sources defined: Sub SB 3033
 Highways, closure, state patrol authority, emergencies: *Sub SB 3232, CH 197
 Highways, limited access, facilities, authority clarified: HB 110, *SB 3065, CH 95
 Hotel, motel, special tax receipts, municipal park facilities: SB 3318
 Impact statements, actions, based on SEPA, bond required: HB 408
 Indian tribes, contracts, municipal regulatory: HB 646
 Jails, local, improvements, construction funds: *SB 3304, CH 276
 Judges, justice courts, fulltime limitation authority deleted: HB 515
 Judiciary education account, created, offenses: Sub HB 431
 Juveniles, community service, industrial insurance, medical aid, liability: *SB 3191, CH 266
 Juveniles, residential crisis centers, required: *Sub SB 3188, CH 298
 Law enforcement, service districts, establishment authorized: HB 394
 Licenses, chiropractors, dental hygienists, optometrists, osteopaths: *Sub SB 3456, CH 277
 Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
 Lost property, police, sheriffs, bailee liability: *Sub HB 314, CH 154
 Manufactured housing advisory task force: Sub SB 3308
 Mental health services act, enacted, DSHS authority: 2nd Sub HB 353
 Mobile home parks, health, sanitation standards: *Sub HB 397, CH 304 PV
 Motor vehicle excise tax, specified moneys, distribution: HB 749
 Motor vehicle fuel excise tax, retail sales, authorized, conditions prescribed: HB 729
 Motor vehicle fund distributions, allocations modified, DOT secretary responsibilities: HB
 595
 Motor vehicles, dealers, sales persons, manufacturers, licensing, regulation: *HB 276, CH
 152
 Multipurpose public facilities, sales, use tax exemptions: HB 236
 Municipal corporations, political subdivisions, official travel, monthly reimbursement:
 *Sub HB 636, CH 56
 Needy persons, city relief programs, county notification required: *SB 3153, CH 191
 Nonhigh districts, high school accounts abolished, funds distribution: SB 3449, *HB 615,
 CH 248

COUNTIES—cont.

- Offenders, nonviolent, as defined, county road projects, work required: HB 547
 Overtime parking, monetary penalty establishment, local authority: *Sub SB 3080, CH 19
 Posttraumatic stress disorder training, community mental health professionals: HB 470
 Probation, special supervisors programs, pro rata payments: *HB 120, CH 60
 Property, intergovernmental, disposition, surplus, certain value, publicity requirements: *SB 3067, CH 96
 Public disclosure, small local governmental unit: Sub HB 40
 Public lands clam management account, established: Sub SB 3442
 Public transportation, AA counties, sales, use tax limitation removed: HB 602
 Public works, plans, specifications, bidder availability required: HB 305
 Real estate excise tax, local, authorized, local improvements purpose: HB 635
 Rent control, state preemption: *Sub HB 264, CH 75
 Road administration board, subject to study, review authority: Sub HB 702
 Road closures, brief, notice posting requirement: HB 594
 Road districts, excess levies authorized: HB 370, *Sub SB 3360, CH 210
 Roads, property tax revenues, restrictions: HB 35
 Roads, public, access to public lands, state forests, county agreements, access road revolving fund: Sub HB 187, *Sub SB 3299, CH 204
 Salaries, senior employees, not members of bargaining review: HB 396
 Sales tax, local, transportation purposes, individual rate schedule removed: HB 423
 Sales, use taxes, payment due date, fiscal year credit, other reporting periods: *Sub HB 208, CH 7 PV
 Services, certain, purchase allowed, financial savings provision: HB 26
 Sewer, water districts, boundaries, powers: Sub SB 3534, *Sub HB 352, CH 45
 Short plats, short subdivision, adjacent highway right-of-way: HB 539
 Snowmobile parks, public lands, use, fees, imposition allowed: HB 331
 Solid waste, resource conservation goals, waste reduction: HB 510
 Subdivisions, plats, final, recording, officers to sell: *Sub HB 320, CH 293
 Subdivisions, site plans, binding, industrial, commercial use, subdivision law exemption, conditions, recording requirement: *Sub HB 323, CH 292
 Telephone services, competitive, excise tax liability: *Sub HB 61, CH 144
 Tort liability, governments, employees, damages: HB 447, HB 684
 Trees, infected, shrubs, nursery stock, public property: *SB 3355, CH 296
 Urban arterial board, bonds, series III, issuance authorized: *Sub SB 3669, CH 315
 Urban growth areas, establishment authorized: HB 393
 Utilities, as defined, retail sales, unincorporated areas: HB 487
 Venue, change, jury selection, another county, permitted: *SB 3298, CH 205
 Veterans' rehabilitation services, federal, state, local veterans' organizations, contracts authorized: Sub HB 477
 Vital statistics, records, access, members, legally organized genealogical societies, authorized: HB 255
 Water supply facilities, referendum 38, DSHS appropriation: *HB 707, CH 170

COUNTY ASSESSORS

- Agricultural land, perennial roots, vines, bushes, other living plant material, open space: Sub SB 3522
 Annexation, exempt property owners, petition signature sufficiency: *HB 664, CH 66
 Annexation, petition responsibilities: HB 38
 Appeals, assessor, revenue department, hearing pursuant: Sub HB 612
 Appointive office, conditions prescribed, two or more counties provision: HB 407
 Disaster areas, real property, reassessment authorized: HB 3, Sub HB 3, *SB 3215, CH 274
 Disaster areas, real property, reduced in value, property tax relief authorized: HB 210
 Equalization board, real property valuation equalization required: HB 640
 Forest land, values, schedules established: *HB 175, CH 148
 Forest land, lesser acreage, current use valuation authorized: HB 1
 Game lands, county relinquishment, fines: SB 3930
 Grange land, contiguous grange hall property, open space land definition inclusion: HB 546

COUNTY ASSESSORS—cont.

- Historic property, review boards, state, local, responsibilities: Sub SB 3025
 Improvements, single family dwellings, exemption: HB 64
 Irrigation districts, assessments, delinquent: *SB 3358, CH 209
 Land, open space, no current use, valuation: Sub HB 242
 Library districts, boundary establishment: *Sub SB 3150, CH 26
 Musical, dance, artistic, dramatic, literary associations, nonprofit, property tax exemption:
 *HB 214, CH 141
 Property, real, revaluation system, limitations: HB 32
 Property, real, valuation, physical inspection, affidavit requirements: Sub HB 62
 Property tax, deferrals, claimant, redefined, retired persons: Sub HB 506, HB 647
 Property tax, deferrals, interest rate, senior citizens, disabled persons: *Sub SB 3726, CH
 322
 Property tax, delinquent, interest rate, penalties: Sub HB 639
 Property tax, exemption, senior citizens, disabled persons, income limit: HB 56, Sub HB 78,
 HB 155, HB 384
 Property tax, forest residues, business operations: HB 65
 Property tax, natural areas, registered, assessment adjustment: *2nd Sub SB 3105 CH 189
 Property tax, payment, early, discount provision: HB 318
 Property tax, payments, excess, as defined, refund claim, civil action procedures: *SB 4034,
 CH 228
 Real estate excise tax, local, authorized, local improvements purpose: HB 635
 Taxing districts, certain, total levy rate limitation: HB 23
 Television improvement districts, boards: *HB 161, CH 52
 106% limit, determination provisions modified: Sub HB 17

COUNTY AUDITORS

- Absentee voter lists, release restrictions, print, broadcast news media use: HB 147
 Ambulance services, county transportation authorities, operations: *Sub SB 3388, CH 319
 Candidates, municipal office, declaration of candidacy filing: HB 439
 Child abuse and neglect fund, established, marriage, dissolution, state registrar: 3rd Sub HB
 179
 County commissioners, board clerk appointment: *Sub SB 4319, CH 240
 Elective offices, partisan, vacancies, filling, charter county provision: *SB 3046, CH 180
 Initiatives, referendums, cities, towns, powers authorized, conditions prescribed: HB 638
 Irrigation districts, election procedures revised: *SB 3356, CH 208 & CH 345
 Presidential preference primary established: HB 60, HB 295
 Subdivisions, site plans, binding, industrial, commercial use: *Sub HB 323, CH 292
 Surveys, public land, official plats, certified copies, recording: HB 641
 Voter registration, late, absentee voting permitted: HB 632

**COUNTY COMMISSIONERS AND COUNCILPERSONS - COUNTY LEGIS-
LATIVE AUTHORITIES**

- Board clerk appointment: *Sub SB 4319, CH 240
 Bonds, general obligation, call for bid notice, publication requirement revised: *SB 3591,
 CH 313
 Bonds, warrants, interest rate determination: *Sub HB 324, CH 156
 Citizen awards, nominations, governor, county authorities, citizen action coordinator respon-
 sibilities: HB 740
 Court congestion reduction act, enacted: Sub SB 3110
 Emergency telephone communications, definitions, county tax authorized: *Sub HB 484,
 CH 160
 Game authority, regional, council, membership, reimbursement: HB 29
 Parks and recreation districts, regular, excess property tax levy: *Sub SB 3360, CH 210
 Pesticides, aerial applications, forest lands: HB 45
 Port districts, reorganization, election provision: HB 97
 Solid waste disposal districts, establishment authorized, tax levy: HB 221
 Utility local improvement districts, creation: *SB 3591, CH 313

COUNTY CORONERS

Death, presumed, accident, natural disaster, certificate, issuance authorized, county determination provision: Sub HB 10, *Sub SB 3006, CH 176

COUNTY PROSECUTING ATTORNEYS

Antitrust violations, unfair business practice act: HB 455
 Child abuse, DSHS, central registry, records availability: *Sub HB 532, CH 164
 Conditional release, persons, mental institutions: HB 381
 Convicted persons, statements, prison terms: HB 432
 Crimes, corruption, public, investigation, prosecution: HB 450
 Crimes, investigation, prosecution, attorney general: *Sub SB 3640, CH 335
 Death, presumed, accident, natural disaster, certificate: Sub HB 10, *Sub SB 3006, CH 176
 Engineers, land surveyors, violations, criminal charges, board referral: HB 442
 Habitual criminal status, redefined: HB 569
 Juveniles, detention, transfer adult criminal prosecution: HB 217
 Juveniles, plea bargaining, guidelines establishment: HB 142
 Liquor sales, minor violations, notification: Sub HB 659, *Sub SB 3206, CH 5 E1
 Moral nuisances, civil actions, allowed: Sub HB 626
 Murder, first degree, aggravated, procedures prescribed: *Sub HB 76, CH 138
 Political advertising, violations, admitted: HB 472
 Rape crisis centers, records, defense attorney availability: *Sub HB 128, CH 145
 Sentencing guidelines commission, established, members: *2nd Sub HB 440, CH 137
 Sexual abuse, children, commencement of prosecution, five year limitation established: HB 682
 Special investigations department, created, director: HB 395

COUNTY SHERIFFS AND PUBLIC SAFETY DIRECTORS

Defendant, civil actions: SB 3715, *Sub HB 601, CH 331
 Exhibits, trial, disposition, sheriffs, police, firearms use: *Sub HB 314, CH 154
 Fee schedule, official duties, revised: HB 708, *Sub SB 3187, CH 194
 Garnishment, service, certified mail: *SB 3183, CH 193
 Highways, closure, state patrol authority, emergencies: *Sub SB 3232, CH 197
 Judgments, property, personal, execution sales: *HB 599, CH 329
 Nonpartisan office, declaration, vacancies, filling procedures, filing declaration: HB 382
 Offenders, nonviolent, as defined, county road projects, work required: HB 547
 Pistols, license fees increased, distribution: Sub HB 598
 Salmon harvesters commission, creation: Sub SB 3204
 Travel trailers, campers, delinquent tax, notice, distraint request: Sub HB 397 PV

COUNTY TREASURERS

ESD's, funds, deposit, special purpose funds, county treasurer: HB 188, SB 3242
 Funds, transfer, electronic, authorization extended, custodians: *SB 3207, CH 101
 Irrigation districts, assessment payments, duties: *SB 3358, CH 209
 Metropolitan park districts, duties transferred to city treasurers: Sub HB 709
 Nonhigh districts, high school accounts, certain, abolished, funds distribution: *HB 615, CH 248, SB 3449
 Property tax, delinquent, foreclosure, title search requirements: HB 6, HB 192
 Property tax, delinquent, owners: Sub HB 639, Sub SB 3726
 Sewer districts, funds investment, interest bearing demand accounts: *Sub SB 3075, CH 24
 Television improvement districts, tax increase, notice, collection revisions: *HB 161, CH 52
 Water districts, funds investment, interest bearing demand accounts: *Sub SB 3075, CH 24
 106% limit, determination provisions modified: Sub HB 17

COURT OF APPEALS

Clerk, procedures notice, publication requirement: *Sub SB 3456, CH 277
 Fees, allowable costs, increased: Sub SB 3110, *Sub HB 601, CH 331
 Judges, election, terms prescribed: HB 533
 Judicial information system, support, additional fees, charges levied: HB 422, HB 590

COURTS

- Adopted persons, natural parent identities, disclosure means authorized: 2nd Sub HB 84
 Attorneys, fees, payment excused, certain circumstances: SB 3114
 Children, guardians, civil actions: HB 689
 Children, joint custody, conditions prescribed: HB 473
 Child safety restraints, motor vehicles, equipment commission standards: Sub HB 288
 Civil actions, defendant: SB 3715, *Sub HB 601, CH 331
 Clerks, procedures notice, publication requirement: *Sub SB 3456, CH 277
 Commissioners, superior courts, additional authorized: HJR 3, *SJR 107
 Confessions, defendants, judgments, superior court, district court, justice of peace court, allowed: HB 673
 Contested cases, final decision, court review prescribed, initiating party burden of proof: HB 698
 Corrections reform act, enacted, corrections department, created, appropriation: *2nd Sub HB 235, CH 136 PV
 Court congestion reduction act, enacted: Sub SB 3110
 Criminal justice training, special assessments increased: 2nd Sub HB 246
 Dependent persons, adult, abuse, report procedures: Sub SB 3582
 Employees, juvenile, municipal, district, collective bargaining: HB 345
 Energy facilities, siting decisions, expedited: *Sub HB 467, CH 64 PV
 Exhibits, trial, disposition, sheriffs, police, firearms use: *Sub HB 314, CH 154
 Extradition and rendition uniform act, enacted: HB 272
 Family conciliation services, family court, persons conducting, professional: HB 541
 Habitual criminal status, redefined: HB 569
 Insanity, reason for felony acquittal, considered dangerous, hospitalization: HB 494
 Judicial information systems, allocations suspension prohibited: HB 590
 Judicial qualifications commission, implementation provisions: *SB 3071, CH 268
 Juveniles, disposition standards, adopted: HCR 10, SCR 105
 Land use regulations, real property value loss, action created: HB 261
 Malicious prosecution, grounds revised: HB 563
 Parentage, civil actions, alleged fathers, guardians, personal representatives: HB 689
 Police, appeals from, sentencing, superior court limitation: SB 3069
 Rape crisis centers, records, defense attorney: *Sub HB 128, CH 145
 Redistricting and reapportionment, provisions, emergency clause: *Sub SB 3655, CH 288 PV
 Residential schools, residents, community placement, conditions prescribed, appeal provisions, annual review: HB 340
 Residential schools, residents, community placement, consent required: HB 628, Sub SB 3043
 Sentencing guidelines commission, established, members: *2nd Sub HB 440, CH 137
 Sexual abuse, children, commencement of prosecution: HB 682
 Statements, certified, in lieu of sworn testimony, permitted: *SB 3079, CH 187
 Traffic infractions, attorneys, public, court appearances not necessary: *Sub SB 3080, CH 19
 Unemployment compensation, overpayment recovery, determination, warrant provisions: *Sub HB 307, CH 35

COURTS OF LIMITED JURISDICTION

- Criminal actions, cost assessment, judicial information system allocation: *HB 590, CH 330
 Judges, annual conference of judges, participation inclusion: *Sub HB 601, CH 331
 Judicial information system, support, additional fees: HB 422

COWEMAN RIVER

- Dredged materials, property owners, disposal rights: *SB 3272, CH 275

COWLITZ COUNTY

- Coal bulk handling facility, need exists, construction urged: *HCR 19
 Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

COWLITZ RIVER

Access rights preservation, DNR, permitted: Sub HB 67
 Accreted land, deposits, DNR impact study, report requirements: Sub SB 3824
 Dredged materials, property owners, disposal rights: *SB 3272, CH 275

CREDIT CARDS (See also FINANCIAL INSTITUTIONS; SALES)

Lender credit card agreements, not subject retail installment sales law: *HB 160, CH 77 PV

CREDIT UNIONS (See also FINANCIAL INSTITUTIONS)

Financial institution individual account deposit act, enacted: *Sub SB 3154, CH 192
 Funds, public, deposit authorized: HB 59
 Interest rate, 1% month charge limit removed: HB 486
 Laws, miscellaneous changes: *HB 143, CH 81
 Satellite facilities, interstate operation authorized: *SB 3042, CH 83
 Savings and loan associations and credit unions examination, local fund: *SB 4348, CH 241
 State, federal parity: HB 63, *SB 3018, CH 90

CRIMES AND CRIMINAL PROCEDURES

Agriculture laws, violations, criminal classification: *SB 3355, CH 296
 Ammunition, possession, while under influence liquor, drugs, unlawful, conditions prescribed:
 HB 564

Animals, cruelty, determination: HB 621
 Antitrust violations, unfair business pract: HB 455
 Arson, classification revised, actions, commencement period: *SB 3295, CH 203
 Arson, investigators, police powers granted: *SB 3293, CH 104
 Auctioneer's licensing act, enacted, auctioneers commission established: HB 436
 Border towns, police protection, state appropriation allocation formula: *2nd Sub HB 257,
 CH 269

Bribes, criminal investigation, illegal: HB 600
 Business opportunity fraud act, enacted: *HB 431, CH 155
 Capital punishment provisions revised: *Sub HB 76, CH 138
 Card games, social, license authority removed, gambling commission: HB 193
 Child abuse, DSHS, central registry, records availability: *Sub HB 532, CH 164
 Children, assault, defined, penalties increased: HB 139
 Children, assault, under 16, seventy-two hour reporting requirement not applicable: HB 151
 Child selling, child bearing for another for consideration, definition inclusion: HB 592
 Communications, private, interception, judicial orders, issuance standards revised: HB 233
 Conditional release, persons, mental institutions, criminal activities: HB 381
 Contraband, possession, crime, first, second, third degrees, defined, penalties prescribed: HB
 706

Controlled substances, conveyances, forfeiture: Sub HB 15
 Controlled substances, minors, penalties changed: HB 140
 Controlled substances, sale, schools, vicinity of schools, penalty increased: HB 133
 Convicted persons, statements, prison terms, paroles board: HB 432
 Convicts, transfer between state, foreign country: Sub HB 421
 Corrections institutions, work release program: Sub HB 399
 Corrections reform act, enacted: *2nd Sub HB 235, CH 136 PV
 Corrupt influence, solicitation, crimes defined: HB 738
 Corruption, public, related offenses, other violations, investigation: HB 450
 Crime victim compensation fund, funds allocation: SB 3301
 Crime victims programs, convicted persons, assessment imposed: HB 514
 Cross burning, class C felony: Sub HB 72
 Dental assisting act, enacted, license requirements: HB 522
 Dental examiners board, members, employees, official acts, immunity: *SB 3129, CH 99
 Domestic timber processing, act, enacted: 2nd Sub HB 218
 Drivers, commercial, operating hours, regulation authority: HB 241
 Drivers' licenses, occupational, regular license revoked under implied consent law: HB 537 V
 Driver's licenses, suspended, law enforcement officers, power of arrest: *SB 3306, CH 106
 Drivers' records, negative file, law enforcement availability: *SB 3052, CH 22

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

CRIMES AND CRIMINAL PROCEDURES—cont.

- Drug paraphernalia, use, possession, delivery, advertisement prohibited, penalties prescribed: *HB 42, CH 48
- Drugs, poisonous, without proper labeling, unlawful: *2nd Sub HB 169, CH 147
- Drunk drivers, suspected, test requirements revised: HB 567
- DWI, uniform minimum penalties: HB 281
- Engineers, land surveyors, violations, board referral to prosecutors: HB 442
- Extradition and rendition uniform act, enacted: HB 272
- Firearms, discharge, possession, while under influence liquor, drugs: HB 564
- Firearms, use, felonies, as specified, mandatory minimum terms required: *Sub SB 4131, CH 258
- Firewood harvesting, transportation, regulated, exemptions, penalties prescribed: HB 643
- Food fish, shellfish, vessels, gear, taking, molesting, unlawful, penalties prescribed: HB 46
- Forcible entry, forcible, unlawful detainer, jurisdiction granted: HB 587
- Forest land, live coals, fire, prohibited, burning permits, violation: HB 223
- Gambling commission, charitable and nonprofit organizations: HB 193
- Habitual criminal status, redefined: HB 569
- Habitual offender, definition, motor vehicle offenses: *SB 3102, CH 188
- Hulk haulers, vehicle repairmen, rebuilders, wreckers, scrap processors: HB 204
- Identicards, cancellation, improper uses violation: *SB 3053, CH 92
- Illegal drug trafficking, interim joint select committee established: *HCR 7
- Inmates, industrial enterprises, workers' compensation fees: HB 560
- Inmates, leaves of absence, medical care, volunteer community service work participation: Sub HB 430
- Insanity, reason for felony acquittal, considered dangerous: HB 494
- Interstate corrections compacts, participation authorized: HB 435
- Intoxication, public places, penalty repealed: Sub HB 659
- Investigation, prosecution, attorney general, county sheriffs, concurrent powers granted: *Sub SB 3640, CH 335
- Joint operating agencies, criminal law applicability: *2nd Sub HB 338, CH 173
- Judicial information system, support, additional charges levied: HB 422
- Juveniles, classification: HB 142
- Juveniles, crimes, accusation, SPI learning/language disabilities testing, programs: HB 712
- Juveniles, detention, transfer adult criminal prosecution: HB 217
- Juveniles, disposition standards, adopted: HCR 10, SCR 105
- Juveniles, offenses, crimes rendering criminal assistance, added: HB 600
- Law enforcement, service districts, county establishment authorized: HB 394
- Legislators, felony conviction, related to elected office, oath: HB 90
- Legislators, felony conviction, salary terminated: HB 332
- Liquor licenses, prior criminal conduct: *Sub SB 3206, CH 5 E1
- Lost property, police, sheriffs, bailee liability: *Sub HB 314, CH 154
- Malicious harassment, race, color, religion: *Sub SB 3342, CH 267
- McNeil Island correctional facilities: Sub HB 399, Sub HB 459
- Moral nuisances, civil actions: Sub HB 626
- Motorcycles, offenses, penalty assessment, deposit, traffic safety account: HB 346, Sub SB 3381
- Motor vehicles, insurance, coverage, required: HB 344
- Motor vehicles, unregistered, operation, gross misdemeanor: *HB 228, CH 309
- Nun-chu-ka sticks, throwing stars, defined, manufacture, sale, possession prohibited, gross misdemeanor: HB 568
- Organized crime intelligence unit, investigative information divulging: Sub SB 3120
- Parking facilities, public, operating authority, impoundment: Sub HB 107, *Sub SB 3064, CH 185
- Pharmaceutical agents, optometry use regulated: *HB 83, CH 58
- Police court, appeals, sentencing, superior court limitation: SB 3069
- Police dogs, harming, felony: HB 289
- Port districts, rewards offering permitted, dollar limit removed: *SB 3362, CH 211

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

CRIMES AND CRIMINAL PROCEDURES—cont.

- Port districts, rewards offering permitted: SB 3362
- Prisoners, transferred outside state, personal security purposes: HB 434, SB 3424
- Prostitution, prostitute under 18, customer 18 or over, class C felony: Sub HB 293
- Public assistance, overpayments, fraudulently obtained, collection procedures established, compliance failure provisions: *Sub HB 525, CH 163
- Public officials, felony conviction, under color of office, mandatory imprisonment, deferral: HB 516
- Rape crisis centers, records, defense attorney availability, conditions prescribed: *Sub HB 128, CH 145
- Rape, marriage dissolution action, filed and living apart, spouse charging spouse, permitted: *SB 3953, CH 123
- Real estate, time-sharing, regulated, conditions specified, penalties prescribed: HB 383
- Security forces, nuclear plants, operating or under construction, authorized, arrest power, traffic rules adoption: *HB 304, CH 301
- Sentencing guidelines commission, established, members: *2nd Sub HB 440, CH 137
- Sexual abuse, children, commencement of prosecution: HB 682
- Special investigations department, created, director: HB 395
- Speeding violations, 55–70 mph, traffic infraction, energy waste: Sub HB 355
- Speed traps, evidence, traffic infractions inclusion: *SB 3303, CH 105
- Statements, certified, in lieu of sworn testimony: *SB 3079, CH 187
- Taxicab companies, UTC regulation authority prescribed: HB 505
- Telephones, telegraph, fraudulent use, gross misdemeanor: *SB 3372, CH 252
- Threats, written, conveyed by mail, on life or bodily harm: HB 745
- Traffic offenses, infraction exclusions, criminal classification: *Sub SB 3080, CH 19
- Trees, cutting, destruction, without authority, penalty, repealed: Sub HB 135
- Trees, destruction, penalty increased: HB 135
- Venue, change, jury selection, another county, permitted: *SB 3298, CH 205
- Watercraft, registration, requirements, exemptions, conditions: HB 437, HB 633
- Witnesses, victims, bill of rights enacted: *Sub HB 128, CH 145

CRIME VICTIMS

- Bill of rights enacted: *Sub HB 128, CH 145
- Children, under 16, assault, seventy-two hour reporting requirement not applicable: HB 151
- Compensation, termination: *Sub SB 4299, CH 6 E1
- Crime victims assistance fund, created, L&I administration: HB 514, SB 3301
- Programs, counties, convicted persons, assessment imposed: HB 514

CRIMINAL JUSTICE TRAINING COMMISSION

- Account, assessments, specified increases: *2nd Sub HB 246, CH 127
- Account, timely transfer, general fund, permitted: *2nd Sub HB 209, CH 4
- Drug trafficking enforcement account, created, loan conditions specified: Sub HB 603
- Indian tribes, certain, members, law enforcement activities, training authorized: SB 3717, *Sub HB 491, CH 134
- Judicial training, programs, standards, transferred from criminal justice training commission, judicial standards training board: SB 4083, *Sub HB 431, CH 132
- Security forces, nuclear plants, operating or under construction: *HB 304, CH 301
- Termination, date established: *HB 433, CH 133

CRISIS INTERVENTION

- Juveniles, residential centers: HB 91, *Sub SB 3188, CH 298
- Rape crisis centers, records, defense attorney availability: *Sub HB 128, CH 145

DAIRIES AND DAIRY PRODUCTS (See also AGRICULTURE AND MARKETING; MILK AND MILK PRODUCTS)

- Farms, milk plants, inspection requirements revised: *Sub HB 252, CH 297
- Rainier school, lands, transfer, WSU, dairy/forage research use: HB 732, *Sub SB 4275, CH 238

DAMAGES

Condominiums, owners association, inspection, repair requirements: HB 553
 Irrigation districts, official duties, payment provision: Sub SB 3363
 Judgments, prejudgment interest permitted: HB 129, Sub SB 3078
 Land use regulations, real property value loss, action created: HB 261
 Motor vehicles, insurance, underinsured coverage: SB 3244, *HB 254, CH 150 PV
 Schools, property, grades, diplomas, withholding, conditions prescribed: Sub HB 462
 Trade secrets act, uniform, enacted: *SB 3109, CH 286

DANCE

Nonprofit arts organizations, as defined, class L liquor license, established, fee imposed: HB 342, *SB 3610, CH 142
 Nonprofit organizations, property tax exemption: *HB 214, CH 141

DATA PROCESSING

DSHS information system, comprehensive, computerized, social: HCR 15
 Information systems management reorganization task force, created: HB 411
 Licensing equipment account, created, motor vehicle license: HB 205
 Personal service contracts, physical plant, routine maintenance: *SB 4026, CH 263
 Telephone services, competitive, excise tax liability: *Sub HB 61, Ch 144

DAY CARE CENTERS AND SERVICES

Private, eligible dependent children, reimbursement provision: HB 197
 Private, family, regulated, registration, fire, health inspection: SB 3007

DEALERS

Art, transactions, artists, dealers, regulated, violations: HB 219, *Sub HB 219, CH 33
 Mobile homes, travel trailers, campers, used: HB 337
 Motor vehicles, warranty violations, unlawful: *HB 276, CH 152
 Pesticide dealer manager, license fees increased: *Sub HB 252, CH 297
 Salmon harvesters commission, creation: Sub SB 3204
 Securities, interest, usury limit exemption: *HB 96, CH 79
 Seed, license fees increased, agriculture department appropriation: *Sub HB 252, CH 297
 Steelhead, game tagging requirements: *Sub HB 116, CH 310

DEATH AND DYING (See also FUNERALS AND FUNERAL DIRECTORS;**HUMAN REMAINS)**

Benefits, funeral, last illness expenses, insurers: *HB 530, CH 333
 Birth certificates, death notice notation required: HB 256
 Human remains, gift, donees, definition expanded: HB 720
 Industrial insurance, self-insurers, benefits, death, total permanent disability: *Sub SB 3602, CH 325
 Pacemakers, artificial parts, donation permitted: *HB 334, CH 44
 Presumed, accident, natural disaster, certificate, issuance authorized: Sub HB 10, *Sub SB 3006, CH 176
 Records, access, members, legally organized genealogical societies, authorized: HB 255

DEBT (See also INTEREST AND USURY)

Bankruptcy, federal, state, duplicate claims prohibited: *Sub HB 184, CH 149
 Cities, counties, interest, fixed rate limitation removed: *Sub HB 324, CH 156
 Foreclosure sales, tax lien, minimum bid requirements: HB 471
 Judgments, property, personal, execution sales: *HB 599, CH 329
 Judgments, property, real, property, personal: HB 389
 Overpayments, DSHS recovery, interest provisions: HB 498
 Public assistance, overpayments, fraudulently obtained, collection procedures established: *Sub HB 525, CH 163
 Public, projects, payment means provided: HJR 11

DEEDS

Irrigation assessment deeds, fee increased: *SB 3358, CH 209

DEEDS OF TRUST

Foreclosure, notice posting, publication: *HB 493, CH 161 PV

DEER

Antlerless, elk seasons, further population decline, legislative finding: *Sub HB 116, CH 310

Game authorities, regional, authorized, powers, duties: HB 29

DENTAL HYGIENISTS

Licensing, records transferred, licensing department: *Sub SB 3456, CH 277

Licensing, renewal, revocation, permitted, prohibited duties: HB 271

DENTISTRY (See also DENTAL HYGIENISTS)

Dental assistants board, established, members, powers, duties: HB 522

Dental examiners board, members, employees: *SB 3129, CH 99

Dental school, UW, students, certain western states, tuition, fees: *SB 3221, CH 20

Public assistance, services exclusion: *Sub HB 245, CH 8, *Sub SB 4299, CH 6 E1 PV

DEPARTMENTS

Corrections, created, appropriation, corrections reform act, enacted: *2nd Sub HB 235, CH 136 PV

Wildlife, name changed from game: HB 50

DEPOSITS (See also CERTIFICATES OF DEPOSITS)

Checks, demand-deposit accounts, new, sequentially-numbered: HB 373

Community college education board, treasurer, requirements: *Sub HB 520, CH 246

Financial institution individual account deposit act, enacted: *Sub SB 3154, CH 192

Financial institutions, as defined, depositors, accounts classification, permitted: SB 3925, *HB 701, CH 82

Funds, public, credit unions, authorized: HB 59

Funds, transfer, electronic, authorization extended, custodians: *SB 3207, CH 101

Savings and loan associations, joint tenants, rights of survivorship, revisions: HB 253

DISABLED PERSONS (See also WORKERS' COMPENSATION - INDUSTRIAL INSURANCE AND SAFETY)

Blind persons, minimum grants, as defined, eligible public assistance recipients, required: HB 583

Chore services, employable public assistance recipients: HB 343

Congregate care services, eligible persons: HB 231

Facilities, DSHS, capital expenditures, appropriation: *Sub SB 3344, CH 207

Family responsibility act, enacted, dependent family members: HB 649

Fares, public transportation facilities: HB 156, *SB 3098, CH 25, *Sub SB 3388, CH 319

Handicapped students, SPI rules adoption authority: HB 668

Industrial insurance, self-insurers, benefits, death, total permanent disability, bond filing permitted: *Sub SB 3602, CH 325

JRS, disability, certain judges, certain statutes modified: Sub SB 3743

Medical assistance programs, institutions, income eligibility adjustment: *HB 604, CH 15

Medicare supplemental health insurance act, enacted: *Sub HB 297, CH 153

Pamphlets, voters, candidates, taped and braille transcripts availability: *Sub SB 3254, CH 243

Parking, eligibility, specified lung diseases: HB 683

Parking, places, marking standardization, parking violation: HB 294

Personal care services program, component, chore service program: HB 671

Property tax, exemption, annual claim requirement, deleted: HB 506

Property tax, exemption, income limit raised: HB 56, HB 155

Property tax, exemption: Sub HB 78, HB 384

Property tax, payment, early, discount provision: HB 318

State patrol, disability leave, conditions prescribed: *HB 620, CH 165

Tax deferrals, interest rate: *Sub SB 3726, CH 322

DISABLED PERSONS—cont.

Veterans, license plates, free, eligibility requirements modified: Sub HB 481, HB 623, Sub SB 3035

Voters, sensory handicaps, assistance: *HB 162, CH 34

Workers' compensation vocational rehabilitation reform act: HB 454

DISCRIMINATION, BOARD AGAINST

Members, appointment, senate advice, consent required: SB 3000, CH 338 PV

DISCRIMINATION (See also HUMAN RIGHTS COMMISSION)

Cities, first class, ordinances against, authority: HB 100

Complaints, administrative law judge, statutes, effective enactment, House Bill 101, 1981 regular session: *Sub SB 3704, CH 259

Cross burning, class C felony: Sub HB 72

Racial hatred, inciting, property destruction, class C felony: HB 72

Student transportation, reimbursement prohibited, handicapped student exclusion: *Sub HB 711, CH 343

DISEASES

Dread disease insurance act, enacted, commissioner responsibilities: HB 404

Early milk, grade A raw milk standards exemption: *Sub SB 3214, CH 321

Health promotion and protection, disease prevention program: HB 475

Occupational, occupations, L&I, statistical information solicitation: HB 377

Vaccines, emergency, other biologics, DSHS repository: HB 414, *SB 4327, CH 284

DISPLACED HOMEMAKERS

Program, extended, postsecondary education council evaluation requirements, agency program description: HB 286

DISSOLUTION OF MARRIAGE

Children, joint custody, conditions prescribed: HB 473

Displaced homemaker program, agency services description: HB 286

Fees, increased, child abuse and neglect fund benefit: 3rd Sub HB 179

Insurance policy proceeds: HB 634, HB 637

Rape, marriage dissolution action, filed and living apart, spouse charging spouse, permitted: *SB 3953, CH 123

DISTRICT COURTS (See also JUSTICE COURTS)

Confessions, defendant, judgment allowed: HB 673

Contractors' bonds, actions authorized: SB 3115

Employees, collective bargaining, inclusion: HB 345

Judges, fulltime limitation authority, counties, deleted: HB 515

Property restoration, writ requirements revised: HB 587

Special purpose, immunity, meetings, on-site sewage disposal, social security: Sub SB 3128

Writ of execution, judgment enforcement: *SB 3183, CH 193

DISTRICTS (See also LOCAL GOVERNMENT; type of district)

Cemetery, commissioners, public disclosure exemption: SB 3562

Community college, new, encompassing Edmonds community college, authorized: *Sub HB 335, CH 72 PV

Conservation, supervisors' terms lengthened, uniform election law applicability: HB 69

Drainage, maintenance, expansion provisions: HB 605

Hospital, budget actions, time limits revised: HB 28, Sub HB 28

Hospital, territory, withdrawal procedure: HB 710

Irrigation, agreements, two or more districts, authorized: *HB 181, CH 62

Irrigation, checks, treasurer, funds revisions: HB 180, Sub HB 247

Irrigation, damages, official duties, defense, judgments, payment provision: Sub SB 3363

Irrigation, elections, procedures revised: *SB 3356, CH 208 & CH 345

Irrigation, works construction projects: HB 198, *SB 3358, CH 209

Law enforcement service, county establishment authorized: HB 394

DISTRICTS—cont.

- Local improvement, counties, water, sewer, drainage, permitted, bond issuance authority: *SB 3591, CH 313
- Local improvement, electrified public streetcar lines: *SB 3213, CH 17
- Local improvement, street lighting, power costs: HB 248
- Parks and recreation, regular, property tax levy rate authority: *Sub SB 3360, CH 210
- Port, heating systems, establishment authorized: Sub SB 3033
- Port, police officers, appointment permitted, districts designated: *Sub SB 3118, CH 97
- Port, property, certain, sales, conveyance, authority modified: *SB 3143, CH 262
- Port, rail lines, operation, inside, outside district, permitted: Sub SB 3961, *HB 551, CH 47
- Port, rewards, offering permitted, dollar limit removed: *SB 3362, CH 211
- Port, three-member commissions, certain, membership expansion requirement: HB 57
- Road, excess levies authorized: HB 370, *Sub SB 3360, CH 210
- School, public disclosure, small local governmental units: Sub HB 40
- Sewer, water, boundaries, powers revisions, mergers: Sub SB 3534, *Sub HB 352, CH 45
- Sewer, water, commissioners, vacancies: *HB 692, CH 169
- Solid waste disposal, establishment authorized, tax levy: HB 221
- Special purpose, immunity, meetings, on-site sewage disposal: *Sub SB 3128, CH 190
- Taxing, certain, total levy rate limitation: HB 23
- 106% limit, determination provisions modified: HB 17, Sub HB 17

DIVIDENDS

- Credit unions, revisions: *HB 143, CH 81

DIVISIONS

- Archives and records management, account created, state: *Sub SB 3584, CH 115
- Information systems management reorganization task force, created: HB 411
- Workers' compensation vocational rehabilitation reform act, enacted, prescribed: HB 454

DMSO - DIMETHYL SULFOXIDE

- Sales, use, manufacture, legend drug, authorized, physician prescription immunity: *Sub HB 88, CH 50

DOGS (See also ANIMALS)

- Fighting exhibitions, spectators, guilty, misdemeanor: HB 621
- Police, harming, felony, officers using police dogs: HB 289
- Taking without lawful authority, conditions prescribed, first degree theft: HB 621

DOUGLAS COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

DRUGS - PRESCRIPTION (See also CONTROLLED SUBSTANCES)

- DMSO, legend drug, sales, use, manufacture, authorized: *Sub HB 88, CH 50
- Family planning clinics, DSHS contracts: *Sub SB 3857, CH 120
- Hypodermic syringe, needle, devices, drug injection use, legal use requirement: *2nd Sub HB 169, CH 147
- Liquor, inspections, refusal, criminal penalty established: Sub HB 659
- Medical assistance, DSHS reimbursement plan establishment: HB 315
- Midwifery advisory committee, created, duties, licensing requirements: *Sub HB 316, CH 53
- Poisonous, prepackaged, sale without proper labeling, unlawful: *2nd Sub HB 169, CH 147
- Schools, common, private, oral medication, students: Sub HB 189, Sub SB 3541
- Third-party prescription programs, pharmacy notification, enrollment conditions, program requirements: HB 460

EASTERN WASHINGTON HISTORICAL SOCIETY

- Centennial commission, established, membership, responsibilities, termination date, appropriation: Sub SB 3031

EASTERN WASHINGTON UNIVERSITY (See also REGIONAL UNIVERSITIES)

PERS, service recovery eligibility, certain, classified employees: Sub HB 138 PV

ECOLOGY, DEPARTMENT OF

Cities, incorporation proceedings, certain, SEPA exemption: SB 3446

Cloud seeding, emergency, program establishment: *Sub SB 4087, CH 278

Containers, beverage, opened by metal tabs, rings, sales prohibited: HB 448

Environmental coordination procedures act, permit processes: Sub HB 634

Environmental council, interagency, established, appropriation: HB 429

Environmental policy commission, established, membership, duties: *Sub SB 4190, CH 289

Ground water protection and inspection fund, created: Sub HB 578

Impact statements, agencies, prepared under DOE rules: HB 408

Interagency committee for outdoor recreation, membership deleted, sunset termination date extended: *SB 3343, CH 206

Interagency committee for outdoor recreation, membership deleted, sunset provisions repealed: HB 127

Moos, Donald W, director: GA 371

Oversight committee, joint regulatory, established: HCR 16

Pollution control, bubble concept, defined: *Sub SB 3867, CH 224

Reclamation, projects, studies, surveys, water rights determination, bond proceeds, reclamation revolving account use authorized: *Sub SB 3630, CH 216

Registered sanitarians board: HB 267, Sub HB 311

Solid waste, resource conservation goals, waste reduction: HB 510

Water resources supervisor, responsibilities, water rights determination: Sub HB 449

Water rights, prior appropriators, interference: HB 48

Water rights, reversion, minimum flow, level requirements repealed: *HB 99, CH 291

Water wells, domestic, defined: Sub HB 578

Yakima River, water rights determination proceedings, appropriation: *Sub SB 3630, CH 216

ECONOMIC ASSISTANCE AND DEVELOPMENT

Economic assistance act, loans, approval cut-off date: *Sub HB 581, CH 76

Economic assistance act, obligations, rights: HB 582

ECONOMIC IMPACT

President's economic recovery plan, congressional support, petitioned: HJM 17

Regulatory fairness act, enacted, economic impact, as defined, rules, requirements: HB 385

EDMONDS COMMUNITY COLLEGE

District, new, authorized: *Sub HB 335, CH 72 PV

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

Puget Sound regional arts, convention complex, Lynnwood, bond issuance requirements: Sub HB 349

EDUCATIONAL SERVICE DISTRICTS

Certificated personnel, including superintendents, school districts, ESD's, complaints, appropriate, SPI revocation authorized: Sub HB 617

Direct student service programs, establishment authorized: HB 401, SB 3351

Industrial insurance, self-insurers, authorized: HB 348

Nonhigh districts, high school accounts, certain, abolished, funds distribution: SB 3449, *HB 615, CH 248

School districts, certain, accounts, records, inspection requirement removed: HB 188, SB 3242

Schools, private, depository and distribution center use, mandatory provision: HB 426

Schools, private, depository and distribution center use requests, consideration required, fees, surety bond provision: *SB 3752, CH 308

Superintendent, joint district, voter authority removed: HB 188, HB 670, SB 3242

Supplies, equipment, services, private, public schools, joint purchasing authorized: HB 426, *SB 3752, CH 308

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

EDUCATIONAL SERVICE DISTRICTS—cont.

Surplus property, school districts, disposition requirements prescribed: *HB 427, CH 306

EDUCATIONAL SERVICES REGISTRATION ACT

Barber schools, catalog, release, license requirements: HB 725, *Sub SB 3315, CH 283

Barber schools, catalog, surety bond requirements, registration exemption: Sub HB 158

Cosmetology schools, catalog, surety bond, license requirements: HB 725, *Sub SB 3315, CH 283

Registration requirements, suspension, modification, director authority: Sub HB 158, *Sub SB 3315, CH 283

EDUCATION BOARD, STATE

Educational clinics, abolished: HB 562

Elections, private school representative, vote counting procedure: *HB 186, CH 38

Physical education, instruction, course preparation: HB 675, SB 3240

School activities, voluntary nonprofit entities, student eligibility: HB 173

EDUCATION (See also HIGHER EDUCATION; SCHOOLS AND SCHOOL DISTRICTS)

Attendance incentive program, employees, computation date changed: HB 528

Attendance incentive program, school employees, repealed: HB 754

Balanced treatment for creation—science and evolution—science act, enacted: HB 234

Barber, cosmetology schools, educational services registration act: Sub HB 158, HB 725, *Sub SB 3315, CH 283

Certificated personnel, certificates, registration refusal, revocation: Sub HB 617, SB 3336

Children, teaching, parental responsibility: HB 403

Classroom contact hours, not subject to collective bargaining: HB 168

Contracts, maintenance, operation allowed, financial savings provisions: HB 25

Department, U.S., abolishment, petitioned: HJM 2

Direct student service programs, ESD establishment authorized: HB 401, SB 3351

Drugs, alcohol, effects, 7th, 8th grade health courses, curriculum requirement: SB 3724

Educational clinics, abolished: HB 562

Educational clinics, alternative schools, school districts: HB 379

Educational services registration act: Sub HB 158, *Sub SB 3315, CH 283

Employees, provisional, certain, nonrenewal provision: HB 278

English proficiency, special instruction, bilingual instruction act: Sub HB 243

Fact-finding procedures, educational employment relations act: HB 479

Flag exercises, classrooms, beginning of school day, mandated: *Sub HB 285, CH 130

Juveniles, crimes, accusation, SPI learning/language disabilities testing: HB 712

Kindergartens, basic education implementation: HB 669

Levies, excess, authority phaseout schedule: HB 584

Levies, excess, limitation, exceeding, phaseout: *Sub HB 667, CH 168

Levies, maximum state levy rate, reduced: HB 312

Military institutions, educational courses, programs: HB 704

Nursing homes, administrators, practical experience substitution for education, permitted: Sub HB 225

Paperwork reduction program, SPI, schools, mandated: Sub HB 153

Physical education, instruction, course preparation: HB 675, SB 3240

Private nonvocational schools, VEC, administrative responsibility: 2nd Sub HB 158, *Sub SB 3315, CH 283

Private schools, exempt category: Sub HB 196

Productivity in education task force, created, members: HCR 12

Program hour offerings, time percentage limits removed: HB 167

School districts, apportionment schedule, general fund moneys, adjusted: *Sub SB 3989, CH 282

School districts, unforeseen events occurrence, reimbursement provision implementation: HB 676, *SB 3334, CH 285

School transfers, new evidence, SPI, designee, appeal hearing: HB 618

Special, recreation division repealed: HB 674, *SB 3239, CH 103

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Governorial Appointment

EDUCATION—cont.

Work skills, energy, resource conservation requirements, basic education, inclusion: HB 220

ELECTIONS (See also VOTERS AND VOTING)

Ambulance services, county transportation authorities: *Sub SB 3388, CH 319

Annexation, termination permitted, provisions: *Sub HB 374, CH 332

Appropriations, interim, joint legislative committee: HJR 12

Bonds, revenue, state, municipal corporations, public corporations, certain, issuance: *Sub HJR 7

Budget, federal, balanced, via constitutional amendment or constitutional convention call: SJM 105

Candidates, incumbency, inaccurate statements, prohibited: HB 545

Candidates pamphlet, taped, braille, transcripts availability: *Sub SB 3254, CH 243

County sheriffs, nonpartisan office, declaration, vacancies, filling procedures: HB 382

Elective offices, partisan, vacancies, filling, charter county provision: *SB 3046, CH 180

Food, sales use tax exemption repealed: HB 685

Indebtedness, public projects, payment means provided: HJR 11

Initiative reform act, enacted, attorney general, secretary of state responsibilities: HB 299

Initiatives, referendum measures, amended legislatively, not subject to referendum: Sub SJR 133

Initiatives, referendums, cities, towns, powers authorized, conditions prescribed: HB 638

Initiatives, referendums, clarifications prescribed: Sub SB 3895

Initiatives, referendums, petition requirements updated: Sub HB 663

Initiatives, referendums, petitions, normal size paper, use allowed: Sub SB 3645

Irrigation districts, contracts, entrance, proportional payments, property owners: HB 198, *SB 3358, CH 209

Irrigation districts, procedures revised: *SB 3356, CH 208 & CH 345

Judges, court of appeals, election, terms prescribed: HB 533

Judges, retired, superior courts, pro tem appointments authorized: Sub HJR 10

Levy growth limitations, residential, nonresidential property classes authorized: HJR 9

Local governmental units, as defined, public disclosure exemption: Sub HB 40

Municipal, candidates, city, town clerk, declaration of candidacy filing: HB 439

Parks and recreation districts, regular, excess property tax levy rate authority: *Sub SB 3360, CH 210

Port districts, large, certain, membership expansion: HB 57

Port districts, reorganization, county election provision: HB 97

Presidential preference primary established: HB 60, HB 295

Property, real, all, current use assessment, permitted: HJR 5

Property tax relief, residential, homeowners, renters: HJR 1

Redistricting and reapportionment, provisions, emergency clause: *Sub SB 3655, CH 288 PV

Renters, retired, rent relief permitted: HJR 8

Returns, reporting regulation petitioned: HJM 3

Sales, use tax, cities, counties, additional allowed, citizen initiative process provision: HB 749

School directors, running at large: Sub HB 279

Schools, excess levy authority, phaseout schedule: HB 584

Schools, excess levy limitation, exceeding, phaseout: *Sub HB 667, CH 168

Schools, maximum state levy rate, reduced: HB 312

Superior courts, additional court commissioners authorized: HJR 3, *SJR 107

Tax revenues, state, growth restriction: HJR 4

Unicameral legislature, establishment: HJR 2

Voters pamphlet, taped, braille, transcripts availability: *Sub SB 3254, CH 243

Voters, registration, late, absentee voting permitted: HB 632

Voters, registration, procedures, identification, proof of citizenship: HB 195

Voters, sensory handicaps, assistance, permitted: *HB 163, CH 34

Voting devices, use, secretary of state responsibilities: HB 572

Voting periods, simultaneous, nationwide, petitioned: HJM 11

Wheat commission, duplicate statutes repealed: Sub HB 333

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

ELECTRICIANS AND ELECTRICAL INSTALLATION (See also LABOR AND INDUSTRIES, DEPARTMENT OF)

Electrical devices, medical treatment, diagnosis, electrical installation requirements: SB 3194, *HB 681, CH 57 PV

Industrial insurance, contractors: *Sub HB 250, CH 128

Water heaters, thermostats, specified temperature setting, conditions prescribed: HB 559

ELECTRICITY AND ELECTRICAL POWER

Cloud seeding, emergency, program establishment by DOE rule: *Sub SB 4087, CH 278

Cogeneration facilities, tax credit increased: SB 3394

Donations, as defined, public service companies, considered operating expenses: Sub HB 444

Electrical distribution and generating systems, first class cities, open competitive bid requirements exemption deleted: Sub HB 185

Electrical inspection fees, cities, towns, limitation: HB 171 V

Electric cars, sales, use, motor vehicle excise taxes exemption: HB 21

Energy plants, construction costs, joint operating agency participants: *Sub HB 339, CH 1E

Facilities, certified, rights of way, public property, use: HB 653

Facilities, siting decisions, expedited: *Sub HB 467, CH 64 PV

Gardening, under city-owned electrical transmission lines, leases permitted: *SB 3140, CH 100

Joint operating agencies, boards, executive committees, nonvoting legislative observers, authorized: HB 509

Joint operating agencies, criminal law applicability: *2nd Sub HB 338, CH 173

Joint operating agencies, nuclear facilities completion, construction budget filing: HB 325, HB 445

Joint operating agencies, obligations, rate impacts, hearings: HB 575

Joint operating agencies, obligations, short-term, provisions modified: HB 644

Joint operating agencies, projects, sale, agent for participants: Sub SB 4315

Joint operating agencies, thermal power plant, certain, construction: HB 548

Joint operating agencies, thermal power plant construction, executive board, termination: *Sub SB 3797, CH 3 E1

Lighting, thermal standards, energy efficient: HB 608, SB 3310

Local improvement districts, street lighting, power costs: HB 248

Nuclear plants, completion, feasibility study, independent: HB 550, *Sub SB 3972, CH 4 E1

Pacific Northwest electric power and conservation planning council, members appointment: Sub HB 82, *Sub SB 3041, CH 14

Security forces, nuclear plants, operating or under construction: *HB 304, CH 301

Shortages, producers, certain, allowed restrictions, conditions, charge systems: HB 672

Thermal electric generating plants, certain, privilege tax imposed, property tax exemption: HB 327

Thermal power plants, applications, cogeneration or heat utilization certification required: HB 89

Utility services, counties, unincorporated areas, retail sales, excise tax authorized: HB 487

WPPSS, nuclear power plant construction, temporary pause assessment requested: *HCR 11

ELK

Antlerless deer, elk seasons, may contribute to further population decline, legislative finding: *Sub HB 116, CH 310

Game authorities, regional, authorized, powers, duties, establishment, membership, reimbursement: HB 29

Roosevelt, official state animal designation: HB 4

EMERGENCIES

Ambulance services, county transportation authorities, operations authorized: Sub HB 30, *Sub SB 3388, CH 319

Building wardens, emergencies, assigned duties, liability: *Sub SB 3309, CH 320

Energy supply emergencies, alerts, governor's powers: 2nd Sub HB 74, *SB 4208, CH 281

Ferry system, emergency operation, governor, powers granted: *HB 677, CH 341

Highways, closure, state patrol authority: *Sub SB 3232, CH 197

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

EMERGENCIES—cont.

Open meetings, meeting sites, alternative: Sub HB 213

Telephone access line, emergency services communications system: *Sub HB 484, CH 160

EMERGENCY MEDICAL SERVICES COMMITTEE

Cox, Lee R, member: GA 305, GA 466

Eisenberg, Mickey S, member: GA 306, GA 440

Ericksen, Anna Mae, member: GA 307, GA 441

Gubernatorial appointments, not subject to senate advice, consent: *SB 3000, CH 338 PV

EMERGENCY SERVICES, DEPARTMENT OF

Fowler, Hugh, director: GA 372

EMINENT DOMAIN

Ambulance services, county transportation authorities, operations authorized: Sub HB 30,

*Sub SB 3388, CH 319

EMPLOYEES (See also PUBLIC EMPLOYEES)

Industrial insurance, contractors, sole proprietors: *Sub HB 250, CH 128

Industrial insurance, self-insurers, benefits, deaths, total permanent disability: *Sub SB 3602, CH 325

Industrial insurance, self-insurers, claims, medical treatment: *Sub SB 3542, CH 326

Overtime, mandatory, hours, restrictions: HB 296

EMPLOYERS

Industrial insurance, contractors, sole proprietors, contracting with registered and licensed electrical subcontractors, liability exclusion: *Sub HB 250, CH 128

Industrial insurance, self-insurers, claims, medical treatment: *Sub SB 3542, CH 326

Operations, reduction, written notice: HB 398

Overtime, mandatory, hours, restrictions: HB 296

Public assistance, job openings, listing with employment security: HB 391

Public assistance, overpayments, fraudulently obtained, collection procedures: *Sub HB 525, CH 163

Retirement, contributions, employee, payment option, conditions prescribed: HB 718

Veterans, employment, employer awareness seminars: *HB 468, CH 159

EMPLOYMENT SECURITY, DEPARTMENT OF

Brooks, Norward J, commissioner: GA 373

Displaced homemaker program, agency services description: HB 286

Liquor stores, state, abolished, job placement services: HB 715

Prison siting task force, immediate appointment requested: Sub HCR 20

Public assistance, employers, certain, job openings: HB 391

Records, personnel department, higher education personnel board, salary studies access: *SB 3015, CH 177

Social security, reports, payments, cities, towns, counties, delinquency penalties: *SB 3641, CH 119

Unemployment compensation, benefits, prorated deduction: HB 79, HB 298, *Sub HB 307, CH 35

Unemployment compensation, disqualification, labor dispute: HB 660

Unemployment compensation, voluntary quit, disqualification: HB 165

Unemployment compensation, work suitability: HB 307

Veterans, employment, employer awareness seminars appropriation: *HB 468, CH 159

Youth service corps, funds, federal funds matching, authorized: SB 3389

EMPLOYMENT (See also UNEMPLOYMENT COMPENSATION)

Economic development, municipalities, public corporations: Sub HB 741

Explosives, sales, gift, disposal, delivery, persons under eighteen, unlawful: HB 22

Ferry system employees, civil service system members: Sub HB 216, *SB 3359, CH 344

Flexible time, public employees, authorized: HB 124

Industrial insurance, contractors, sole proprietors, contracting electrical subcontractors: *Sub HB 250, CH 128

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

EMPLOYMENT—cont.

- Job candidates, special purpose districts, recruitment authorized: *Sub SB 3128, CH 190
- Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
- National civilian conservation corps, establishment petitioned: HJM 12
- Operations, reduction, written notice, employees, community, state, L&I impact statement: HB 398
- Overtime, mandatory, hours, restrictions: HB 296
- Public assistance, employers, certain, job openings: HB 391
- Public assistance, employment, training services, DSHS: *Sub SB 4299, CH 6 E1 PV
- School districts, employees, provisional, nonrenewal provision: HB 278
- Unemployable persons, DSHS definition: HB 415
- Veterans, employer awareness seminars: *HB 468, CH 159
- Welfare recipients, community service projects authorized: HB 73
- Workers' compensation vocational rehabilitation reform act: HB 454

ENERGY CONSERVATION AND ENERGY RENEWABLE RESOURCES

- Agricultural study committee, joint, created, duties: HCR 5
- Buildings, publicly owned, leased, design, renewable energy systems consideration: SB 3156
- Buildings, state energy audit, elements redefined, requirements revised: Sub HB 658
- Cities, towns, projects, revenue bonds authorized: *SB 3157, CH 273
- Coal bulk handling facility, need exists, construction urged: *HCR 19
- Cogeneration facilities, tax credit increased: SB 3394
- Earth-sheltered construction, joint select committee establishment: HCR 25
- Economic development, municipalities, public corporations: Sub HB 741
- Electric cars, sales, use, motor vehicle excise taxes exemption: HB 21
- Energy advisory committee, appointment, termination provisions: HB 406
- Energy fair '83, bonds authorized: Sub HB 489
- Energy fair '83, commission created, appropriation: HB 488
- Energy fair '83, commission, demonstrations, exhibitions: HB 446
- Energy fair '83, exhibit, OFM appropriation: *Sub HB 490, CH 69
- Energy supply emergencies, alerts: 2nd Sub HB 74, *SB 4208, CH 281
- Goods, services, businesses providing, ad valorem taxation exemption, expiration date: HB 71
- Information, private, public energy suppliers: HB 402
- Irrigation districts, certain, residential structures, materials, equipment: *SB 3356, CH 345
- Lighting, thermal standards, energy efficient: HB 608, SB 3310
- Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
- Materials, as specified, residential use, sales, use tax exemption: HB 390
- Oil pipeline, local control, less federal interference, congressional support petitioned: HJM 18
- Pacific northwest electric power and conservation planning council: Sub HB 82, *Sub SB 3041, CH 14
- Public assistance, standards, energy allowance inclusion: *Sub SB 4299, CH 6 E1 PV
- Schools, energy, resource conservation work skills, basic education requirements, inclusion: HB 220
- Schools, facilities, energy efficiency improvements projects: HB 655
- Shortages, electricity, producers, certain, allowed restrictions: HB 672
- Solid waste, resource conservation goals, waste reduction: HB 510
- Speeding violations, 55-70 mph, traffic infraction, energy waste: Sub HB 355
- Speed limit, maximum, national, state authority: HB 576
- Thermal power plants, cogeneration or heat utilization: HB 89
- Water heaters, thermostats, specified temperature setting: HB 559

ENERGY FACILITIES AND ENERGY FACILITY SITE EVALUATION COUNCIL

- Decisions, expedited, by certification of Thurston county superior court to supreme court: *Sub HB 467, CH 64
- Lewis, Nicholas D, chairman: GA 412

ENERGY FACILITIES AND ENERGY FACILITY SITE EVALUATION COUNCIL—cont.

Rights of way, certified facilities, public property: HB 653

ENERGY FAIR '83

Bonds authorized, proceeds administration: Sub HB 489

Commission, created, appropriation: HB 488

Commission, demonstrations, exhibitions, balanced, practical presentation requirement: HB 466

Commission, members, serve at pleasure of appointing authority: HB 446

Exhibit, OFM appropriation, distribution: *Sub HB 490, CH 69

ENERGY OFFICE, STATE

Advisory council, governor appointment, members, geographic distribution, qualifications:

Sub HB 402, *Sub SB 4085, CH 295 PV

Energy fair '83, exhibit, OFM appropriation, distribution: *Sub HB 490, CH 69

Energy supply emergencies, alerts, governor's programs, annual review: 2nd Sub HB 74, *SB 4208, CH 281

Environmental impact statements, qualified, legal requirements: Sub HB 429

Federal grants, certain, expenditures, LBC prior approval requirement removed: HB 406

Geothermal energy development, federal funds distribution: *Sub HB 466, CH 158

Materials, as specified, residential use, sales, use tax exemption: HB 390

Sheets, Edward W, director: GA 385

ENGINEERS AND ENGINEERING

Professional engineers, land surveyors registration board: HB 442

Public construction projects, competitive selection: HB 176, *Sub HB 176, CH 61

ENVIRONMENTAL IMPACT STATEMENTS

Agencies, prepared under DOE rules, considered adequate, not subject to administrative or judicial review: HB 408

Cities, incorporation proceedings, certain, SEPA exemption: SB 3446

Forest practices, licenses, certain, local government: Sub SB 3725, *HB 372, CH 290

Limited residential developments, as defined, exemption conditions: Sub HB 429

Snowmobile facilities, public lands, public agencies: HB 331

ENVIRONMENT (See also ECOLOGY, DEPARTMENT OF; POLLUTION CONTROL; WASTE DISPOSAL)

Cities, incorporation proceedings, certain: SB 3446

Containers, beverage, opened by metal tabs, rings, sales prohibited: HB 448

Environmental coordination procedures act, permit processes: Sub HB 634

Environmental policy commission, established: *Sub SB 4190, CH 289

Forest practices, licenses, certain, local government: Sub SB 3725, *HB 372, CH 290

Radiation control agency, hazards program development: HB 499, HB 538

Trees, cutting, destruction, without authority, penalty, repealed: Sub HB 135

EQUIPMENT COMMISSION AND EQUIPMENT

Child safety restraints, standards adoption: Sub HB 288

Emergency vehicles: HB 102

Medical, electrical installation provisions: SB 3194

Mobile, as defined, identification number: HB 730

School districts, surplus property, disposition requirements: *HB 427, CH 306

Schools, public, private, supplies, equipment, services: HB 426, *SB 3752, CH 308

ESCROW AGENTS

Financial institutions, specified, financial responsibility proof requirements exemption: Sub HB 555

Land, subdivided, marketing, preliminary plat approved: Sub HB 591

EVERETT

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

EVERETT COMMUNITY COLLEGE

District, Edmonds community college, new district, authorized: *Sub HB 335, CH 72 PV
Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

EXAMINATIONS

Drunk drivers, suspected, test refusal, used against: HB 573
Drunk drivers, suspected, test requirements revised: HB 567
Eye, optometrists, conditions requiring medical doctor referral, prescribed: HB 237
Galactosemia, newborn infants, screening test requirement, DSHS duties: HB 642
Health care service contractors, maintenance organizations, insurance commissioner, records examination: HB 251
Insurance commissioner, examiners' expenses, OFM schedule establishment: SB 3181, *Sub HB 144, CH 339 PV
Insurance, examining bureaus, licensed, organization, operation permitted: HB 230
Insurance, independent testing services, examinations: *SB 3383, CH 111
Juveniles, crimes, accusation, SPI learning/language disabilities: HB 712
State patrol, promotion examination, frequency increased: HB 614
Title insurance agents, separate licensing examination: *SB 3834, CH 223

EXHIBITS

Court, disposition, sheriffs, police, revisions, firearms provisions: HB 314
Energy fair '83, exhibit, OFM appropriation: *Sub HB 490, CH 69
Trial, disposition, sheriffs, police, firearms use, disposition, annual report: *Sub HB 314, CH 154

EXPLOSIVES

Sales, gift, disposal, delivery, persons under eighteen, unlawful, use provision: HB 22

EXPORTS

Domestic timber processing act, enacted, definitions: 2nd Sub HB 218
Foreign trade policy declared, domestic, international commerce development encouragement: *HCR 4
Trade agreements, far east nations, appropriate negotiations: HJM 14

EYES AND EYEGASSES

Examinations, optometrists, conditions requiring medical doctor referral, prescribed: HB 237
Pharmaceutical agents, optometry use regulated: *HB 83, CH 58

FAIRS AND EXPOSITIONS

Energy fair '83, bonds authorized: Sub HB 489
Energy fair '83, commission created, appropriation: HB 488
Energy fair '83, commission, demonstrations, exhibitions: HB 446
Energy fair '83, exhibit, OFM appropriation, distribution: *Sub HB 490, CH 69
Japanese-Americans, internment, commemoration, state historical society: HB 483

FAMILIES (See also CHILDREN; FAMILY COURT)

Child abuse and neglect council, established, members: 3rd Sub HB 179
Clinics, DSHS contracts, commercially prepackaged oral contraceptives, dispensing permitted: *Sub SB 3857, CH 120
Families with children, extended emergency assistance program, eligibility requirements: HB 245, *Sub SB 4299, CH 6 E1 PV
Family conciliation services, persons conducting, professional qualifications requirement: HB 541
Family responsibility act, enacted, dependent family members: HB 649
Medicaid, eligibility: HB 721
Real estate excise tax, partnership property transfer exemption: *SB 3055, CH 93
Wine, family, as defined, organized wine tastings: *SB 3722, CH 255

FARES

Public transportation facilities, users, distinguishable classes, adjustments permitted: HB 156, *SB 3098, CH 25, *Sub SB 3388, CH 319

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

FARMERS AND FARMING (See also **AGRICULTURE AND MARKETING; LIVESTOCK; PESTICIDES**)

B&O tax, beans, dry, lentils, triticale, established: *SB 3023, CH 178

Cooperative associations, members, voting provisions implemented, reorganization procedures: *Sub HB 252, CH 297

Future farmers of America week, February 21-28, 1981, designation petitioned: HJM 8

Products, standards, requirements: *Sub HB 252, CH 297

Real estate excise tax, affidavit, sales, property, information prescribed: Sub HB 16

Water rights, revision, minimum flow, level requirements repealed: *HB 99, CH 291

FEDERAL GOVERNMENT (See also **MEMORIALS**)

Columbia River Gorge area bi-state protection council, establishment authorized: Sub SB 3945

Industrial revenue bonds, tax-free, restriction or elimination, requested: Sub HJM 9

Medicaid, eligibility, federal aid medical care only program: HB 721

Mortgage bankers, banking, use in name, permitted: *SB 3785, CH 88

Mount St. Helens, eruption, commemorative stamp issuance petitioned: HJM 15

Mount St. Helens, victims, aid, federal funds reallocation petitioned: *Sub HJM 4

National academy of peace and conflict resolution, establishment requested: HCR 24

National civilian conservation corps, establishment petitioned: HJM 12

Oil pipeline, local control, less federal interference, congressional support petitioned: HJM 18

Pesticides regulations, federal, review petitioned: *Sub SJM 106

Port districts, police officers, appointment permitted: *Sub SB 3118, CH 97

President's economic recovery plan, congressional support, petitioned: HJM 17

Timber harvesters, timber from public lands, excise tax imposed: HB 746

Unanticipated receipts, federal, joint committee or emergency board establishment, members: HB 713

FELONS AND FELONIES (See **CRIMES AND CRIMINAL PROCEDURES**)**FERRIES AND FERRY SYSTEM**

Emergency operation, governor, powers granted: *HB 677, CH 341

Employees, civil service members, provisions, strike prohibition: HB 216, *SB 3359, CH 344

Marine transportation benefit area, created, composition: HB 750

Maritime transportation authority, created, members: HB 258

Motor vehicles, licenses, fees, renewal fees, increased, Puget Sound ferry system benefit: HB 465, *Sub SB 4283, CH 342

Public transportation, AA counties, sales, use tax limitation removed: HB 602

Tolls, increases authorized, conditions specified: HB 465, *Sub SB 4283, CH 342

FERRY COUNTY

Superior court judges, joint relationship: *HB 625, CH 65

FERTILIZER

Inspection fee increased, agriculture department appropriation: *Sub HB 252, CH 297

FILMS

Moral nuisances, pornography, civil actions: Sub HB 626

FINANCIAL ASSISTANCE

Educational grant fund, created, student financial assistance: *HB 464, CH 55

Irrigation districts, certain, energy conservation: *SB 3356, CH 345

Program, sections declared unconstitutional, repealed: *SB 3354, CH 110

FINANCIAL DISCLOSURE

Financial affairs privacy act, enacted: HB 579

Gambling provisions, powers expanded: Sub HB 657, *Sub SB 3307, CH 139

Highway construction, bid qualifying, financial information: *SB 3580, CH 215

FINANCIAL INSTITUTIONS (See also BANKS AND BANKING; CREDIT UNIONS; MUTUAL SAVINGS BANKS; SAVINGS AND LOAN ASSOCIATIONS)

Banking day, definition, weekends, holidays exclusion, weekend operation permitted: *SB 3903, CH 122

Banking examination, local fund, banking division, GA, created, operation purposes: *SB 4348, CH 241

Banks, conditions: *SB 3893, CH 89

Branch banks, operation, location restrictions removed: HB 284, *SB 3632, CH 73

Cash discounts, permitted, service charge definition exclusion: *HB 160, CH 77 PV

Checks, demand-deposit accounts, new, sequentially-numbered: HB 373

Commercial transactions, usury defense: HB 232, HB 513, *HB 137, CH 78 PV

Consumer finance companies, maximum loan, interest rates increased: HB 202

Credit unions, interest rates, loans, deposits, management revisions: *HB 143, CH 81

Credit unions, public funds deposit authorized: HB 59

Credit unions, 1% monthly interest charge, limit removed: HB 486

Dishonored checks, payee, holder, assignee, reasonable handling fees allowed: *Sub SB 3890, CH 254

Documents, recording, filing, specified revisions: HB 518, *SB 3784, CH 302

Escrow agents, specified, financial responsibility proof requirements exemption: Sub HB 555

Financial affairs privacy act, enacted, definitions: HB 579

Financial institution individual account deposit act, enacted: *Sub SB 3154, CH 192

Foreclosure sales, notices, publication, surplus proceeds: *HB 493, CH 161 PV

Funds, water, sewer districts, investment, interest bearing demand accounts: *Sub SB 3075, CH 24

Industrial loan companies, credit life insurance provision, borrower insurance requirements: HB 199

Industrial loan companies, loans, secured by real estate, maximum annual interest rate: *SB 3928, CH 312

Loans, interest rate: *HB 137, CH 78 PV

Mergers, new banks, time limitation reduced: HB 284, *SB 3632, CH 73

Mortgage bankers, banking, use in name, permitted: *SB 3785, CH 88

Mutual savings banks, capital stock savings banks, conversion procedures: *Sub SB 3320, CH 85

Mutual savings banks, operations, assets, investments, requirements: HB 194, *SB 3327, CH 86

Real estate, secured loans, certain, increased interest rates, maximum maturity dates: HB 200

Retail installment sales, loans not subject to retail installment sales law: HB 201

Sales contracts, services, deferred payment provision, usury law exclusion: *HB 160, CH 77 PV

Satellite facilities, interstate operation authorized: *SB 3042, CH 83

Savings and loan associations and credit unions examination: *SB 4348, CH 241

Savings and loans associations, powers, parity, state, federal associations: HB 306, *SB 3536, CH 87

Taxes, excise, direct deposit payment method established, provisions: HB 535

FINANCIAL MANAGEMENT, OFFICE OF

Agencies, state, budgetary control: Sub HB 561

Agricultural cooperatives, audit requirements removed: Sub HB 678

Archives and records management account created: *Sub SB 3584, CH 115

Athletic commission, renamed, boxing commission, sunset termination: HB 365, *SB 3646, CH 337 PV

Auburn game farm, transfer, funds transfer: *HB 66, CH 49

Auditing services revolving fund, created, state auditor costs, departmental allocation: *SB 4033, CH 336

Bonds, community college education board, owned facilities, capital improvements authorized: *Sub SB 4214, CH 237

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

FINANCIAL MANAGEMENT, OFFICE OF—cont.

- Bonds, fisheries department, capital improvements: *SB 4205, CH 231
 Bonds, higher education facilities, capital improvements: *Sub SB 4210, CH 233
 Bonds, higher education, facilities, community college facilities, capital improvements: *Sub SB 4206, CH 232
 Bonds, jail buildings, application review costs: *Sub HB 388, CH 131
 Bonds, outdoor recreational areas, facilities: *SB 4213, CH 236
 Bonds, social and health services facilities, capital improvements: *Sub SB 4211, CH 234
 Bonds, state government facilities, capital improvements, authorized: *Sub SB 4212, CH 235
 Budget, capital, 1981–83 biennium, OFM request: *Sub SB 3843, CH 143 PV
 Budget, operating, 1981–83 biennium, OFM request: *Sub SB 3636, CH 340 PV
 Budget stabilization account, created, 1983–85 biennial budget requirements: HB 474, *Sub SB 4078, CH 280
 Cities, towns, consolidations, annexations, population certification authority: *HB 354, CH 157
 Client and service population forecasting, duties, personnel: HB 585
 Costs, state imposed on local government, reimbursement specifications: HB 417
 Court congestion reduction act, enacted: Sub SB 3110
 Energy fair '83, exhibit, OFM appropriation, distribution: *Sub hB 490, Ch 69
 Fire protection, state-owned buildings, contracts: Sub HB 203
 Information systems management reorganization task force, created: HB 411
 Investment board, created, powers, duties, membership, appropriation: HB 215
 Land, public, owned or controlled by state agencies: *HB 354, CH 157
 Mid-Columbia performing and visual arts festival facility, general obligation bonds authorized: HB 321
 Natural resources account, created, deposits, disbursements: HB 596
 PERS, allowances, deductions, payment group insurance premiums: Sub HB 733
 Personal services contracts, personal service, redefined: *SB 4026, CH 263
 Post-audits, state auditor, OFM state-wide combined financial statements: HB 420, *SB 3639, CH 217
 Priority budgeting, legislative oversight committee, created: HB 511
 Productivity improvement act, enacted, conditions prescribed: HB 508
 Productivity improvement required, service delivery reductions: Sub HB 724
 Records, public, preservation, destruction: HB 357
 Recreation guide, comparison other state agency publications: SB 3915
 Steel products, U.S. manufacture, public works projects: HB 146
 Taller, Joe A, director: GA 379

FINANCIAL RESPONSIBILITY

- Children, custody, other than parents, DSHS establishment provisions: HB 629
 Escrow agents, errors and omission coverage increased: Sub HB 555
 Licenses, permits, drivers, previously denied same, proof requirement: *SB 3051, CH 91
 Mental illness, commitment, DSHS determination provisions modified: Sub HB 412
 Motor vehicles, accidents, security requirement removal: HB 249, *HB 288, CH 309

FINES

- Antitrust violations, unfair business practice act: HB 455
 Criminal justice training, special assessments increased: 2nd Sub HB 246
 Liquor law violations: *Sub SB 3206, CH 5 E1
 Parking, violations, unpaid, vehicle license renewal: Sub HB 268
 Prisoners, county, fine reduction rate, county establishment, permitted: SB 3301

FIREARMS

- Ammunition, possession, while under influence liquor, drugs, unlawful, conditions prescribed: HB 564
 Concealed weapons, carrying, regulations clarified: SB 3255 V
 Discharge, possession, while under influence liquor, drugs, unlawful, conditions prescribed: HB 564

FIREARMS—cont.

- Exhibits, trial, disposition, sheriffs, police, firearms use: *Sub HB 314, CH 154
- Habitual criminal status, redefined: HB 569
- Pistols, sales, additional fee levied, seller requirements stated: Sub HB 598
- Sheriffs, police chiefs account, created: Sub HB 598
- Use, felonies, as specified, mandatory minimum terms required: *Sub SB 4131, CH 258

FIRE FIGHTERS

- Accidents, motor vehicle, official business, procedures revised: SB 3233
- Volunteer, benefits increased: *Sub SB 3034, CH 21

FIRE MARSHALS, LOCAL

- Day care homes, private family, regulated, registration, fire, health inspections: SB 3007
- Fires, unincorporated areas, notification, investigation: *SB 3293, CH 104

FIRE PROTECTION DISTRICTS

- Cities, annexation, city responsibility, voter requirement: *Sub HB 374, CH 332
- Contracts, services, other persons, businesses, agencies, authority extended, conditions prescribed: HB 536

FIRES AND FIRE PROTECTION (See also FIRE MARSHALS, LOCAL; FIRE MARSHAL, STATE)

- Arson, classification revised, actions: *SB 3295, CH 203
- Arson, investigators, police powers granted, authorization, training requirements: *SB 3293, CH 104
- Arson reports, insurance claims denial: Sub HB 699, *Sub SB 3309, CH 320
- Buildings, state-owned, cities, towns, contracts, statutory requirements repealed: Sub HB 203
- Forest land, assessments increased: *HB 727, CH 171
- Forest land, live coals, fire, deposit, closed season, prohibited: HB 223
- Insurance policies, issuance, continuance, anti-arson requirements permitted: SB 3297
- Landowner contingency forest fire suppression account, assessment increased: *SB 3168, CH 28

FISCAL IMPACT

- Budget stabilization account, created, 1983-85 biennial budget requirements: HB 474, *Sub SB 4078, CH 280
- Fiscal notes, LBC preparation directed: HB 694
- Local government, legislation, fiscal notes required: HB 39

FISCAL RESPONSIBILITY

- Budgetary control, executive fiscal duties: *Sub HB 561, CH 270
- Budget stabilization account, created, 1983-85 biennial budget: HB 474, *Sub SB 4078, CH 280

FISHERIES, DEPARTMENT OF

- Bonds, capital improvements, authorized: *SB 4205, CH 231
- Chinook salmon, fishing, minimum size established: HB 81
- Deckhands, licensed salmon charter boats: *SB 4027, CH 227
- Dingell-Johnson federal aid, projects establishment: Sub HB 70
- Enforcement officers, law enforcement authority, provisions: Sub SB 3258
- Environmental impact statements, qualified, legal requirements: Sub HB 429
- Fish hatchery revolving fund, created, hatching, rearing, planting: Sub SB 3965
- Fishing authority, certain, limited: HB 458
- Licenses, applications, as specified, fees, prescribed increases: HB 503
- Licenses, permits: Sub SB 3751
- Pesticides regulations, federal, review petitioned: *Sub SJM 106
- Public lands clam management account, established: Sub SB 3442
- Salmon eggs, excess, disposition, priority list establishment: Sub SB 3385
- Salmon enhancement program: *SB 3586, CH 261
- Salmon harvesters commission, creation, referendum provision: Sub SB 3204

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

FISHERIES, DEPARTMENT OF—cont.

Salmon licenses, charter boats, renewal period limitation removed: HB 597, *SB 3265, CH 202

Salmon licenses, commercial application provision: *SB 3264, CH 201

Salmon management plan, preparation requirements: Sub SB 3557

Salmon release-recapture facilities, authorized, provisions: Sub SB 3385

Salmon retention, personal use, commercial license holders, authorized: HB 80

Schmittgen, Rolland A, director: GA 374

Steelhead trout, national game fish designation petitioned: HJM 6

Wanapum (Sokulk Indians), fishing rights, ceremonial: *Sub SB 3024, CH 251

FISHING - SPORT (See also GAME AND GAME FISH)

Licenses, fee changed: HB 116, *Sub HB 116, CH 310

Licenses, fisheries department functions: Sub Sb 3751

Steelhead trout, national game fish designation petitioned: HJM 6

FLAGS

Classrooms, beginning of school day, flag exercises mandated: *Sub HB 285, CH 130

FLOOR RESOLUTIONS - HOUSE

Adjournment sine die, senate notified: *HFR 86

Adjournment sine die, 1981 regular session, senate notified: *HFR 82

Administrative assistant, secretary, legal aid, or other assistant, hiring authorized, minimum salary established: HFR 4

Agricultural industry, expansion, agencies, commissions, resources use in assisting: HFR 65

Air pollution controls, joint study authorization requested, clean air act review, committee assignments designated: HFR 52

Atlanta's children, deaths, mourned, agony shared, patience, unity praised: HFR 36

Berry picking, restrictions, jurisdiction move from labor department to EPA, requested: HFR 58

Black children, Atlanta, senseless murders, deepest concern expressed, help, assistance offered, memorialize other states for similar help: HFR 28

Bond monies, uses, interim study committee, establishment, specified issues, review, report: HFR 63

Brown, Lillie M, principal, Lawton elementary school, proper educational atmosphere, code of conduct development, commended: HFR 13

Campus child care, postsecondary education council recommendations, colleges, universities, official policies development, component of equal opportunity in education & affirmative action: HFR 57

Centralia high school, Tigers, 1980 AA football champions, team, coach Potter, assistants, etc, commended, congratulated: *HFR 35

Child abuse, select committee creation, purposes, authority, privileges, report: HFR 53

Coal, other foreign, domestic commerce, transportation alternatives, consultant, transportation systems planning, policy analysis experience, employment, analysis conditions stated: HFR 56

Commencement Bay, waterways, attention under federal comprehensive environmental response, compensation, liability act, designation requested: HFR 54

Conflicts of interest, joint board of legislative ethics, proper relationships review, ethical guidelines recommendations: *HFR 12

Constitutional convention, federal, house, senate consider differences, recommendations: HFR 84

Corrections, select committee, house floor resolution 79-43 endorsement: *HFR 10

Crosby, Bing, Washington native, world renowned entertainer, honored: HFR 26

Daffodil festival, parade, April 12, 1981, royal court, representatives of area residents, complimented: *HFR 29

Developmental disabilities program, appropriate standing committees, study directed: HFR 76

Disabled citizens week, June 14-21, 1981, governor designation requested: HFR 50

DMSO, arthritis, other medical uses, FDA approval requested: HFR 77

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

FLOOR RESOLUTIONS - HOUSE—cont.

- Education system, groups, public, private, submit written remarks, house, senate education committee: HFR 69
- El Salvador, military assistance, stop requested, military personnel withdrawal requested: HFR 43
- Employee recruitment, plan, employment of minorities, women, handicapped persons, other traditionally suffering discrimination, adoption, implementation: HFR 60
- Executive rules committee, reestablished, interim business: *HFR 85
- Families in conflict, select committee creation, public hearings, members, report: HFR 11
- Federal balanced budget, constitutional call, house/senate differences, select committee, consider differences, report: HFR 80
- Fiscal notes, reliability, systematic study, LBC, directed, report: HFR 62
- Foster, Dean, meritorious service, heartfelt appreciation expressed: *HFR 6
- Freedom to choose, Milton Friedman's film, economic education, school use, endorsed: HFR 71
- Gilmore, Robert M, former state employee, American society of safety engineers, "Fellow", 48th worldwide, American society of safety engineers, years of dedicated service, commended: HFR 49
- Governmental functions, extent of instruction, common schools, higher education, interim study, report: HFR 59
- Health care cost reimbursement, select committee establishment, report: HFR 22
- Hostages, joyfully welcome home, deepest appreciation: *HFR 8
- Interim business, executive rules committee, created: *HFR 81
- Juanita high school Rebels girls basketball team, 1981 AAA champions, coaches, staff, cheer staff, pep band, trainers, student body, congratulated: *HFR 32
- King, Martin Luther, Jr, homage: *HFR 5
- Levine, Raphael, Rabbi, religious leader, eighteenth birthday, heartiest congratulations, best wishes: *HFR 40
- Lincoln, Abraham, 173rd anniversary of birth, commemoration: HFR 16
- Mahre, Phil, Steve, world cup skiers, first, third place, March 28, 1981, congratulated: *HFR 38
- Martinson, Jim, Boston marathon, 1981, wheelchair competitor, first place finish, Vietnam veteran, outstanding, inspirational achievement, congratulated: HFR 66
- McGrath, Robert J, Bellevue First Presbyterian Church, singer, choir director, selected to sing at 100th anniversary celebration, Presbyterian churches, Singapore, heartiest congratulations: *HFR 31
- Members, felony conviction, salary, per diem, expense compensation denial, restoration provisions: HFR 17
- Meyer, Lois, chairperson, governor's committee on employment of handicapped, personnel director, employment security department, many contributions, recognition, death, April 2, 1981, profound sorrow expressed: HFR 41
- MIA's, POW's, Viet Nam, President, Congress, fate determination, necessary measures petitioned: *HFR 15
- Milwaukee RR, right-of-way, abandoned, public domain retention, recreation purpose, foreclosure action, thirty day moratorium be imposed: HFR 30
- Mount Tahoma high school football team, the Thunderbirds, coaches, staff, students, AAA championship 1980, congratulated: *HFR 21
- Municipal tort liability reform, select committee formation, composition, purposes: HFR 51
- National wheelchair games, Seattle, June 17-21, 1981, disabled citizens week, June 14-21, governor designation requested: HFR 50
- Non-stop flight, Japan/United States, 50th anniversary, commemoration as part of Wenatchee's apple blossom festival: HFR 79
- Northern Tier pipeline corporation, governor's decision, no override petitioned, if permits issued, no public moneys be involved: HFR 75
- Northwest dairy and farm equipment show, March 12-13, 1981, Evergreen state fairgrounds, Monroe, wholehearted support: *HFR 18

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

FLOOR RESOLUTIONS - HOUSE—cont.

- Northwest interstate compact on low-level radioactive waste management, natural resources committee, study, report: HFR 64
- Nuclear breeder reactor, energy department, planning process commencement, location at Hanford, requested: HFR 68, HFR 74
- Nuclear construction program, Grays Harbor county, regional diversion, WPPSS termination, construction costs study, report: HFR 45
- Nursing home week, May 10-16, 1981, declared: HFR 70
- Organized, senate notified: *HFR 2
- Organized, 1981, first extraordinary session, senate notified: *HFR 83
- Pacific Northwest trail, interstate wilderness, uniqueness, inclusion within national trail system: HFR 48
- Pearsall, John, state's senior county commissioner, retirement, dedicated service, Grays Harbor area, tribute: *HFR 9
- Political asylum, Vaschenko, Chymkhalov families, now in our Moscow embassy, obtaining, supported: HFR 19
- Pulitzer prize, local news reporting, St. Helens eruption, Longview Daily News, management, staff, congratulated, coverage, compilation, display, state library, Washington room: HFR 47
- Rainwater, Gerri, house employee, seriously injured, March 19, 1981, service, appreciation, rapid, complete recovery wished, April 23, 1981, declared Gerri Rainwater day: HFR 61
- Reagan, Ronald, President, 70th birthday, honored: HFR 14
- Real estate contracts, ethics, law, justice committee, study, recommendations: HFR 39
- Region X, other federal regions, establishment, operation, effect, select committee created, inquiry subpoena powers: HFR 42
- Regulatory reform, select committee, established, members, purpose, report: HFR 44
- Roosevelt elk, state animal, Representative Sander's efforts, bill sacrifice recognized, declared honorary graduate of Lake Quinault, privileges: *HFR 20
- Rules, permanent, adopted: *HFR 1
- School health care, select committee, establishment, who served, what form, study, report: HFR 37
- Schools, discipline, alcohol, drug abuse, education committee, interim hearings, report: HFR 72
- Shadle Park high school, Highlanders, boys basketball team, 1981 AAA champions, coaches, staff, cheer staff, pep band, trainers, student body, congratulated: HFR 34
- Shadle Park high school, Highlanders, girls basketball team, 1981 AAA champions, coaches, staff, cheer staff, pep band, trainers, student body, congratulated: HFR 33
- Slate, Dwayne, faithful house employee, now senate employee, now married to Susan: HFR 73
- Social and health services department, budget and accounting act compliance, attorney general investigation, state auditor cooperation: *HFR 25
- State agencies, limitation, services, goods, select committee establishment, private enterprise act, impact, study, report: HFR 46
- Truman, Harry R., week, May 17-23, 1981, designation requested, Spirit Lake resort owner who died May 18, 1980, St. Helens eruption, honored: HFR 67
- Vietnam era veterans, select committee, continuance, cessation: *HFR 7
- Viet Nam Veteran's Day, Saturday, March 28, 1981, rotunda use, candlelight service, appreciation, thanks, veterans' sacrifice and dedication: HFR 23
- Wage loss system, workers' compensation, joint committee, study, report: HFR 78
- Warrants, members' subsistence allowance, employees' salaries, supplies, materials, authorized: *HFR 3
- Washington state employment day, March 12, 1981, designated, invaluable contribution, dedication, employed citizens honored: HFR 27
- Wood products trade, select committee appointment, study, desirability and/or need for legislation, report: HFR 55
- WPPSS, Grays Harbor county, regional diversion, termination, construction costs study, report: HFR 45

FLOOR RESOLUTIONS - HOUSE—cont.

YMCA youth legislature, 1981, 1982, chamber, committee rooms, use granted: HFR 24

FOOD

Baby, sales tax exemption: HB 123

Businesses, social card games, punch boards, pull tabs, gambling commission, authority deleted: HB 193

Carbonated beverages, bottled water, sales, use tax exemption: HB 123

Liquor licenses, prescribed food service provision, required: Sub HB 659, *Sub SB 3206, CH 5 E1

Restaurants, meals, nonpayment, liability established: *HB 244, CH 126

Sales, use tax exemption repealed, legislative intent to provide for poor and infirm, referendum provision: HB 685

Vending machine sales, hot foods, as defined, retail sales tax exemption: Sub HB 224, *Sub SB 3076, CH 18

FOOD FISH AND SHELLFISH (See also FISHERIES, DEPARTMENT OF)

Chinook salmon, fishing, minimum size established: HB 81

Commercial net fishing areas, Quinault, Queets, Raft river mouths: HB 458

Deckhands, licensed salmon charter boats, salmon roe selling permitted: *SB 4027, CH 227

Dingell-Johnson federal aid, projects establishment: Sub HB 70

Fish hatchery revolving fund, created, hatching, rearing, planting: Sub SB 3965

Licenses, fisheries department, as specified, fees increased: HB 503

Licenses, fisheries department, functions transferred licensing department: Sub SB 3751

Pots, lifting, south of Hood Canal bridge abutments: HB 46

Salmon enhancement program, bond issuance authorization increased: *SB 3586, CH 261

Salmon enhancement programs, volunteer, non-profit: Sub SB 3385

Salmon harvesters commission, creation: Sub SB 3204

Salmon licenses, charter boat, renewal period limitation removed: HB 597, *SB 3265, CH 202

Salmon licenses, commercial, application provision: *SB 3264, CH 201

Salmon management plan, fisheries department, preparation requirement, legislative reports: Sub SB 3557

Salmon release-recapture facilities, authorized, provisions: Sub SB 3385

Salmon retention, personal use, personal commercial license holders, authorized: HB 80

Steelhead dealers, game tagging requirements: *Sub HB 116, CH 310

Vessels, gear, taking, molesting, unlawful, penalty prescribed: HB 46

FOOD STAMPS

Coupons, purchase payment plan establishment, requirement deleted: *Sub HB 245, CH 8, *Sub SB 4299, CH 6 E1 PV

FORECLOSURE

LID's, formation, financing, procedures modified: HB 519, *Sub SB 4209, CH 323

Property tax, delinquent, interest, penalties, costs, usury law nonapplicability: Sub HB 639

Property tax, delinquent, title search requirements: HB 6, HB 192

Redemption period, broker's listing, offer: *HB 599, CH 329

Sales, contracts, loan payment, interest requirements: *Sub SB 3726, CH 322

Sales, lien holder, restraint order permitted: *HB 493, CH 161 PV

Sales, tax lien, minimum bid requirements, county payment requirement: HB 471

Tax title sales contracts, down payment increased: HB 6

Trustees, expenses, fixed dollar amount limits removed: *HB 493, CH 161

FOREIGNERS

Convicts, transfer between state, foreign country: Sub HB 421

Foreign student scholarship program, sunset provisions repealed: *SB 3319, Ch 107

Tuition, fee waivers, foreign students: HB 121, Sub SB 3347

FOREST PRACTICES APPEALS BOARD

Barlament, Cliff A, member: GA 308

FOREST PRACTICES APPEALS BOARD—cont.

Sunset extension: HB 150, *SB 3626, CH 118

Thomas, David P, member: GA 479

Winn, Norman, member: GA 427

FORESTS AND FOREST PRODUCTS (See also TAXES - PROPERTY; TAXES - TIMBER EXCISE)

Agricultural property, as defined, property tax exemption: HB 665

Domestic log manufacturers, small, sales procedures, B&O tax credit: Sub HB 607

Domestic timber processing act, enacted, definitions: 2nd Sub HB 218

Fire protection, forest land, closed season, fire: HB 223

Fire protection, forest land, increased: *HB 727, CH 171

Heart Lake purchase, fund priorities: *Sub SB 3453, CH 271

Land, ad valorem tax values, establishment, purpose declared, provisions: *HB 175, CH 148

Landowner contingency forest fire suppression account, assessment increased: *SB 3168, CH 28

Land, pesticides, aerial applications: HB 45, HB 94

Land, reforestation, owner obligation, transfers with land sales: Sub HB 419

Logging road, as defined, SMA substantial development permit exemption: Sub SB 3728

Practices, licenses, certain, local government: Sub SB 3725, *HB 372, CH 290

Practices, SMA, regulations applicability: HB 371 V

Reforestation land, classification removed, timber, yield tax imposed: HB 68

Reforestation land, state-owned, DNR appropriation: *HB 104, CH 2

Residues, collection, concentration, transportation, business, B&O, property tax exemptions: HB 65

Roads, public, access to public lands, state forests: Sub HB 187, *Sub SB 3299, CH 204

Tax distribution system proceeds, pledge permitted, provisions: *HB 175, CH 148

Timber harvesters, small, as defined, alternate tax calculation: *Sub HB 145, CH 146

Timber, parks and recreation commission jurisdiction: *Sub SB 3453, CH 271

Trees, cutting, destruction, without authority, penalty, repealed: Sub HB 135

Trees, infected, shrubs, nursery stock, public property: *SB 3355, CH 296

FORMS MANAGEMENT

Procedures updated, training course requirement: SB 3020, *Sub HB 49, CH 32 PV

FRANCHISES

Cable television systems, code cities, ownership prohibited, private systems availability: HB 705 V

Public service companies, property disposal, public bodies, UTC authorization not required: *SB 3595, CH 117

FRANKLIN COUNTY

Superior court judges, Benton/Franklin counties, number increased: *HB 625, CH 65

Toll bridge, North Richland, site location redefined: Sub HB 443, *SB 3871, CH 327

FRAUD

Business opportunity fraud act, enacted, sales, leases, offer conditions defined, licensing department registration: *HB 341, CH 155

FRUIT

Agricultural property, as defined, property tax exemption: HB 665

Trees, disinfection methods revised: *SB 3355, CH 296

FUEL (See also TAXES - MOTOR VEHICLE FUELS; ALCOHOL FUEL; GASOHOL; DIESEL)

Propane, natural gas, motor vehicle use, decal, identifying, licensing department requirement, purchase authority, penalty provision: *Sub HB 277, CH 129

FUND RAISING

Charitable, nonprofit organizations, definitions revised: Sub HB 657

FUND RAISING—cont.

Charitable, nonprofit organizations, definitions revised, time frame revised: *Sub SB 3307, CH 139

FUNDS - PUBLIC

Access road revolving, charges, public land, state forest access: Sub HB 187, *Sub SB 3299, CH 204

Associated student body, use, scholarship, charitable purposes: SB 3617

Auditing services revolving, created, state auditor costs: *SB 4033, CH 336

Bank balances, highest during fiscal year, reporting requirement: *SB 3208, CH 102

Banking examination, local fund, banking division: *SB 4348, CH 241

Budgetary control, executive fiscal duties, responsibilities: *Sub HB 561, CH 270

Building and capital projects fund, establishment required, deposits: *Sub HB 650, CH 250
PV

Child abuse and neglect, established: 3rd Sub HB 179

Common school construction, excess moneys, deposit availability: *2nd Sub HB 209, CH 4

Common school construction, school facilities, energy efficiency: HB 655

Credit unions, deposit authorized: HB 59

Crime victims assistance, created, L&I department administration: HB 514, SB 3301

Criminal justice training account, general fund transfers permitted by statute: HB 246

Deferred compensation plans, revisions: *SB 3931, CH 256

Educational grant, created, student financial assistance: *HB 464, CH 55

ESD's, deposit with special purpose funds, county treasurer: HB 188, SB 3242

Fish hatchery revolving, created: Sub SB 3965

Fund transfers, expenditure without further appropriation, permitted: *HB 191, CH 39

Geothermal, created, funds, federal, deposit required: *Sub HB 466, CH 158

Grain and hay inspection revolving, established, agriculture director: *Sub HB 252, CH 297

Ground water protection and inspection, created: HB 578

Heart Lake state park, purchase, fund priorities: *Sub SB 3453, CH 271

Investment board, state, created, powers, duties, membership, appropriation: HB 215

Investment board, state, investment authority defined: *Sub SB 3127, CH 98

Irrigation districts, deposit definition: HB 180, Sub HB 247

Jails, local, improvements, construction funds, eligibility modified: *SB 3304, CH 276

Justice courts, filing fee increased, partial state general fund deposit required: *HB 590, CH 330

Juveniles, community service, industrial insurance, medical aid, liability: *SB 3191, CH 266

Legislative facilities, established, legislative buildings maintenance: HB 363

Lobbying, expenditure prohibited: HB 317

Military institutions, educational courses, programs: HB 704

Mortgages, home, investment authorized: HB 111

Motor vehicle fund distributions, DOT secretary responsibilities: HB 595

Motor vehicle licensing equipment account created: HB 205

Motor vehicle revenues, investment source segregation: HB 106, *Sub SB 3063, CH 184

Multipurpose senior center revolving, spirits, additional retail sales tax levied: HB 20

Municipal, certain, investment required, validation of existing investments: *SB 3730, CH 218

Mutual savings banks, operations, assets, investments, requirements: HB 194, *SB 3327, CH 86

Puget Sound regional arts, convention complex, bond issuance, matching funds: Sub HB 349

Real property, sales proceeds, deposit requirements: *Sub HB 650, CH 250

Recreation guide revolving, created, proceeds: SB 3915

School districts, apportionment schedule, general fund moneys, adjusted: *Sub SB 3989, CH 282

Schools, transportation vehicles, established: *Sub SB 3845, CH 265

Sewer districts, investment, interest bearing demand accounts: *Sub SB 3075, CH 24

Solid waste, resource conservation goals, waste reduction: HB 510

SPI, general expense, special purpose, use procedures: HB 188, SB 3242

State payroll revolving fund, changed to account: *SB 3209, CH 9

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

FUNDS - PUBLIC—cont.

Students, college, university, loan fund, established: *Sub SB 4090, CH 257
 Timber tax reserve account, common school support authorized: *2nd Sub HB 209, CH 4
 Transfer, electronic, authorization extended, custodians: *SB 3207, CH 101
 Unfair cigarette sales revolving, created: HB 743
 Veterans' relief, redesignated, veterans' relief service fund: Sub HB 477
 Water districts, investment, interest bearing demand accounts: *Sub SB 3075, CH 24
 Workers' compensation, established: Sub HB 31
 Youth service corps, federal matching, authorized: SB 3389

FUNERALS AND FUNERAL DIRECTORS

Death benefits, last illness expenses, insurers: *HB 530, CH 333
 Embalming without permission, authorized, conditions prescribed: *Sub HB 308, CH 43
 License, qualifications prescribed, 2-year required college course: *Sub HB 308, CH 43
 Public assistance, funeral, burial service, third party payments, departmental payment subtraction: *Sub HB 245, CH 8, *Sub SB 4299, CH 6 E1 PV
 Residential schools, residents, death expenses, public assistance recipients standards: HB 497
 Veterans' benefit increased: Sub HB 477

GAMBLING COMMISSION, STATE

Activities, miscellaneous revisions: *Sub SB 3307, CH 139
 Controls, gambling activities: Sub HB 657
 Restrictions, certain activities: HB 193
 Salaries, state committee, subject to review, study authority: Sub HB 702
 Wagers, exotic races, retention percentage increased, distribution prescribed: *SB 3458, CH 135
 Wanamaker, F Pat, member: GA 359

GAME AND GAME FISH

Auburn game farm, transfer, funds transfer, parks and recreation commission: *HB 66, CH 49
 Authorities, regional, authorized, powers, duties: HB 29
 Commission, department, names changed to wildlife commission, department: HB 50
 Commission, members, appointment, senate advice, consent required: *SB 3000, CH 338 PV
 Dingell-Johnson federal aid, projects establishment: Sub HB 70
 Enforcement officers, law enforcement authority, provisions: Sub SB 3258
 Environmental council, interagency, established, programmatic permit procedures, appropriation: HB 429
 Lands, county relinquishment, fines: SB 3930
 Licenses, permits, single individual, one document, applicable endorsements: Sub SB 3751
 Mountain sheep, tag fees, increased, nontransferable, refund provision: SB 3884
 Steelhead trout, national game fish designation petitioned: HJM 6
 Tags, fees changed: HB 116, *Sub HB 116, CH 310
 Wildlife agents, law enforcement authority, provisions: Sub SB 3258

GARFIELD COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

GARNISHMENT

Application requirements: *SB 3183, CH 193
 County sheriffs, fees revised, conditions prescribed: HB 708, *Sub SB 3187, CH 194
 Public assistance, overpayments, fraudulently obtained: *Sub HB 525, CH 163

GASOHOL (See also ALCOHOL FUEL; TAXES - MOTOR VEHICLE FUELS)

Agricultural study committee, joint, created, duties: HCR 5

GENERAL ADMINISTRATION, DEPARTMENT OF

Angier, Keith A, director: GA 375
 Architects, engineers, public construction projects, competitive selection: *Sub HB 176, CH 61

GENERAL ADMINISTRATION, DEPARTMENT OF—cont.

- Archives and records management account created, secretary of state: *Sub SB 3584, CH 115
- Banking day, definition, weekends, holidays exclusion: *SB 3903, CH 122
- Banking examination, local fund, banking division: *SB 4348, CH 241
- Banks, net profits, surplus funds, laws, revisions: *SB 3893, CH 89
- Banks, new, mergers, time limitation reduced: HB 284, *SB 3632, CH 73
- Buildings, energy audit, elements redefined, requirements revised: Sub HB 658
- Buildings, publicly owned, leased, design, renewable energy systems: SB 3156
- Consumer finance companies, maximum loan increased, interest rates increased: HB 202
- Credit unions, interest rates, loans, deposits, management revisions: *HB 143, CH 81
- Credit unions, state, federal parity: HB 63, *SB 3018, CH 90
- Credit unions, 1% month interest charge, limit removed: HB 486
- Criminal justice training commission, facility: Sub HB 246
- Energy fair '83, bonds authorized: Sub HB 489
- Financial affairs privacy act, enacted: HB 579
- Financial institutions, as defined, depositors, accounts classification: SB 3925, *HB 701, CH 82
- Financial institutions, satellite facilities, interstate operation authorized: *SB 3042, CH 83
- Guaranty stock savings and loan associations, shares issuance: HB 253, *Sub SB 3205, CH 84
- Historic property, state agency use, director responsibilities: SB 3028
- Industrial loan companies, credit life insurance provision: HB 199
- Industrial loan companies, loans, secured by real estate, maximum annual interest rate: *SB 3928, CH 312
- Information systems management reorganization task force, created: HB 411
- Legislative facilities, joint committee, created: HB 363
- Mortgage bankers, banking, use in name, permitted: *SB 3785, CH 88
- Mutual savings banks, capital stock savings banks, conversion procedures: *Sub SB 3320, CH 85
- Mutual savings banks, operations, assets, investments, requirements: HB 194, *SB 3327, CH 86
- Nursing homes, cost reimbursement, appraisal: HB 269
- Paper, recycled, purchase preference, rules adoption, recycling plan: Sub HB 259
- Risk management office, expiration date extended: HB 358, *SB 3465, CH 112
- Saint Edwards seminary, transfer to parks and recreation commission, required: *SB 4022, CH 114
- Savings and loan associations, powers, parity, state, federal associations: HB 306, *SB 3536, CH 87
- Services, certain, purchase allowed, financial savings provision: HB 26
- State capitol committee, abolished, duties, funds transferred: HB 53
- Taxes, excise, direct deposit payment method established: HB 535
- Veterans' loan insurance, references deleted: SB 3017

GEOHERMAL RESOURCES

- Funds, created, federal, deposit required, distribution, DNR, energy office, counties of origin, DNR appropriation, use conditions prescribed: *Sub HB 466, CH 158

GOLD

- Pawnbrokers, precious metals buyers, as defined, reports, police chiefs, sheriffs: Sub HB 731

GOVERNOR

- Aging, state advisory council, created, Spellman request: *Sub HB 266, CH 151
- Budgetary control, executive fiscal duties, responsibilities: *Sub HB 561, CH 270
- Budget, capital, 1981-83 biennium, OFM request: *Sub SB 3843, CH 143 PV
- Budget, operating, 1981-83 biennium, OFM request: *Sub SB 3636, CH 340 PV
- Budget stabilization account, created, 1983-85 biennial budget: HB 474, *Sub SB 4078, CH 280
- Budget, supplemental, 1979-81 biennium, adopted, Ray request: HB 380

GOVERNOR—cont.

- Budget, transportation, 1981–83 biennium: *Sub SB 3104, CH 317
 Child abuse and neglect council, established, members, responsibilities: 3rd Sub HB 179
 Columbia River Gorge select committee, governor's, created: *Sub SB 3945, CH 226
 Community colleges, trustees boards, removal provisions: HB 361
 Commutations, pardons, repleives pp. 36–41
 Corrections department, created, secretary: HB 482
 Corrections facilities siting standards, adoption required: HB 441
 Drivers' licenses, term extended, fees adjusted: *SB 3375, CH 245
 Energy advisory council, governor appointment, members, geographic distribution, qualifications: Sub HB 402, *Sub SB 4085, CH 295
 Energy supply emergencies, alerts, governor's powers: 2nd Sub HB 74, *SB 4208, CH 281
 Ferry system, emergency operation, governor, powers granted: *HB 677, CH 341
 Gubernatorial appointees, unconfirmed, termination provisions: *SB 3000, CH 338 PV
 Housing finance commission, established, appropriation, Governor Ray request: 2nd Sub SB 3084
 Inaugural address, Governor Spellman pp. 52–54
 Juvenile sentencing commission, established, members, responsibilities: HB 142
 Legislature, adjournment sine die, 1981 regular session, notified: *SCR 117
 Legislature, 1981 regular session organized, governor notified: *HCR 1
 Message, brief speech, last day of regular session p. 1554
 Message, joint session, honoring Warren G. Magnuson pp. 467–468
 Oil pipeline, local control, less federal interference, congressional support petitioned: HJM 18
 Organized crime intelligence unit, investigative information: Sub SB 3120
 Podiatry board, established, members, responsibilities: Sub HB 174
 Priority budgeting, legislative oversight committee, created: HB 511
 Prison siting task force, immediate appointment requested: Sub HCR 20
 Proclamation, calling First Special Session p. 1540
 Public retirement systems, post-retirement adjustments permitted: HB 263
 Radioactive waste storage compact commission, created, members: HB 159
 Renters, retired, rent relief permitted, Governor Ray request: HJR 8
 Sentencing reform act, enacted, sentencing guidelines commission: *2nd Sub HB 440, CH 137
 Social work examiners board, members, appointment, duties: Sub HB 270
 State capitol historical association, ex officio board member: Sub HB 690, *SB 3866, CH 253
 Threats, written, conveyed by mail, on life or bodily harm: HB 745

GRANT COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

GRANTS (See also PUBLIC ASSISTANCE)

- Educational grant fund, created, student financial assistance: *HB 464, CH 55
 Students, needy, disadvantaged, financial aid program: HB 463
 Winter recreation activities, programs, public agency development permitted: HB 386, SB 3737

GRAPES

- Wine grape production, industry research, instruction programs: Sub SB 3408, *Sub SB 3206, CH 5 E1

GRAYS HARBOR COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

GROUND WATER (See also WATER WELLS)

- Ground water protection and inspection fund, created, water well law enforcement: Sub HB 578
 Prior appropriators, stockwatering, domestic use, rights protection: HB 48
 Water wells, domestic, defined: Sub HB 578

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

GUARDIANSHIP

- Abortion, unemancipated minor, parents, guardian, notification if possible: Sub HB 226
- Children, dependency proceedings, establishment conditions prescribed: *SB 3189, CH 195
- Juveniles, guardian ad litem, appointment provisions: Sub HB 91
- Residential schools, residents, community placement, conditions prescribed: HB 340
- Residential schools, residents, community placement: Sub SB 3043, *2nd Sub HB 628, CH 166 PV
- Adjutant general, appointment, senate advice, consent required: *SB 3000, CH 338

GUBERNATORIAL APPOINTMENTS – RAY

- Aguilar, Ernest I J, member, state jail commission: GA 360
- Avena, Sherry, member, public broadcasting commission: GA 320
- Barlament, Cliff A, member, forest practices appeals board: GA 308
- Blair, J Birney, member, public broadcasting commission: GA 321
- Burchim, G W, member, board of trustees, Lower Columbia community college district No. 13: GA 341
- Chase, Stephen L, member, state board for community college education: GA 302
- Christensen, Rowena B, member, board of trustees, Big Bend community college district 18: GA 346
- Cohn, David L, member, board of regents, University of Washington: GA 331
- Corpuz, Ray E Jr, member, commission on Asian–American affairs: GA 350
- Cox, Lee R, member, emergency medical services committee: GA 305
- Daniel, Teruko Ogata, member, commission on Asian–American affairs: GA 351
- DeCano, Pio II, member, commission on Asian–American affairs: GA 352
- Domaskin, Jeff, member, state parks and recreation commission: GA 311
- Edwards, Conrad D, member, public broadcasting commission: GA 322
- Eisenberg, Mickey S, member, emergency medical services committee: GA 306
- Ellis, W P, member, board of pilotage commissioners: GA 366
- Ericksen, Anna Mae, member, emergency medical services committee: GA 307
- Flavel, Captain M R, member, board of pilotage commissioners: GA 314
- Freeman, Beverly, member, hospital commission: GA 309
- Garabato, Davis M Jr, member, commission on Asian–American affairs: GA 353
- Hagley, Thomas R, member, board of trustees, Clark community college district No. 14: GA 342
- Hamai, Wendy F, member, commission on Asian–American affairs: GA 354
- Hansen, Julia Butler, member, resigned, state transportation commission: GA 333
- Holmes, Bert C, member, board of pilotage commissioners: GA 365
- Keller, William G, member, board of trustees, Centralia community college district No. 12: GA 340
- Knechtel, Dorothy M, member, board of trustees, Spokane community college district No. 17: GA 345
- Kubota, Takeshi, member, commission on Asian–American affairs: GA 355
- Larsen, Nancy Allen, member, public broadcasting commission: GA 323
- Leinen, John H, member, public employment relations commission: GA 329
- McNeill, Vicki S, member, public broadcasting commission: GA 324
- Miller, Elisabeth Carey, member, board of regents, University of Washington: GA 332
- Naddy, Marlee L, member, state commission for the blind: GA 300
- Norton, Marianne Craft, member, pollution control hearings board: GA 316
- Oberquell, Diane, chairman, board of prison terms and paroles: GA 318
- Odegaard, Gary M, member, Washington utilities and transportation commission: GA 361
- Olivas, Richard, member, board of trustees, Yakima community college district No. 16: GA 344
- Pang, Sun Y, member, commission on Asian–American affairs: GA 356
- Parker, Jacob J, member, board of prison terms and paroles: GA 319
- Peter, Phillip A, member, state commission for the blind: GA 301
- Pooley, Ed, member, board of trustees, Highline community college district No. 9: GA 363
- Prins, Ruth Balkema, member, public broadcasting commission: GA 325

GUBERNATORIAL APPOINTMENTS - RAY—cont.

- Richards, Scott O, member, board of trustees, Skagit community college district No. 4: GA 338
- Rogerson, Ronald Lee, member, board of trustees, Olympic community college district No. 3: GA 337
- Sandison, Gordon, member, board of trustees, Western Washington University: GA 335
- Sanford, Larry, member, state board for community college education: GA 303
- Schmidt, Monica, member, public broadcasting commission: GA 326
- Schroeder, Harold M, member, board of trustees, Wenatchee community college district No. 15: GA 343
- Scott, Douglas R Jr, member, council for postsecondary education: GA 317
- Scroggs, Ann Hobi, member, board of trustees, Grays Harbor community college district No. 2: GA 336
- Shearer, Burt A, member, board of pilotage commissioners: GA 315
- Siegal, Arthur, member, board of trustees, Seattle community college district No. 6: GA 339
- Smiley, Jon D, member, hospital commission: GA 310
- Spalding, James M, member, state board for community college education: GA 304
- Starke, Sally, member, board of trustees, Tacoma community college district No. 22: GA 348
- Stewart, Louis O, member, public broadcasting commission: GA 327
- Stewart, Melvin M, member, board of pilotage commissioners: GA 364
- Stuart, Gael R, member, board of trustees, Peninsula community college district No. 1: GA 362
- Thorpe, Jon G, member, commission for vocational education: GA 349
- Vynne, Eustace Jr, member, state parks and recreation commission: GA 312
- Wanamaker, F Pat, member, gambling commission: GA 359
- Westine, Carl G, member, state personnel board: GA 313
- Whyte, Anthony J, member, commission on Asian-American affairs: GA 357
- Wiegman, Eugene W, member, board of trustees, The Evergreen State College: GA 334
- Wong, H T, member, commission on Asian-American affairs: GA 358
- Worthington, H James, member, board of trustees, Columbia Basin community college district No. 19: GA 347
- Wright, C T, member, public broadcasting commission: GA 328

GUBERNATORIAL APPOINTMENTS - SPELLMAN

- Angier, Keith A, director of general administration: *GA 375
- Avena, Sherry, member, public broadcasting commission: *GA 391
- Bachofner, Will, member, horse racing commission: *GA 401
- Bratton, Robert W, chairman, utilities and transportation commission: *GA 384
- Brooks, Norward J, commissioner, department of employment security: *GA 373
- Bryan, Greta Ann, member, judicial qualifications commission: GA 482
- Burchim, G W, D.C., member, board of trustees, Lower Columbia community college district No. 13: *GA 435
- Chinn, Warren, member, horse racing commission: *GA 399
- Cohen, Berta, member, public disclosure commission: GA 408
- Collins, Charles T, member, pacific northwest electric power and conservation planning council: *GA 469
- Collins, Robert J, member, state board for community college education: GA 367
- Conoley, Karen B, member, board of prison terms and paroles: *GA 409
- Conrad, Les, member, state jail commission: *GA 420
- Corpuz, Ray E Jr, member, commission on Asian-American affairs: *GA 455
- Cox, Lee R, member, emergency medical services committee: GA 466
- Crockett, Dave, member, public broadcasting commission: *GA 476
- Damon, Captain Henry R, member, board of pilotage commissioners: *GA 444
- Daniel, Teruko Ogata, member, commission on Asian-American affairs: *GA 456
- DeCano, Pio II, member, commission on Asian-American affairs: *GA 457
- Domaskin, Jeff, member, state parks and recreation commission: GA 386
- Edwards, Conrad D, member, public broadcasting commission: *GA 392

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

GUBERNATORIAL APPOINTMENTS - SPELLMAN—cont.

- Eisenberg, Mickey S, member, emergency medical services committee: GA 440
 Ellis, M Keith, director, department of agriculture: *GA 370
 Ellis, W P, member, board of pilotage commissioners: *GA 389
 Endresen, Mark C, member, public employment relations commission: *GA 451
 Ericksen, Anna Mae, member, emergency medical services committee: GA 441
 Evans, Daniel J, member, pacific northwest electric power and conservation planning council: *GA 470
 Evans, Virginia B, member, board of trustees, Columbia Basin community college district No. 19: *GA 442
 Faulk, Lawrence J, member, board of trustees, Tacoma community college district No. 22: GA 484
 Flavel, Captain M R, member, board of pilotage commissioners: *GA 390
 Fowler, Hugh, director, department of emergency services: *GA 372
 Freeman, Beverly A, member, hospital commission: *GA 414
 Garabato, Davis M Jr, member, commission on Asian-American affairs: *GA 458
 Gibbs, Alan J, secretary, department of social and health services: *GA 402
 Gonsalez, John, director, department of licensing: GA 378
 Gustafson, Jack R, M.D., member, state parks and recreation commission: *GA 426
 Hagley, Thomas R, member, board of trustees, Clark community college district No. 14: *GA 429
 Hamai, Wendy F, member, commission on Asian-American affairs: *GA 459
 Heinemann, Helen V, member, board of trustees, Big Bend community college district No. 18: *GA 431
 Henry, William E, chairman, board of prison terms and paroles: *GA 411
 Herron, Larry V, CPA, member, board of trustees, Olympic community college district No. 3: *GA 446
 Hollister, Robert L Jr, Dr, director, department of retirement systems: *GA 381
 Hubbard, Walter T, member, board of prison terms and paroles: *GA 468
 Huleen, Fred, member, state personnel board: *GA 387
 Ikeda, Gary L, member, commission on Asian-American affairs: *GA 463
 Jackson, Thelma J, member, board of trustees, The Evergreen State College: *GA 437
 Jones, Edyrn H, member, state board of pharmacy: GA 465
 Kafer, Majorie J, member, public disclosure commission: *GA 396
 Kelly, Samuel E, member, board of trustees, Shoreline community college district No. 7: *GA 405
 Kenney, Phyllis M, member, state jail commission: GA 480
 Kinville, Sam, director, department of labor and industries: *GA 377
 Knutsen, Ina V, member, board of trustees, Shoreline community college district No. 7: *GA 438
 LeCocq, I Charles, member, state board for community college education: *GA 452
 Lewis, Nicholas D, chairman, energy facility site evaluation council: *GA 411
 Loveland, Valoria Ann, member, public disclosure commission: *GA 397
 Manor, Barbara, member, board of trustees, Skagit community college district No. 4: *GA 450
 McNeill, Vicki S, member, public broadcasting commission: *GA 393
 Mead, Robert L, member, horse racing commission: *GA 400
 Mitchell, Dale, member, state investment board, SPI appointment: GA 483
 Moos, Donald W, director, department of ecology: *GA 371
 Munger, Diane N, member, board of trustees, Spokane community college district No. 17: *GA 410
 Munn, James S, member, public disclosure commission: GA 448
 Naddy, Marlee L, member, state commission for the blind: GA 404
 Neils, Betty Jo, member, public broadcasting commission: *GA 475
 Nordby, Benay Mrs, member, board of trustees, Green River community college district No. 10: *GA 471

GUBERNATORIAL APPOINTMENTS – SPELLMAN—cont.

- Olivas, Richard, member, board of trustees, Yakima community college district No. 16: *GA 418
- Palmer, David H, member, state board of pharmacy: GA 464
- Pang, Sun Y, member, commission on Asian-American affairs: *GA 460
- Pascall, Glenn R, director, department of revenue: *GA 382
- Peter, Philip A, member, state commission for the blind: GA 403
- Philip, Robert F, member, board of regents, University of Washington: *GA 423
- Plath, Dorothy D, member, state board for community college education: *GA 452
- Pooley, Ed, member, board of trustees, Highline community college district No. 9: *GA 428
- Potthoff, Neil S, member, board of trustees, Peninsula community college district No. 1: GA 472
- Prins, Ruth Balkema, member, public broadcasting commission: *GA 394
- Radke, Helen, member, state board for community college education: GA 474
- Rahm, Karen, director, planning and community affairs agency: *GA 380
- Remund, Rene J, member, board of trustees, Centralia community college district No. 12: *GA 436
- Richardson, Patricia A, member, board of trustees, Walla Walla community college district No. 20: GA 368
- Richardson, Patricia A, member, board of trustees, Walla Walla community college district No. 20: *GA 447
- Robinson, Charles E, member, state jail commission: *GA 419
- Rogers, Jack H, member, state investment board: GA 473
- Rothrock, Gayle, member, pollution control hearings board: *GA 413
- Ryan, Thomas M, member, state parks and recreation commission: *GA 425
- Sandison, Gordon, member, board of trustees, Western Washington University: *GA 407
- Sandstrom, Ann, member, judicial qualifications commission: *GA 481
- Sanford, Larry, member, state board for community college education: *GA 416
- Schmittner, Rolland A, director, department of fisheries: *GA 374
- Schrock, Richard T, director, department of commerce and economic development: *GA 421
- Scroggs, Ann Hobi, member, board of trustees, Grays Harbor community college district No. 2: GA 430
- Shaffer, James P, member, state transportation commission: GA 369
- Shearer, Burt A, member, board of pilotage commissioners: *GA 443
- Sheets, Edward W, director, state energy office: *GA 385
- Siegal, Arthur, member, board of trustees, Seattle community college district No. 6: *GA 406
- Simpson, W Hunter, member, board of regents, University of Washington: *GA 422
- Smiley, Jon D, member, hospital commission: *GA 415
- Stevens, Vincent L, PhD, chairman, state health coordinating council: GA 467
- Stewart, Melvin M, member, board of pilotage commissioners: *GA 445
- Stidham, Charles C, member, board of tax appeals: *GA 439
- Stimpson, Catharine C, member, board of trustees, Whatcom community college district No. 21: GA 477
- Taller, Joe A, director, office of financial management: *GA 379
- Thomas, Claire, member, board of trustees, Bellevue community college district No. 8: *GA 434
- Thomas, David P, member, forest practices appeals board: *GA 479
- Thomas, Jacob, state historic preservation officer: *GA 376
- Thorpe, Jon G, member, commission for vocational education: GA 478
- Torres, Hector Luis, director, department of veterans affairs: *GA 383
- Vue, Pao, member, commission on Asian-American affairs: *GA 461
- Vynne, Eustace "Sonny" Jr, member, state parks and recreation commission: GA 424
- Wanamaker, Floyd A "Pat", member, state transportation commission: *GA 432
- Wareham, Kathleen A, member, council for postsecondary education: GA 449
- Wareham, Kathleen A, member, council for postsecondary education: *GA 449

GUBERNATORIAL APPOINTMENTS - SPELLMAN—cont.

- Westine, Carl G, member, state personnel board: *GA 388
 Whyte, Anthony J, member, commission on Asian-American affairs: *GA 454
 Wilkinson, Jane Rae, member, public employment relations commission: *GA 398
 Winchester, E Anne, member, state board for community college education: *GA 417
 Winn, Norman, member, forest practices appeals board: *GA 427
 Wong, H T, professor, member, commission on Asian-American affairs: *GA 462
 Woodruff, E Bruce, member, board of trustees, Bellevue community college district No. 8:
 *GA 433
 Wright, C T, member, public broadcasting commission: *GA 395

GUIDES

- Ethics guide, joint board of legislative ethics, preparation, publication, directed: HB 738
 Recreation guide revolving fund, created, proceeds, interagency committee for outdoor recreation: SB 3915

GUNS

- Concealed weapons, carrying, regulations clarified: SB 3255 V
 Gunpowder, sales, gift, disposal, delivery, persons under eighteen, unlawful: HB 22
 Use, felonies, as specified, mandatory minimum terms required: *Sub SB 4131, CH 258

GYPSY AFFAIRS, COMMISSION ON

- Established, members appointment, senate confirmation required, duties: HB 552

HANFORD

- Lease responsibilities, energy office, sublease conditions prescribed: Sub HB 402, *Sub SB 4085, CH 295 PV
 Nuclear plants, completion, feasibility study: Sub SB 3972
 Radioactive materials, perpetual care agreement responsibilities: Sub HB 402, HB 406

HARBOR AREAS

- Appraisers, lease purposes, accreditation requirements specified: HB 728
 Leases, navigable water, beds, water, air space, abutting landowners, permitted: HB 469
 Leases, requirements modified: SB 3565

HAWAII

- Northwest interstate compact on low-level radioactive waste management, enacted: HB 652, Sub HB 652, Sub SB 4182
 Northwest interstate compact on low-level radioactive waste management, enacted: Sub HB 652, *Sub SB 4182, CH 124 PV

HAZARDOUS SUBSTANCES AND PRODUCTS

- Carriers, private, UTC regulation: HB 98
 Common carriers, bills of lading, red in color or red border, requirement removed: HB 457
 Northwest interstate compact on low-level radioactive waste management, enacted: Sub HB 652, *Sub SB 4182, CH 124
 Radiation control agency, hazards program development, monitoring power: HB 499, HB 538

HEALTH AND SAFETY

- Drugs, alcohol, effects, 7th, 8th grade health courses: SB 3724
 Fees, increased, child abuse and neglect fund benefit, DSHS appropriation: 3rd Sub HB 179
 Health care facilities authority, revenue bond: *SB 3498, CH 31
 Health promotion and protection, disease prevention program: HB 475
 Medical, biological research, UW, WSU, liquor revenue allocations abolished: HB 742
 Mobile home parks, health, sanitation standards: *Sub HB 397, CH 304 PV
 Northwest interstate compact on low-level radioactive waste management, enacted: Sub HB 652, *Sub SB 4182, CH 124 PV
 Odors, agricultural, certain, clean air act exemption, conditions specified: *Sub HB 252, CH 297

HEALTH AND SAFETY—cont.

Registered sanitarians board, appointment, members, responsibilities, compensation: HB 267, HB 311

HEALTH CARE AND WELFARE PLANS

Health incentive insurance plan, state employees, established: HB 85

HEALTH CARE SERVICES AND PROVIDERS

Abortion, induced miscarriage, medical: HB 492

Abortion, infant born alive, medical treatment rights: *Sub HB 149, CH 328

Abortion, informed consent requirement: Sub HB 226

Agent orange exposure, Vietnam veterans, relief petitioned: HJM 7, Sub HJM 7

Alcoholism treatment, insurance coverage required: *Sub SB 4210, CH 233

Chiropractic services, health care service contractors: HB 496

Congregate care services, eligible persons, DSHS contract authority: HB 231

Day care homes, private family, regulated: SB 3007

Dental assisting act, enacted, license requirements: HB 522

Dental hygienists, license provisions: HB 271

DMSO, legend drug, sales, use, manufacture: *Sub HB 88, CH 50

Dread disease insurance act, enacted, commissioner responsibilities: HB 404

Electrical devices, medical treatment, diagnosis, installation requirements: *HB 681, CH 57
PV

Eye examinations, optometrists, requiring medical doctor referral, prescribed: HB 237

Galactosemia, newborn infants, screening test requirement: HB 642

Health care facilities authority, bonds, interest rate, price setting: *SB 3886, CH 121

Health care service contractors, insurance premium tax increased: HB 280

Health care service contractors, license requirement: HB 501

Health coordinating council, staff services, as necessary, assigned, conditions prescribed: Sub HB 359

Hospital indemnity insurance act, enacted, commissioner responsibilities: HB 405

Hospital patient review care committee, record availability: *SB 3049, CH 181

Human remains, gift, donees, definition expanded: HB 720

Industrial insurance, self-insurers, claims, medical treatment: *Sub SB 3542, CH 326

Inmates, leave of absence, medical care, authorized: Sub HB 430

Insurance commissioner, records examination, reimbursement requirements: HB 251

Juveniles, emergency medical, dental, psychiatric: *Sub SB 3188, CH 298

Life-sustaining procedures, legal responsibilities, revisions: HB 319

Medicaid, eligibility: HB 721

Medical devices, equipment, electrical installation: SB 3194

Medical examiners board, appointments, additional staff, licensing director authority: Sub HB 521

Medicare supplemental health insurance act, enacted: *Sub HB 297, CH 153

Mental retardation, institutions, cost reimbursement system established: HB 526

Midwifery advisory committee, created, duties, licensing requirements: *Sub HB 316, CH 53

Multiple sclerosis sufferers, early milk sales provision: *Sub SB 3214, CH 321

Nurses, services, contracts, benefit denial prohibited: HB 356, *Sub SB 3415, CH 175

Nursing homes, cost reimbursement, depreciation base limits: HB 269

Oxygen vendors, medical oxygen tanks, supply adequacy certification: HB 703

Pacemakers, artificial parts, donation permitted: *HB 334, CH 44

Physicians, licenses, application, examination fees, setting: Sub HB 521

Podiatry board, established, members, responsibilities, professional license requirements, penalties: Sub HB 174

Podiatry services, physicians' assistants, foot treatment permitted: Sub HB 521

Residents, long-term care facilities, as defined: HB 301

School districts, employees, state insurance, health care coverage permitted: HB 54

Schools, common, private, oral medication, students: Sub HB 189, Sub SB 3541

Vietnam veterans, agent orange exposure, relief petitioned, objective studies: Sub HJM 7

HEALTH MAINTENANCE ORGANIZATIONS

Insurance commissioner, records examination, reimbursement requirements: HB 251

Nurses, health care services, contracts, benefit denial prohibited: *Sub SB 3415, CH 175

HEARINGS

Administrative hearings office, created, chief administrative law judge: *Sub HB 101, CH 67

Discrimination, complaints, administrative law judge, statutes: *Sub SB 3704, CH 259

Discrimination, complaints, investigations, hearings, conditions prescribed: *Sub SB 3704, CH 259

Energy facilities, siting decisions, expedited: *Sub HB 467, CH 64 PV

Joint operating agencies, obligations, rate impacts, hearings, notice, requirements: HB 575

Juveniles, adjudicatory, dispositional, certain procedures revised: *Sub SB 3190, CH 299

LEOFF, disability benefits, ineligible under Title 51 RCW: HB 716, *Sub HB 138, CH 294 PV

Property, intergovernmental, disposition, surplus: *SB 3067, CH 96

Proportionately licensed vehicles, appeal, collection procedures established: *Sub SB 3777, CH 221

Public assistance, grant adjustments by class: *Sub SB 4299, CH 6 E1 PV

Public assistance, overpayments, fraudulently obtained, collection procedures established: *Sub HB 525, CH 163

School bus drivers, certification cancellation, due process hearing mandated: *SB 3262, CH 200

Sewer, water services, counties, general plan, review committee: *SB 3591, CH 313

Statements, certified, in lieu of sworn testimony, permitted, perjury provision: *SB 3079, CH 187

HEARINGS EXAMINERS

Administrative hearings office, created: *Sub HB 101, CH 67

Personnel appeals board, created, members: HB 41, *Sub HB 302, CH 311

Schools, certificated employees, decision, appeal, final status: HB 122

HEART LAKE

State park, purchase, fund priorities: *Sub SB 3453, CH 271

HEARTS

Pacemakers, artificial parts, donation permitted: *HB 334, CH 44

HEATING

Energy conservation materials, as specified, residential use, sales, use tax exemption: HB 390

Lighting, thermal standards, energy efficient, commercial, residential buildings, building code in effect: HB 608, SB 3310

Municipal corporations, systems, establishment authorized: Sub SB 3033

Water heaters, thermostats, specified temperature setting, conditions prescribed: HB 559

HIGHER EDUCATION PERSONNEL BOARD

Maintenance, operation contracts allowed, bid requirement: HB 25

PERS, service recovery eligibility, certain, classified employees, cut-off date provided: Sub HB 138 PV

Records, employment security department, salary studies access: *SB 3015, CH 177

Salary, committee, state, gambling, jail, public broadcasting commissions, county road administration board, review: Sub SB 702

Veterans preference, retired military personnel, civil service, higher education, employment, disqualification removed: HB 481

HIGHER EDUCATION (See also COLLEGES AND UNIVERSITIES; COMMUNITY COLLEGES; POSTSECONDARY EDUCATION COUNCIL)

Athletic scholarships, students, tuition, fee waivers: Sub SB 3237

Bids, construction projects, single trade, craft area projects: HB 529

Blind, needy, disadvantaged students, resident, tuition, fee waiver: HB 121, Sub SB 3347

HIGHER EDUCATION—cont.

- Bonds, community college education board, owned facilities, capital improvements: *Sub SB 4214, CH 237
- Bonds, higher education institutions, community colleges, capital improvements: *Sub SB 4206, CH 232
- Bonds, UW hospital, related facilities, authorized, conditions prescribed: *Sub SB 4210, CH 233
- Community colleges, law enforcement officers, employment: HB 351
- Costs, tuition fees percentage, various institutions, stated: Sub HB 119
- Dental school, UW, students, certain western states, tuition, fees, nonresident exemption: *SB 3221, CH 20
- Edmonds community college, new district authorized: *Sub HB 335, CH 72 PV
- Educational costs, determination means development: *Sub SB 4090, CH 257
- Educational grant fund, created, student financial assistance: *HB 464, CH 55
- Family conciliation services, family court, persons conducting, professional: HB 541
- Foreign student scholarship program, sunset provisions repealed: *SB 3319, CH 107
- Idaho, tuition, fees reciprocity authorized, net revenues loss computation: HB 461
- Leaves, professional, remunerated: *SB 3555, CH 113
- Nursing homes, administrators, bachelor's degree required: HB 225
- Private enterprise act, enacted, public agencies: Sub HB 687
- Productivity in higher education task force, created: HCR 13
- Rules, proposed, rules review committee responsibility: HB 77
- Students, needy, disadvantaged, financial aid program: HB 463
- Students, parttime, fulltime students tuition, fees: *Sub SB 4090, CH 257
- Term papers, theses, dissertations, commercial operations prohibited: *SB 3058, CH 23
- Tuition, fees, refunds, cancellations, implementation: Sub HB 115
- Tuition, services, activity fees: *Sub SB 4090, CH 257
- Veterans, operating, services, fees increase, waiver: HB 121, Sub SB 3347
- Veterans, tuition exemption, conditions prescribed: HB 478

HIGHWAYS (See also TRANSPORTATION, DEPARTMENT OF)

- Bonds, transportation department appropriation: *Sub SB 3699, CH 316
- Closures, brief, as defined, permitted, notice requirement: HB 594
- Closures, state patrol authority, emergencies: *Sub SB 3232, CH 197
- Limited access, facilities, authority clarified: HB 110, *SB 3065, CH 95
- Loads, oversize, overweight, certain highways, special permit: *HB 227, CH 63
- Offenders, nonviolent, as defined, county road projects: HB 547
- Short plats, short subdivision, right-of-way: HB 539
- Signs, political, temporary, certain permitted: HB 108
- Tort liability, governments, employees, damages, permit: HB 447, HB 684
- Traffic control signs, excluded from rule: HB 109, *SB 3062, CH 183
- Urban arterial board, funds, regional distribution: *Sub SB 3669, CH 315

HOLIDAYS

- Banking day, definition, weekends, holidays exclusion, weekend operation permitted: *SB 3903, CH 122

HOMESTEADS

- Abandonment, conditions, execution proceedings: *HB 599, CH 329
- Bankruptcy, federal, state, duplicate claims prohibited: *Sub HB 184, CH 149
- Foreclosure sales, contracts, loan payment, interest: *Sub SB 3726, CH 322
- Foreclosure sales, tax lien, minimum bid requirements: HB 471
- Judgments, property, real, property, personal: HB 389
- Mobile homes, protection: *HB 599, CH 329
- Mobile homes, waiver permitted, waiver prohibitions prescribed: *Sub HB 397, CH 304 PV

HOMICIDE (See also CRIMES AND CRIMINAL PROCEDURES)

- Capital punishment provisions revised: HB 76, *Sub HB 76, CH 138
- Habitual criminal status, redefined: HB 569

HOOD CANAL

Shellfish pots, lifting, certain hours, unlawful: HB 46

HOOD CANAL BRIDGE

Motor vehicle fund, account created: HB 106, *Sub SB 3063, CH 184

HORSE RACING COMMISSION

Bachofner, Will, member: GA 401

Chinn, Warren, member: GA 399

Mead, Robert L, member: GA 400

Parimutuel pools, out-of-state televised races, as specified, authorized: *SB 3009, CH 70 PV

Race track fees, certain, setting authorized: HB 631

Wagers, exotic races, percentage increased: *SB 3458, CH 135

HORSES

Identification symbols, individual, brand definition exclusion: HB 543

Identification symbols, permanent, registering agency, fees: Sub SB 3545

HORTICULTURE

Horticultural pests, diseases, definitions revised: *SB 3355, CH 296

HOSPITAL COMMISSION

Abolished: HB 87

Freeman, Beverly, member: GA 309, GA 414

Hospitals, certificate of need requirements, capital expenditures: Sub HB 359

LBC sunset act review directed, report requirement: Sub HB 87

Smiley, Jon D, member: GA 310, GA 415

HOSPITALS (See also HEALTH CARE SERVICES AND PROVIDERS)

Certificate of need requirements, capital expenditures: Sub HB 359

Districts, budget actions, time limits revised: Sub HB 28

Districts, territory, withdrawal procedure: HB 710

Electrical devices, medical treatment, diagnosis, electrical installation: *HB 681, CH 57 PV

Galactosemia, newborn infants, screening, duties: HB 642

Health care facilities authority, bonds, interest rate: *SB 3886, CH 121

Health care facilities authority, revenue bond, single issue, single fund, authorized: *SB 3498, CH 31

Hospital indemnity insurance act, enacted: HB 405

Hospital patient review care committee, immunity: *SB 3049, CH 181

Mental retardation, institutions, cost reimbursement system: HB 526

Patients, abuse, state hospitals, nursing homes, reporting immunity: *SB 3131, CH 174

Patients, certain, absentee ballot application provision: Sub HB 43

UW, hospital, related facilities, bonds authorized: *Sub SB 4210, CH 233

HOTELS

Liquor licenses, prescribed food service provision, required: Sub HB 659, *Sub SB 3206, CH 5 E1

Parks, municipal facilities, capital improvements, hotel, motel, tax receipts: SB 3318

Wine, portion in original container, patron removal permitted: *SB 3057, CH 94

HOUSE OF REPRESENTATIVES

Appointment, Jay Lane, oath of office p. 50

Appointment, C.R. "Dick" Nickell, oath of office p. 104

Elections, Speaker, Speaker Pro Tem, Chief Clerk, Sergeant at Arms pp. 21-26

Foster, Dean R., *HFR 81-6, honoring service pp. 98-99

Interim committee appointments p. 1542

Members, Explanation of vote:

Berleen, Jeannette p. 124

Maxie, Peggy Joan p. 485

Members, Statements: Barr, Scott p. 1494

Berleen, Jeannette pp. 582,707

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

HOUSE OF REPRESENTATIVES—cont.

Dickie, Lyle J	p. 739
Ehlers, Wayne	p. 1438
Fiske, Pat	p. 989
Garson, William H	p. 1443
Granlund, Barbara	p. 1459
Houchen, Joan	p. 1261
Isaacson, Ray	pp. 1137,1299
Kreidler, Mike	p. 747
Leonard, Margaret	pp. 408,741,747,1006
Lux, Eugene	p. 658
McDonald, Daniel R	p. 859
Owen, Brad	pp. 744,987
Patrick, Mike	p. 1544
Rosbach, Wilma	p. 1125
Sherman, Marion Kyle	p. 1314
Smith, Curtis	p. 747
Sommers, Helen	p. 690
Sprague, Walt	p. 990
Taylor, Ren	p. 1262
VanderStoep, J	p. 1125
Van Dyken, Roger	p. 189
Williams, Bob	p. 368
Notifying Governor, legislature organized	p. 28
Notifying Senate, House organized, Regular Session, *HFR 81-2	P. 26
Notifying Senate, House organized, 1st Special Session, *HFR 81-83	p. 1540
Notifying Senate, Regular Session, adjournment, *HFR 81-82	p. 1532
Notifying Senate, 1st Special Session, adjournment, *HFR 81-86	p. 1555
Resignation of member, Representative Joe Taller, 36th Dist	p. 50
Rules, permanent, *HFR 81-1	pp. 3-4
Standing committee appointments	pp. 26-27,87,128,358
Statutory committee appointments	p. 1475
Veto override, SHB 1610, 1980 bill	p. 127

HOUSING

Earth-sheltered construction, joint select committee establishment: HCR 25
Mortgage bankers, banking, use in name, permitted: *SB 3785, CH 88

HULK HAULERS

Abandoned vehicles, hulks, traffic offenses: *Sub SB 3080, CH 19
Regulations, revised, crimes defined, penalties prescribed: HB 204

HUMANE SOCIETIES (See also ANIMALS)

Members, police powers, written authorization, revocation provisions: HB 621

HUMAN RIGHTS AND HUMAN RIGHTS COMMISSION

Cross burning, class C felony: Sub HB 72
Discrimination, complaints, investigations, hearings: *Sub SB 3704, CH 259
Discrimination, ordinances against, first class cities, authority: HB 100
Malicious harassment, race, color, religion, ancestry, national origin, class C felony: *Sub
SB 3342, CH 267

HUNTING

Licenses, fees changed: HB 116, *Sub HB 116, CH 310
Licenses, permits, single individual, one document, applicable endorsements: Sub SB 3751
Tags, fees changed: *Sub HB 116, CH 310

IDAHO

- Higher education institutions, tuition, fees, parttime students, resident rates reciprocity: Sub HB 119
- Higher education institutions, tuition, fees, reciprocity: HB 461
- Northwest interstate compact on low-level radioactive waste management, enacted: Sub HB 652, *Sub SB 4182, CH 124 PV

IDENTIFICATION

- Alcohol purchase, proof of age, Canadian, merchant marine ID cards, use permitted: Sub HB 659, *Sub SB 3206, CH 5 E1
- Horses, symbols, individual, brand definition exclusion: HB 543, Sub SB 3545
- Identical cards, cancellation, improper uses violation: *SB 3053, CH 92
- Mobile equipment, as defined, identification number, unique: HB 730
- Motor vehicles, insurance, coverage: HB 344
- Voters, registration, procedures, identification: HB 195

IMMUNITY - LEGAL

- Arson reports, insurance claims denial: Sub HB 699, *Sub SB 3309, CH 320
- Dental examiners board, members, employees, official acts: *SB 3129, CH 99
- DMSO, legend drug, sales, use, manufacture: *Sub HB 88, CH 50
- Energy shortages, local governmental agencies actions, liability immunity: 2nd Sub HB 74, *SB 4208, CH 281
- Gambling commission, members, employees, official actions: Sub HB 657, *Sub SB 3307, CH 139
- Hospital patient review care committee, record availability: *SB 3049, CH 181
- Improper governmental actions, disclosure, public employees: Sub HB 593
- Nursing homes, board, staff, official duties, liability: Sub HB 225
- Oral medication, students, public, private schools: Sub HB 189, Sub SB 3541
- Patient abuse, reporting, state hospitals: *SB 3131, CH 174
- Police dogs, law enforcement officers use: HB 289
- Practical nursing board, members, official duties: Sub HB 274
- Railroad trespassers, injury, death, on bridges, trestles, tracks: HB 114
- Special purpose districts, officials, officers, employees: *Sub SB 3128, CH 190

IMPORTS

- Trade agreements, far east nations, negotiations: HJM 14
- Wine, beer, sample servings permitted: *Sub SB 3060, CH 182

INCOME (See also LOW INCOME)

- Educational grant fund, created, student financial assistance, refunds, recovery, deposit, use prescribed: *HB 464, CH 55
- Property tax, exemption, senior citizens, disabled persons: HB 56, Sub HB 78, HB 155, HB 384
- Students, needy, disadvantaged, financial aid program: HB 463

INDIANS

- Tribes, certain, law enforcement activities, criminal justice training, authorized: SB 3717, *Sub HB 491, CH 13
- Tribes, local government, contracts, regulations prescribed: HB 646
- Uranium, mill licenses, Indian, mandatory reversion requirements: Sub HB 413
- Wanapum (Sokulk Indians), fishing rights, ceremonial, subsistence, authorized: *Sub SB 3024, CH 251

INDUSTRY

- Bedding, furniture, regulated, definitions, registration: HB 309
- Electronics, high-technology, relocation: *HCR 17 Environmental impact statements, qualified, legal requirements: Sub HB 429
- Explosives, sales, gift, disposal, delivery, persons under eighteen, unlawful: HB 22
- Health promotion and protection, disease prevention program: HB 475
- Industrial revenue bonds, tax-free: Sub HJM 9

INDUSTRY—cont.

Land purchase, commercial or industrial use, land development act exclusion: HB 717
 Regulatory fairness act, enacted economic impact: HB 385
 Securities, investment contracts, registration requirements: *Sub SB 3780, CH 272
 Subdivisions, site plans, binding, industrial, commercial use: *Sub HB 323, CH 292
 Subdivisions, site plans, industrial, commercial use: Sub HB 320 PV

INFORMATION

Abortion, informed consent requirement: Sub HB 226
 Campsite reservation, information system, state parks: SB 3612
 DSHS information system, comprehensive, computerized: HCR 15
 Energy information, private, public energy suppliers: HB 402
 Financial affairs privacy act, enacted: HB 579
 Highway construction, bid qualifying: *SB 3580, CH 215
 Improper governmental actions, disclosure, public employees: Sub HB 593
 Information systems management reorganization task force, created: HB 411

INITIATIVES AND REFERENDUMS

Ambulance services, county transportation authorities, operations authorized: *Sub SB 3388, CH 319
 Amended legislatively, not subject to referendum: Sub SJR 133
 Appropriations, interim, joint legislative committee, establishment by statute: HJR 12
 Bonds, revenue, state, municipal corporations, public corporations, issuance: *Sub HJR 7
 Budget, federal, balanced, via constitutional amendment or constitutional convention call: SJM 105
 Cities, towns, powers authorized, conditions: HB 538
 Clarifications: Sub SB 3895
 Court commissioners, superior courts, additional: HJR 3, *SJR 107
 Emergency telephone communications, definitions, county tax authorized: *Sub HB 484, CH 160
 Food, sales, use tax exemption repealed: HB 685
 Indebtedness, public projects: HJR 11
 Initiative reform act, enacted: HB 299
 Joint operating agencies, nuclear facilities completion: HB 325, HB 445
 Levy growth limitations, residential, nonresidential property: HJR 9
 Natural environment, conservancy environment: HB 125
 Petitions, normal size paper, use allowed, newsprint: Sub SB 3645
 Petitions, requirements updated: Sub HB 663
 Property, real, all, current use assessment, permitted: HJR 5
 Property tax relief, residential, legislative limitation: HJR 1
 Reapportionment and redistricting act, enacted: HB 283
 Redistricting commission, establishment: HJR 6, Sub SJR 108
 Referendum 38, water supply facilities: *HB 707, CH 170
 Renters, retired, rent relief permitted: HJR 8
 Sales, use tax, cities, counties, additional allowed: HB 749
 Salmon harvesters commission, creation: HB 749
 Signature filing requirements, waiting periods removed: Sub SJR 133
 Solid waste, resource conservation goals, waste reduction: HB 510
 Superior court, retired judges, pro tem appointments authorized: Sub HJR 10
 Unicameral legislature, establishment: HJR 2

INJURY

Railroad trespassers, injury, death, on bridges, trestles, tracks, liability immunity: HB 114
 State patrol, disability leave, conditions prescribed: *HB 620, CH 165
 Workers' compensation vocational rehabilitation reform act: HB 454

INSPECTIONS

Agriculture department, specified fees, increased, appropriation: *Sub HB 252, CH 297
 Electrical inspection fees, cities, towns: HB 171 V

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

INSPECTIONS—cont.

- Gambling commission, certain organizations, reasonable time defined: Sub HB 657, *Sub SB 3307, CH 139
- Hulk haulers, vehicle repairmen, rebuilders, wreckers, scrap processors: HB 204
- Liquor inspections, manufacturers, licensees, drug stores: Sub HB 659
- Motor vehicle alcohol fuel manufacturers: Sub HB 659
- Motor vehicles, identification numbers, out-of-state inspection: HB 400
- Tort liability, governments, employees, damages, permit: HB 447, HB 684
- Valuation, taxable real property, affidavit requirements: Sub HB 62
- Water heaters, thermostats, specified temperature setting: HB 559
- Water wells, ground protection, inspection fees established: Sub HB 578

INSTITUTIONAL INDUSTRIES AND INSTITUTIONAL INDUSTRIES COMMISSION

- Board, created, members, duties, corrections department appropriation: *2nd Sub HB 235, CH 136 PV

INSTITUTIONS (See also SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)

- Clallam county, medium security prison, land acquisition, construction: HB 714
- Corrections department, created, secretary: HB 482
- Corrections facilities, siting standards, adoption required, conditions prescribed: HB 441
- Corrections, facilities, work release program purposes, redefined: Sub HB 399
- Juvenile correctional, serious offenders: HB 134
- McNeil Island correctional facilities, DSHS management power authorized: HB 399
- Mental retardation, accounting and reimbursement system created: HB 416
- Mental retardation, cost reimbursement system established: HB 526
- Prison siting task force, immediate appointment requested: Sub HCR 20
- Residential schools, residents, community placement: Sub SB 3043, *2nd Sub HB 628, CH 166 PV

INSULATION

- Energy conservation materials, residential use, sales, use tax exemption: HB 390
- Irrigation districts, certain, energy conservation: *SB 3356, CH 345
- Urea-formaldehyde based foam, installation, residential structures, prohibited: HB 51, SB 3310

INSURANCE AND INSURANCE COMMISSIONER (See also WORKERS' COMPENSATION - INDUSTRIAL INSURANCE AND SAFETY)

- Adjusters, agents, corporate, license requirements: *Sub HB 144, CH 339 PV
- Arson, classification revised, actions, commencement period: *SB 3295, CH 203
- Arson investigators, police powers granted: *SB 3293, CH 104
- Arson reports, reliance, claims denial purposes, immunity: Sub HB 699, *Sub SB 3309, CH 320
- Casualty insurance proceeds, ownership declared: HB 637
- Chiropractic services, health care service contractors: HB 496
- Death benefits, last illness expenses, insurers: *HB 530, CH 333
- Dread disease insurance act, enacted: HB 404
- Escrow agents, errors and omission, coverage: Sub HB 555
- Examining bureaus, licensed, organization, operation permitted: HB 230
- Financial responsibility, motor vehicle accidents: HB 249, *HB 228, CH 309
- Financial responsibility, driver's licenses or permits, proof requirement: *SB 3051, CH 91
- Fire insurance policies, issuance, continuance, anti-arson requirements permitted: SB 3297
- Fire insurance proceeds, ownership declared: HB 637
- Group plans, PERS, TRS, allowances, deductions, premium payment, permitted: HB 733
- Health, accident insurance proceeds: HB 637
- Health care contractors, HMO's, records examination: HB 251
- Health care service contractors, coverage, specific categories: HB 501
- Health care service contractors, insurance premium tax increased: HB 280

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

INSURANCE AND INSURANCE COMMISSIONER—cont.

Health care service contractors, surety bond requirements: *Sub HB 144, CH 339 PV
 Health incentive insurance plan, state employees: HB 85
 Hood Canal bridge account, motor vehicle fund, created: HB 106, *Sub SB 3063, CH 184
 Hospital indemnity insurance act, enacted: HB 405
 Independent testing services, examinations: *SB 3383, CH 111
 Industrial insurance, self-insurers, benefits, death, permanent disability: *Sub SB 3602, CH 325
 Industrial loan companies, credit life insurance provision: HB 199
 Juveniles, community service, industrial insurance, medical aid, liability: *SB 3191, CH 266
 Legal process, certain, fees increased: SB 3182
 Loans, life insurance policies, maximum interest prescribed: *Sub HB 570, CH 247
 Medicare supplemental health insurance act: *Sub HB 297, CH 153
 Motor vehicles, comprehensive, collision coverage, liability coverage: SB 3244
 Motor vehicles, insurance, coverage: HB 344
 Motor vehicles, insurance, renewal, criteria statement required: HB 418
 Motor vehicles, underinsured coverage, hit and run: SB 3244, *HB 254, CH 150 PV
 No-fault automobile insurance, enacted, conditions prescribed: HB 661
 Pilots, maritime, liability limitation: *SB 3230, CH 196
 Premium taxes, credit, certain assessments, repealed: HB 651
 Premium taxes, prepayment provision: *Sub HB 207, CH 6
 Rating bureaus, license requirements, responsibilities: HB 230
 Risk management office, expiration date extended: HB 358, *SB 3465, CH 112
 School districts, employees, state insurance, health care coverage: HB 54
 SEIB, multiple carriers, contracts allowed: HB 736
 Sewer, water districts, term coverage: *Sub SB 3128, CH 190
 Speeding violations, traffic infraction, energy waste: Sub HB 355
 Standard valuation law enacted, outstanding policies annuities: SB 4201
 State employees insurance board, self-funding, programs: Sub HB 737
 Surplus line brokers, residency requirement: *SB 3250, CH 199
 Title insurance agents, separate licensing examination: *SB 3834, CH 223
 Veterans' loan, references deleted: SB 3017

INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

Members, appointment, senate advice, consent required: *SB 3000, CH 338 PV
 Members, certain, deleted, sunset termination date extended director, assistant director provision: HB 127, *SB 3343, CH 206

INTEREST AND USURY

Bond anticipation notes, interest payment requirements prescribed: *SB 3170, CH 29
 Bonds, local government, governing body determination: *Sub HB 324, CH 156
 Cash discounts, permitted, service charge definition exclusion: *HB 160, CH 77 PV
 Commercial transactions, certain: HB 232, HB 513, *HB 137, CH 78 PV
 Consumer finance companies, maximum loan increased: HB 202
 Contracts, state, local agencies, delinquent payments: *2nd Sub HB 157, CH 68
 Counties, facilities under construction, bonds: SB 3592
 Credit unions, credit interest rates, deposit rates: *HB 143, CH 81
 Credit unions, 1% month interest limit removed: HB 486
 Financial institutions, as defined, depositors, accounts classification: SB 3925, *HB 701, CH 82
 Health care facilities authority, bonds, interest rate: *SB 3886, CH 121
 Health care service contractors, insurance premium tax increased: HB 280
 Installment sales, 12% limit removed: *HB 160, CH 77 PV
 Insurance policies, life, loans, maximum prescribed: *Sub HB 570, CH 247
 Irrigation districts, assessments, delinquent: *SB 3358, CH 209
 Joint operating agencies, interest rate, bonds: *Sub HB 339, CH 1 E1
 LID's, formation, financing, procedures modified: HB 519, *Sub SB 4209, CH 323
 Liens, property tax deferrals: Sub HB 506, HB 647

INTEREST AND USURY—cont.

- Loans, corporations, as defined, governmental agencies, usury defense prohibited: HB 232
- Loans, interest rate, different, not agreed to, increased: SB 3066, *HB 136, CH 80
- Loans, interest rate, tied to T bill rate, monthly: *HB 137, CH 78 PV
- Loans, real estate secured, certain, increased interest rates: HB 200
- p Overpayments, DSHS recovery, interest provisions: HB 498
- Property, real, transfers, increases allowed: HB 588
- Property tax, deferrals, interest rate, senior citizens, disabled persons: *Sub SB 3726, CH 322
- Property tax, delinquent, interest, penalties, costs: Sub HB 639
- Property tax, delinquent, rate increased: HB 6, HB 192
- Proportionately licensed vehicles, appeal: *Sub SB 3777, CH 221
- Real estate excise tax, unpaid, interest rate specified, evasion penalty imposed: *Sub HB 648, CH 167
- Retail installment sales, not subject to retail installment sales law: HB 201
- Retail installment transactions, as defined, not subject usury law: *HB 137, CH 78 PV, *HB 160, CH 77 PV
- Savings accounts, rates, restriction removal petitioned: HJM 16
- Savings accounts, rates, restriction removal urged: HCR 22
- Securities, brokers, dealers, usury limit exemption: *HB 96, CH 79
- Sewer, water districts, funds investment: *Sub 3075, CH 24
- Social security, reports, payments, delinquency penalties: *SB 3641, CH 119
- Usury, defense prohibited, personal property: Sub HB 513, *HB 137, CH 78 PV
- Usury, defense, real estate contracts, certain, prohibited: HB 630
- Warrants, fiscal, payment period revised, rate establishment: *Sub SB 3210, CH 10

INTERNATIONAL TRADE (See also FOREIGN TRADE)

- Convention and trade center, council created, members, study, Seattle location, recommendations requirements: SCR 116
- Convention and trade center, state, Seattle location: Sub HB 739
- Joint select legislative committee, established, members, duties: *SCR 109
- Trade agreements, far east nations, negotiations: HJM 14

INTERNS

- Pharmacy, registration authority, students, deleted: *2nd Sub HB 169, CH 147

INTERSTATE COMPACTS

- Corrections, participation authorized: HB 435
- Northwest interstate compact on low-level radioactive waste: Sub HB 652, *Sub SB 4182, CH 124 PV

INVENTORIES

- Land, public, state agencies, OFM inventory maintenance, procedures, establishment required: *HB 354, CH 157

INVESTIGATION AND INVESTIGATORS

- Arson, police powers granted, training requirements: *SB 3293, CH 104
- Child abuse, DSHS, central registry, records availability: *Sub HB 532, CH 164
- Child protective services, central registry: HB 326
- Crimes, corruption, public, related offenses: HB 450
- Crimes, prosecution, concurrent powers granted: *Sub SB 3640, CH 335
- Dependent persons, adult, abuse, report procedures: Sub SB 3582
- Fires, unincorporated areas, county fire marshal notification: *SB 3293, CH 104
- Law enforcement officers, organizations, legal gambling activities: HB 565
- Medical practice investigator, renamed health care investigator: Sub HB 521
- Special investigations department, created: HB 395

INVESTMENTS (See also STATE INVESTMENT BOARD)

- Agricultural transactions, usury defense prohibited: *HB 137, CH 78, HB 232, HB 513
- Cities, towns, pension system boards: Sub HB 696

INVESTMENTS—cont.

- Commercial transactions, usury defense prohibited: HB 160, HB 232, HB 513
 Economic assistance act, obligations, rights: HB 582
 Financial institutions, as defined, depositors, accounts classification: SB 3925, *HB 701, CH 82
 Funds, municipal, certain, validation, existing investments: *SB 3730, CH 218
 International trade, tourism, investment, joint select legislative committee, established, members, duties: *SCR 109
 Investment reserve account, abolished, funds deposit, general fund: *SB 4363, CH 242
 Mortgages, home, state funds, investment authorized: HB 111
 Mutual savings banks, operations, assets, investments, requirements: HB 194, *SB 3327, CH 86
 Radiation perpetual maintenance fund, size, investment responsibility: Sub HB 413
 Securities, certain, registration, maximum fee limitation: Sub HB 152
 Securities, liability, state agency governing body: *Sub SB 3780, CH 272
 Sewer, water districts, funds, interest bearing demand accounts: *Sub SB 3075, CH 24
 Transactions, usury defense prohibited: HB 513, *HB 137, CH 78 PV

IRRIGATION DISTRICTS (See also DISTRICTS)

- Agreements, two or more districts, authorized: *HB 181, CH 62
 Assessments, delinquent, interest rate increased: *SB 3358, CH 209
 Checks, issuance, board authorization: HB 180, Sub HB 247
 Cloud seeding, emergency, program establishment: *Sub SB 4087, CH 278
 Damages, official duties, defense, judgments: Sub SB 3363
 Energy conservation, residential structures, materials, equipment, acquisition: *SB 3356, CH 208, CH 345
 Funds, public deposit, definition inclusion: HB 180, Sub HB 247
 Reclamation, projects, studies, surveys, water rights: *Sub SB 3630, CH 216
 Trees, infected, shrubs, nursery stock, public property: *SB 3355, CH 296
 Water rights, revision, minimum flow, level requirements: *HB 99, CH 291

ISLAND COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

ISSAQUAH

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

JAIL COMMISSION, STATE

- Aguilar, Ernest I J, member: GA 360
 Conrad, Les, member: GA 420
 Jail buildings, application review costs, general obligation bonds: *Sub HB 388, CH 131
 Jails, local, improvements, construction funds: *SB 3304, CH 276
 Kenney, Phyllis M, member: GA 480
 Robinson, Charles E, member: GA 419
 Salaries, state committee, subject to review, study authority: Sub HB 702

JAILS

- Bonds, general obligation, issuance authorized: *Sub HB 388, CH 131
 Cities, counties, improvement, construction funds, eligibility modified: *SB 3304, CH 276
 Conditional release, persons, mental institutions, criminal activities: HB 381
 Criminally insane, awaiting court hearing: HB 381
 Detention facility, juvenile offenders, where confined: HB 706

JAPAN

- Trade agreements, far east nations, appropriate negotiations: HJM 14

JAPANESE-AMERICANS

- Internment, commemoration, state historical society, funding requirements, appropriation: HB 483

JEFFERSON COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207
 Marine transportation benefit area, created, composition: HB 750

JOINT SESSIONS

Canvassing votes, message, Secretary of State pp. 41-43
 Inaugural address, oath of office, elected officials pp. 50-55
 Memorial service pp. 417-419
 Message, Governor Dixie Lee Ray pp. 44-45
 Senator Warren G. Magnuson, *HCR 4, honoring pp.463-471

JOINT TENANCY

Savings and loan associations, deposit revisions: HB 253

JUDGES

Convicted persons, statements, prison terms: HB 432
 Court of appeals, election, terms prescribed: HB 533
 Judicial qualifications commission, implementation: *SB 3071, CH 268
 Judicial training, programs, standards: SB 4083, *Sub HB 431, CH 132
 Organized crime policy board, meeting requirements: Sub SB 3120
 Pro tem, retired judges, superior court appointment authorized: Sub HJR 10
 Pro tem, subsistence, lodging, travel expenses: *SB 3072, CH 186
 Retirement system, disability, certain statutes modified: Sub SB 3743
 Sentencing reform act, enacted: *2nd Sub HB 440, CH 137
 Superior court, certain counties, number increased: *HB 625, CH 65

JUDGMENTS

Children, dependent, support, enforcement period extended: *SB 3189, CH 195
 Confessions, defendants, judgments, superior, district, justice of peace court, allowed: HB 673
 Foreclosure sales, tax lien, minimum bid requirements: HB 471
 Garnishment, application requirements: *SB 3183, CH 193
 Irrigation districts, damages, official duties, payment provision: Sub SB 3363
 Prejudgment interest permitted: HB 129, Sub SB 3078
 Property, personal, real, execution sale: HB 389, *HB 599, CH 329
 Restaurants, meals, nonpayment, liability established: *HB 244, CH 126
 Writs of execution, service: *SB 3183, CH 193

JUDICIAL COUNCIL

Cross-reference, erroneous, traffic schools, corrected: *Sub SB 3080, CH 19
 Double amendment, correction: *SB 3077, CH 260
 Judges, pro tem, subsistence, lodging, travel expenses: *SB 3072, CH 186
 Judgments, prejudgment interest permitted: HB 129, Sub SB 3078
 Judicial qualifications commission, implementation provisions: *SB 3071, CH 268
 Sentencing, after appeals, police court: SB 3069
 Statements, in lieu of sworn testimony, perjury provision: *SB 3079, CH 187

JUDICIAL INFORMATION SYSTEM

Courts of limited jurisdiction, criminal actions, cost assessment: *HB 590, CH 330
 Support, additional fees, charges, supreme court, court of appeals, courts of limited jurisdiction, juvenile courts, superior courts, traffic infractions, levied: HB 422

JUDICIAL QUALIFICATIONS COMMISSION

Bryan, Greta Ann, member: GA 482
 Implementation provisions: *SB 3071, CH 268
 Sandstrom, Ann, member: GA 481

JUDICIAL REVIEW

Energy facilities, siting decisions, expedited: *Sub HB 467, CH 64 PV

JUDICIAL SYSTEM

Court congestion reduction act, enacted, council study: Sub HB 601, Sub SB 3110

JUDICIAL SYSTEM—cont.

- Forms management, procedures updated: HB 49
- Judges, court of appeals, terms prescribed: HB 533
- Justices of the peace, parttime, salaries increased: HB 751
- Law reform commission, proposed establishment, joint study: HCR 6
- Salary, committee, state, gambling, jail, public broadcasting commissions, county road administration board, subject to review, study: Sub HB 702
- Training, programs, standards, transferred from criminal justice training commission: SB 4083, *Sub HB 431, CH 132

JURORS AND JURIES

- Venue, change, jury selection, another county, permitted: *SB 3298, CH 205

JUSTICE COURTS

- Criminal actions, cost assessment, judicial information system allocation: *HB 590, CH 330
- Judges, fulltime limitation authority, counties, deleted: HB 515
- Jurisdiction, maximum increased: Sub SB 3110, *Sub HB 601, CH 331

JUSTICES OF THE PEACE

- Attorneys fees, certain, prohibition removed: SB 3114
- Confessions, defendant, judgment allowed: HB 673
- Pro tem, qualification, registered voter: Sub SB 3110, *Sub HB 601, CH 331
- Salaries, parttime justices, increased: HB 751

JUVENILE COURT (See also COURTS)

- Cases, transfer to county of residence, disposition order: *Sub SB 3190, CH 299
- Cost assessment, additional, state general fund deposit required: *HB 590, CH 330
- Employees, collective bargaining, inclusion: HB 345
- Judicial information system, support, additional fees, charges levied: HB 422, *HB 590, CH 330
- Juvenile court law, enacted, existing law repealed: HB 141
- Records, diversion, certain, destruction: *Sub SB 3190, CH 299

JUVENILES (See also SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)

- Administrative authority, transferred to administrator for the courts: HB 141
- Adoption, consent, approval: Sub HB 451
- Alternative residential placement, orders, criteria revised: Sub HB 91, *Sub SB 3188, CH 298
- Bonds, facilities, capital improvements: *Sub SB 3211, CH 234
- Cases, transfer to county of residence, disposition order: HB 142, *Sub SB 3190, CH 299
- Community service, industrial insurance, medical aid benefits, liability insurance: *SB 3191, CH 266
- Confinement, pending appeal, limited: HB 142, *Sub SB 3190, CH 299
- Correctional institution, establishment, DSHS supervision: HB 134
- Crimes, accusation, SPI learning/language disabilities: HB 712
- Crisis centers, residential, placement: Sub HB 91, *Sub SB 3188, CH 298
- Custody, release, transportation home: HB 14
- Detention facility, juvenile offenders: HB 706
- Detention, transfer adult criminal prosecution, circumstances: HB 217
- Disposition standards, adopted: HCR 10, SCR 105
- Offenses, crimes rendering criminal assistance, added: HB 600
- Parent-child relationship, termination, adoption purposes: Sub HB 451
- Residential schools, residents, community placement: HB 340
- Residential schools, residents, community placement: Sub SB 3043, *2nd Sub HB 628, CH 166 PV
- Rights, judicial proceedings: HB 142
- Support, parental ability to pay: Sub HB 91, *Sub SB 3188, CH 298
- Treatment alternatives to street crime programs, DSHS appropriation: HB 627

KALAMA

Coal bulk handling facility, need exists, construction urged: *HCR 19

KENNEWICK

Energy fair '83, bonds authorized: Sub HB 489

Energy fair '83, commission, created, appropriation, Vista Field area: HB 488

Energy fair '83, exhibit, OFM appropriation, distribution: *Sub HB 490, CH 69

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

Pasco-Kennewick bridge, across Columbia River, preservation specifications: Sub SB 3027

KING COUNTY

Convention and trade center, council created, members, study: SCR 116

Convention, trade center, state, Seattle location: Sub HB 739

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

KITSAP COUNTY

Frances Hadden Morgan children's center, residential school establishment: SB 4199

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

Marine transportation benefit area, created: HB 750

KITTITAS COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

KLICKITAT COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

LABOR AND INDUSTRIES, DEPARTMENT OF

Apprenticeship division, responsibilities, craftsmen, traditional skills development: Sub SB 3030

Assault victims, under 16, seventy-two hour reporting requirement not applicable: HB 151

Contractors, bonds, district court actions authorized: SB 3115

Contractors, public works, wages, prevailing, job sites: *HB 438, CH 46

Contractors, registration, valid certificate, surety bond: HB 367

Crime victims assistance fund, created, L&I department administration: HB 514, SB 3301

Crime victims compensation, termination: *Sub SB 4299, CH 6 E1 PV

Displaced homemaker program, agency services description: HB 286

Electrical devices, medical treatment, diagnosis, electrical installation requirements: *HB 681, CH 57 PV

Electrical inspection fees, cities, towns, limitation: HB 171 V

Explosives, sales, gift, disposal, delivery: HB 22

Industrial insurance, contractors, registered and licensed electrical subcontractors: *Sub HB 250, CH 128

Industrial insurance, deductions, employees, annual accounting: HB 377

Industrial insurance division, duties transferred, workers' compensation fund: Sub HB 31

Industrial insurance, self-insurers, benefits: *Sub SB 3602, CH 325

Industrial insurance, self-insurers, claims: *Sub SB 3542, CH 326

Industrial insurance, self-insurers, educational service districts: HB 348

Kinville, Sam, director: GA 377

LEOFF, disability benefits: HB 716, *Sub HB 138, CH 294 PV

Medical devices, equipment, electrical installation: SB 3194

Operations, reduction, written notice, employees: HB 398

Oversight committee, joint regulatory, established: HCR 16

Workers' compensation vocational rehabilitation reform act, enacted: HB 454

LABORATORIES

Marriage license requirements, other states, certificates provision: HB 414, *SB 4327, CH 284

Toxicological, state, liquor revenue allocation abolished: HB 742

LAND DEVELOPERS

Land purchase, commercial or industrial use: HB 717

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

LAND DEVELOPERS—cont.

Subdivisions, land use decisions, recommendations, written: *Sub HB 320, CH 293 PV
 Subdivisions, site plans, binding, industrial, commercial use: *Sub HB 323, CH 292

LANDLORD-TENANT ACT, RESIDENTIAL (See also MOBILE HOMES and MOBILE HOME LANDLORD-TENANT ACT)

Abandonment, definition modified, property storage, sales, costs: HB 586
 Tenants, public service charges owed: Sub HB 329

LAND (See also PUBLIC LANDS; NATURAL RESOURCES, DEPARTMENT OF; ENVIRONMENTAL IMPACT STATEMENTS)

Accreted, Toutle, Cowlitz rivers, deposits, DNR impact study: Sub SB 3824
 Dredged materials, Toutle, Cowlitz, Coweman rivers, property owners, disposal rights: *SB 3272, CH 275
 Environmental council, interagency, established: HB 429
 Forest, reforestation, owner obligation, transfers: Sub HB 419
 Forest, value, tax roll changes forbidden: *HB 175, CH 148
 Grange, contiguous grange hall property, open space land definition inclusion: HB 546
 Irrigation districts, proposed inclusion: Sub HB 247
 Landowner contingency forest fire suppression account: *SB 3168, CH 28
 Odors, agricultural, certain, clean air act exemption: *Sub HB 252, CH 297
 Purchase, commercial or industrial use, land development act exclusion: HB 717
 Reclamation projects, studies, surveys, water rights determination: *Sub SB 3630, CH 216

LAW ENFORCEMENT

Arson, investigators, police powers granted: *SB 3293, CH 104
 Blue lights, motor vehicles, game, fisheries departments, parks, recreation commission, use authorized: Sub SB 3258
 Border towns, police protection, state appropriation allocation formula: *2nd Sub HB 257, CH 269
 Child abuse, DSHS, central registry, records availability: *Sub HB 532, CH 164
 Child protective services, central registry, DSHS investigative personnel: HB 326
 Communications, private, interception, judicial orders: HB 233
 Crime victims, witnesses, bill of rights enacted: *Sub HB 128, CH 145
 Dependent persons, adult, abuse, report procedures: Sub SB 3582
 Drivers, records, negative file availability: *SB 3052, CH 22
 Gambling commission, deputy director, enforcement powers: Sub HB 657, *Sub SB 3307, CH 139
 Humane society members, police powers, written authorization: HB 621
 Juveniles, custody, release, transportation home: HB 14
 Juveniles, custody, requirements prescribed: Sub HB 91
 Patients, abuse, nursing homes, state hospitals: *SB 3131, CH 174
 Pawnbrokers, precious metals buyers, reports, police chiefs, sheriffs: Sub HB 731
 Security forces, nuclear plants, operating or under construction: *HB 304, CH 301
 Service districts, county establishment authorized, purposes: HB 394

LAW ENFORCEMENT OFFICERS

Accidents, motor vehicle, official business, procedures revised: SB 3233
 Collective bargaining, uniformed personnel, cities: Sub HB 34
 Community colleges, employment, specified duties, authorized: HB 351
 Domestic violence, reports, enforcement authority: *Sub HB 128, CH 145
 Driver's license, suspended, power of arrest: *SB 3306, CH 106
 Exhibits, trial, disposition, sheriffs, police, firearms use: *Sub HB 314, CH 154
 Indian tribes, certain, members, law enforcement activities: SB 3717, *Sub HB 491, CH 134
 Legal gambling activities, involvement prohibited: HB 565
 Liquor laws enforcement, resistance unlawful: Sub HB 659, *Sub SB 3206, CH 5 E1
 Motor vehicles, accidents, investigated,, reports: *SB 3234, CH 30
 Motor vehicles, insurance, coverage: HB 344
 Pawnbrokers, precious metals buyers: Sub HB 731

LAW ENFORCEMENT OFFICERS—cont.

- Pistols, sales, additional fee levied: Sub HB 598
- Police dogs, use, civil immunity granted: HB 289
- Port districts, police officers, appointment permitted: *Sub SB 3118, CH 97
- Salmon harvesters commission, created: Sub SB 3204
- Sheriffs, police chiefs association, appropriation: Sub HB 598
- State patrol, collective bargaining, inclusion: Sub HB 291
- State patrol, promotion examination, frequency increased: HB 614
- Witness fees, traffic infractions: *Sub SB 3080, CH 19

LAW LIBRARIES

- State, session laws, bound volumes, price: *HB 502, CH 162
- UW law library revolving fund created, filing fees: HB 590

LAW REFORM COMMISSION

- Proposed establishment, joint study committee, created, members, duties, report: HCR 6

LEASES (See also RENT AND RENTALS)

- Buildings, publicly owned, renewable energy systems: SB 3156
- Business opportunity fraud act, enacted: *HB 341, CH 155
- Energy fair '83, commission, created: HB 488
- Gardening, city-owned electrical transmission lines: *SB 3140, CH 100
- Hanford reservation, energy office responsibilities: Sub HB 402, *Sub SB 4085, CH 295 PV
- Mobile homes, certain, use tax liability exclusion: HB 7
- Mobile homes, leases, rental agreements: *Sub HB 397, CH 304 PV
- Navigable water, beds, water, air space, abutting landowners: HB 469
- Port commissions, rent security requirement: *HB 105, CH 125
- Property, personal, sales tax exemption, personal property tax: HB 645
- Public land, provisions modified: HB 300
- School transportation program, district authority: *Sub SB 3845, CH 265
- Tenants, public service charges owed, landlord's property: Sub HB 329
- Tidelands, harbor areas, requirements modified: SB 3565
- Title insurers, tract index requirements: *SB 3834, CH 223

LEAVES AND SABBATICALS (See also SICK LEAVE)

- Higher education, leaves, professional: *SB 3555, CH 113
- State patrol, disability leave, conditions prescribed: *HB 620, CH 165
- Vacation, state employees, officials: Sub HB 95

LEGAL SERVICES

- Inmates, correctional institutions, department responsibility: *2nd Sub HB 235, CH 136 PV
- Open meetings law, executive sessions, legal counsel: HB 213

LEGISLATIVE BILLS

- Consideration, cut-off dates: SCR 102, *HCR 3
- Cut-off dates, certain, extended: *HCR 23, *HCR 27, *SCR 113
- Fiscal impact, local government, fiscal notes required: HB 39
- Fiscal notes, distribution specified: Sub SB 3386
- Fiscal notes, LBC preparation directed: HB 694
- Reintroduction, 1981 special session, as specified: *SCR 119
- Session laws, publication, statute law committee appropriation: *HB 502, CH 162
- State printer, printing, binding authority deleted: HB 691
- Transmittal, retention, house of origin: *HCR 28

LEGISLATIVE BUDGET COMMITTEE

- Cemetery board, members, office retention: HB 531
- Crimes, investigation, prosecution, performance audit: *Sub SB 3640, CH 335
- Federal grants, certain, expenditures: HB 406
- Fiscal notes, OFM statutory requirements repealed: Sub SB 3386
- Fiscal notes, preparation directed: HB 694
- Fiscal notes, procedures: Sub SB 3386

LEGISLATIVE BUDGET COMMITTEE—cont.

- Forms management, procedures updated: SB 3020, *Sub HB 49, CH 32 PV
- Geographic names board, members, terms specified: HB 527
- Hospital commission, sunset act review directed: Sub HB 87
- Probation counselors, obsolete provisions deleted: SB 3019
- Probation, special supervisors programs: *HB 120, CH 60
- Records, employment security department, personnel, salary studies access: *SB 3015, CH 177
- Rules, administrative, Flesch reading ease test, minimum score requirement: Sub HB 580
- Tax preferences, sunset enactment, review factors: HB 654
- Unanticipated receipts, federal, emergency board designation: HB 713
- Veterans' loan insurance, references deleted: SB 3017

LEGISLATIVE ETHICS

- Ethics guide, joint board of legislative ethics, preparation, publication: HB 738
- House, Senate, joint boards, rules adoption authority: HB 8
- Jurisdiction, former legislators, employees, inclusion, statute of limitations: HB 544
- Party affiliation, elected officials, change prohibited: HB 495

LEGISLATIVE RULES

- Ethics boards, House, Senate, joint, rules adoption, enforcement authority: HB 8
- Joint, adopted: *SCR 103

LEGISLATORS (See also LEGISLATIVE ETHICS)

- Contributions, during legislative session, prohibited: Sub SB 3844
- Felony conviction, oath, mandatory imprisonment: HB 90, HB 516
- Felony conviction, salary terminated: HB 332
- Fiscal notes, request, LBC preparation directed: Sub SB 3386
- Party affiliation, change prohibited during term, gross misdemeanor: HB 495
- Public trust act, enacted: HB 211
- Salaries, 1982-83 increases, provision deleted: HB 744

LEGISLATURE

- Adjournment sine die, House notified: *SCR 118
- Adjournment sine die, 1981 special session, governor notified: *SCR 122
- Adjournment sine die, 1981 regular session, governor notified: *SCR 117
- Agricultural study committee, joint, created, duties: HCR 5
- Appropriations, interim, joint legislative committee: HJR 12
- Audit experience, committee, CPA's, certain, established: *SB 4033, CH 336
- Centennial commission, established, membership: Sub SB 3031
- Citizens study commission on school finance, created: HB 719
- Coal bulk handling facility, construction urged: *HCR 19
- Columbia River Gorge select committee, governor's, created: *Sub SB 3945, CH 226
- Committee, appointment, juvenile law oversight: Sub HB 91
- Credit study commission created, study, report: Sub HB 513
- Deceased former members, commemorated March 13, 1981: *HCR 9
- Earth-sheltered construction, joint select committee establishment: HCR 25
- Electronics, high-technology industries, relocation: *HCR 17
- Energy supply emergencies, annual review: 2nd Sub HB 74, *SB 4208, CH 281
- Environmental policy commission, established: *Sub SB 4190, CH 289
- Foreign trade policy declared, domestic, international commerce development encouragement: *HCR 4
- Forms management procedures updated: *Sub HB 49, CH 32 PV
- Illegal drug trafficking, interim joint select committee: *HCR 7
- Initiatives, referendum measures, amended legislatively: Sub SJR 133
- International trade, tourism, investment, joint select legislative committee, established: *SCR 109
- Investment board, state, legislative members: *SB 3740, CH 219
- Joint operating agencies, boards, executive committees: HB 509

LEGISLATURE—cont.

- Joint operating agencies, thermal power plant, certain, construction: HB 548
 Joint rules, *SCR 103 pp. 191-198
 Juveniles, disposition standards, adopted: HCR 10, SCR 105
 Law reform commission, joint study committee, created: HCR 6
 Legislative facilities, joint committee, created: HB 363
 Legislators, contributions, during legislative session, prohibited: Sub SB 3844
 Legislators, salaries, 1982-83 increases, provision deleted: HB 744
 Local government, audit requirements, joint review, report: HCR 21
 Magnuson, Warren G., honoring, joint session: *HCR 14 pp. 463-471
 Memorial service, pp. 417-419
 Mental health services, select joint committee, establishment: *SCR 114
 Mid-Columbia performing and visual arts festival steering commission, created: HB 321
 National academy of peace and conflict resolution, establishment requested: HCR 24
 Nigerian delegation congratulations: *HCR 8
 Northwest interstate compact on low-level radioactive waste management, enacted: Sub HB 652, *Sub SB 4182, CH 124 PV
 Organized, 1981 regular session, governor notified: *HCR 1
 Oversight committee, joint regulatory, established: HCR 16
 Party affiliation change during term of office prohibited: HB 495
 President's economic recovery plan, congressional support, petitioned: HJM 17
 Priority budgeting, legislative oversight committee, created: HB 511
 Prison siting task force, immediate appointment requested: Sub HCR 20
 Productivity in education task force, created: HCR 12, HCR 13
 Public trust act, enacted: HB 211
 Radioactive waste storage compact commission, created: HB 159
 Reapportionment and redistricting act, enacted: HB 282, HB 283
 Recreation guide, comparison other state agency publications: SB 3915
 Redistricting and reapportionment, provisions, emergency clause: *Sub SB 3655, CH 288 PV
 Redistricting commission, establishment, members, direction: HJR 6, Sub SJR 108
 Rules, administrative, Flesch reading ease test: Sub Hb 580
 Rules review committee, bipartisan, created: HB 13, HB 77, *Sub SB 3386, CH 324
 Salary committee, state, gambling, jail, public broadcasting commissions: Sub HB 702
 Salmon management plan, fisheries department: Sub SB 3557
 Savings accounts, interest, rates, restriction removal urged: HCR 22
 Science and technology joint ad hoc committee, established: *HCR 2
 Session laws, journals, bills, resolutions, documents, printing, binding authority deleted: HB 691
 Session laws, publication, statute law committee appropriation: *HB 502, CH 162
 Small business office, commerce and economic development: HCR 18
 Solid waste, resource conservation goals, waste reduction: HB 510
 Special session, convening, procedures adoption: *HCR 29
 Special session, purpose stated, limitations: *SCR 119
 Transportation studies: *HCR 26
 Unanticipated receipts, federal, joint committee, emergency boArd: HB 713
 Unicameral, establishment: HJR 2

LEOFF SYSTEM

- Disability benefits, industrial insurance retirement allowance: Sub HB 37, HB 716, *Sub HB 138, CH 294 PV
 State patrol, disability leave: *HB 620, CH 165

LEVIES

- LID's, formation, financing, procedures modified: HB 519, *Sub SB 4209, CH 323
 Parks and recreation districts, excess property tax levy rate authority: *Sub SB 3360, CH 210
 Road districts, excess levies authorized: HB 370, *Sub SB 3360, CH 210

LEVIES—cont.

- Schools, excess levy authority, phaseout schedule: HB 584
- Schools, excess levy limitation: *Sub HB 667, CH 168
- Schools, maximum state levy rate, reduced: HB 312
- Taxing districts, certain, total levy rate limitation: HB 23
- 106% limit, determination provisions modified: Sub HB 17
- 106% limit, senior citizens property tax relief: HB 56, HB 155

LEWIS COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

LIABILITY (See also PRODUCT LIABILITY)

- Building wardens, emergencies, assigned duties: *Sub SB 3309, CH 320
- DMSO, legend drug, sales, use, manufacture: *Sub HB 88, CH 50
- Early milk, multiple sclerosis sufferers: *Sub SB 3214, CH 321
- Energy shortages, local governmental agencies immunity: 2nd Sub HB 74, *SB 4208, CH 281
- Gambling commission, members, employees, official actions: Sub HB 657, *Sub SB 3307, CH 139
- Improper governmental actions, disclosure, public employees, immunity granted: Sub HB 593
- Motor vehicles, insurance, coverage: HB 344
- Motor vehicles, insurance, mandatory coverage: SB 3244, *HB 254, CH 150 PV
- Motor vehicles, insurance, renewal, criteria: HB 418
- No-fault automobile insurance, enacted: HB 661
- Nursing homes, board, staff, official duties: Sub HB 225
- Oral medication, students, public, private schools: Sub HB 189, Sub SB 3541
- Pilots, maritime, limited: *SB 3230, CH 196
- Police dogs, law enforcement officers use: HB 289
- Practical nursing board, members, official duties, immunity: Sub HB 274
- Railroad trespassers, injury, death, bridges, trestles, tracks: HB 114
- Restaurants, meals, nonpayment: *HB 244, CH 126
- Securities investment, state agency governing body: *Sub SB 3780, CH 272
- Torts, governments, employees, damages, permit: HB 447, HB 684

LIBRARIES AND LIBRARY DISTRICTS (See also STATE LIBRARY; DISTRICTS)

- Cities, towns, counties, population criteria: *Sub SB 3150, CH 26
- Codes, filing, certain, local government, one copy requirement: Sub HB 58
- Fiscal assistance, state library appropriation: HB 523
- Librarians, certificated, certain, higher learning institutions: HB 360
- Records, as defined, public disclosure exemption: HB 476
- Records, inspection requirements, enumerated: HB 540

LICENSES AND LICENSING, DEPARTMENT OF

- Accountants, registration requirements, examination: HB 549
- Alcohol fuel manufacturers, liquor board registration: Sub HB 659
- Auctioneer's licensing act, enacted: HB 436
- Automotive repairs, written estimates, customer's rights: HB 375
- Bedding, furniture industry, regulated: HB 309
- Boards, professional, public members added, provisions: HB 574
- Business license center, act enacted: Sub HB 680
- Business opportunity fraud act, enacted: *HB 341, CH 155
- Chiropractors, licensing records: *Sub SB 3456, CH 277
- Cities, counties, motor vehicle fuel excise tax, retail sales: HB 729
- Corporations, annual license fees established: *Sub SB 4095, CH 230
- Cosmetology regulations revised: HB 378
- Deckhands, licensed salmon charter boats, salmon roe selling permitted: *SB 4027, CH 227
- Dental assisting act, enacted, license requirements: HB 522

LICENSES AND LICENSING, DEPARTMENT OF—cont.

- Dental hygienists, licensing records: *Sub SB 3456, CH 277
 Dental hygienists, renewed, revocation: HB 271 Drivers' licenses, occupational, permanently marked: HB 322
 Drivers' licenses, occupational, regular license revoked under implied consent law: HB 537 V
 Drivers, records, negative file, law enforcement availability: *SB 3052, CH 22
 Driving, without license, definition extended: HB 566
 Drunk drivers, suspected, test refusal used against: HB 573
 Escrow agents, officers, regulations, modified: Sub HB 555
 Fees, license, title, licensing equipment account, created: HB 205
 Financial responsibility, proof requirement: *SB 3051, CH 91
 Financial responsibility, restoration, security deposit maintenance period extended: *HB 228, CH 309
 Fisheries department, as specified, fees increased: HB 503
 Fishing, fee changed: *Sub HB 116, CH 310
 Fishing, game, permits, licenses, single individual: Sub SB 3751
 Funeral directors, qualifications prescribed: *Sub HB 308, CH 43
 Gambling commission, revisions: HB 193
 Game department, license functions transferred, eligibility: Sub SB 3751
 Gonzalez, John, director: GA 378
 Habitual offender, definition, motor vehicle offenses: *SB 3102, CH 188
 Health care service contractors, license requirement: HB 501
 Horses, identification symbols: HB 543, Sub SB 3545
 Hulk haulers, vehicle repairs: HB 204
 Identical cards, cancellation, improper uses violation: *SB 3053, CH 92
 Insurance examining, rating bureaus, requirements: HB 230
 Insurance, independent testing services: Sub HB 144, CH 339 PV
 Insurance, independent testing services, examinations: *SB 3383, CH 111
 License plates, veterans, free, eligibility requirements modified: Sub HB 481, HB 623, Sub SB 3035
 Liquor, certificates, licenses, fees increased: Sub HB 659
 Liquor, beer, wine, spiritous liquor sales, off-premise: HB 715
 Liquor, fees: *Sub SB 3206, CH 5 E1
 Liquor, nonprofit organizations, societies, organizations, defined, profits, payment regulated: *SB 3796, CH 287
 Loads, oversize, overweight, certain highways, special permit, permitted: *HB 227, CH 63
 Medical examiners board, per diem payments increased: Sub HB 521
 Midwifery advisory committee, created: *Sub HB 316, CH 53
 Mobile equipment, as defined, identification number: HB 730
 Mobile homes, dealers, surety bond requirement: *HB 276, CH 152
 Mobile homes, used, sales, underlying land: *HB 734, CH 305
 Motorcycles, endorsement categories, engine displacement basis: HB 346, Sub SB 3381
 Motor vehicles, accidents, infractions, police, state patrol officers, official business, procedures revised: SB 3233
 Motor vehicles, accidents, investigated, reports: *SB 3234, CH 30
 Motor vehicles, dealers, salespersons, manufacturers, licensing: *HB 276, CH 152
 Motor vehicles, fees, renewal fees, increased: HB 465, *Sub SB 4283, CH 342
 Motor vehicles, identification numbers, out-of-state inspection: HB 400
 Motor vehicles, insurance, coverage, as defined, required: HB 344
 Motor vehicles, licenses, renewed, new owner: HB 12, *SB 3532, CH 214
 Motor vehicles, monthly licensed tonnage purchase, implemented: *SB 4080, CH 229
 Motor vehicles, renewal, prohibited until parking violations satisfied: Sub HB 268
 National Guard, members, special license plates: HB 722
 Nonprofit arts organizations, as defined, class L liquor license, established, fee imposed: HB 342, *SB 3610, CH 142
 Nursing homes, administrators, practical experience substitution for education: Sub HB 225

LICENSES AND LICENSING, DEPARTMENT OF—cont.

- Nursing homes, board, staff, official duties, liability, civil, criminal immunity granted: Sub HB 225
- Nursing homes, Christian science sanatoriums, state regulations exemption: Sub HB 225
- Nursing homes, revisions: HB 524
- Optometrists, licensing records: *Sub SB 3456, CH 277
- Pesticides applicator, fee increased: *Sub HB 252, CH 297
- Pilots, maritime, additional qualifications, pilotage commission: *Sub SB 3231, CH 303
- Pistols, sales, additional fee levied, seller requirements stated: Sub HB 598
- Podiatry board, established, members, responsibilities: Sub HB 174
- Practical nurses, licenses, denial, revocation, suspension: Sub HB 274
- Propane, natural gas, motor vehicle fuel use, decal: *Sub HB 277, CH 129
- Proportional registration, procedures established: Sub SB 3993
- Proportional vehicles licensing, reciprocity commission, fees: *Sub SB 3778, CH 222
- Proportionately licensed vehicles, appeal: *Sub SB 3777, CH 221
- Radioactive wastes, diminimus, disposal permitted, disposal site license exemption: HB 36
- Radioactive wastes, disposal, license holders: HB 336
- Real estate, brokers, escrow agent registration: Sub HB 555
- Real estate, time-sharing, regulated, conditions specified: HB 383
- Recreational food fish, created: HB 503
- Salmon charter boats, renewal period limitation removed: HB 597, *SB 3265, CH 202
- Salmon license holders, commercial, application provision: *SB 3264, CH 201
- Salmon license holders, commercial, personal use, retention authorized: HB 80
- Securities, investment contracts, registration requirements: *Sub SB 3780, CH 272
- Social workers, licensing provisions: Sub HB 270
- Title insurance agents, separate licensing examination: *SB 3834, CH 223
- Trip permits, issuance, procedures revised: *SB 3776, CH 318
- Uranium, mill licenses, issuance, reclamation, disposal: Sub HB 413
- Vessel excise tax, imposed, property tax exemption: HB 633
- Veterinarians, regulations revised: SB 3373
- Wineries, domestic, gallonage fee schedule, increased: Sub HB 659

LIENS

- Appraisal, real property, created: HB 392
- Foreclosure sales, restraining order: *HB 493, CH 161 PV
- Mechanics, notice, copy, registered or certified mail: HB 686
- Property tax, deferrals, liens, interest rate established: Sub HB 506, HB 647
- Public assistance, overpayments, fraudulently obtained: *Sub HB 525, CH 163
- Tenants, public service charges owed, landlord's property, lien prohibited: Sub HB 329
- Travel trailers, campers, delinquent tax interest: Sub HB 397, CH 304 PV

LIEUTENANT GOVERNOR

- International trade, tourism, investment, joint select legislative committee, established, members, duties: *SCR 109
- Threats, written, conveyed by mail, on life or bodily harm, WSP investigation: HB 745

LIQUOR AND LIQUOR CONTROL BOARD

- Alcohol fuel, transference, manufacturing: *SB 3039, CH 179
- Beer and malt liquor, redefined: Sub HB 571
- Beer retailer licenses, issuance prohibited, proximity to; church/school: Sub HB 659
- Border towns, police protection, supplemental: *2nd Sub HB 257, CH 269
- Businesses, social card games, punch boards, pull tabs, gambling commission: HB 193
- Containers, beverage, opened by metal tabs, rings, sales prohibited: HB 488
- DWI, uniform minimum penalties: HB 281
- Firearms, discharge, possession, while under influence liquor: HB 564
- Licenses, fees, organizations: Sub HB 659, *Sub SB 3206, CH 5 E1
- Licenses, class J, wine, unopened bottles, sale: *SB 3796, CH 287
- Licenses, class L, beer, wine, spiritous liquor sales, off-premise: HB 715
- Minimum age qualifications, except alcoholic beverage consumption: HB 148

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

LIQUOR AND LIQUOR CONTROL BOARD—cont.

- Nonprofit arts organizations, as defined, class L license established, fee imposed: HB 342, *SB 3610, CH 142
- Revenue allocations, state toxicological laboratory, abolished, user fees authorized: HB 742
- Spirits, additional retail sales tax levied: HB 20
- Wine, family, as defined, organized wine tastings: *SB 3722, CH 255
- Wine, grape production, industry research, instruction programs: Sub SB 3408, *Sub SB 3206, CH 5 E1
- Wine, portion in original container, patrons, removal permitted: *SB 3057, CH 94
- Wine, wholesalers, tax changed, payment date, penalty: Sub HB 659, *Sub SB 3206, CH 5 E1

LIVESTOCK

- Horses, identification symbols, individual, brand definition exclusion: HB 543, Sub SB 3545
- Rainier school, lands, transfer, WSU, dairy/forage research use: HB 732, *Sub SB 4275, CH 238

LOANS

- Cities, towns, public utility projects, expected revenues, borrowing allowed: HB 554
- College students, conditions specified: *Sub SB 4090, CH 257
- Consumer finance companies, maximum loan increased, interest rates increased: HB 202
- Credit study commission created: Sub Hb 513
- Credit unions, revisions: *HB 143, CH 81
- Credit unions, 1% month interest charge, limit removed: HB 486
- Economic assistance act, approval cut-off date: *Sub HB 581, CH 76
- Governmental agencies, usury defense prohibited: HB 232
- Industrial loan companies, banking supervisor services: *SB 3928, CH 312
- Industrial loan companies, loans, discounts, secured by real estate, prohibition against: *SB 3928, CH 312
- Insurance policies, life, maximum interest prescribed, adjustment rate formula: *Sub HB 570, CH 247
- Interest rate, different, not agreed to in writing, increased: SB 3066, *HB 136, CH 80
- Interest rate, tied to T bill rate, monthly: *HB 137, CH 78 PV
- Interest, securities, brokers, dealers, certain, usury limit exemption: *HB 96, CH 79
- Irrigation districts, certain, energy conservation, residential structures: *SB 3356, CH 345
- Mortgage bankers, banking, use in name, permitted: *SB 3785, CH 88
- New, entered into after effective date this legislation, applicability: Sub HB 513, *HB 160, CH 77 PV
- Real estate, secured loans, certain, increased interest rates: HB 200
- Retail installment sales, loans subject to retail installment sales law: HB 201
- Veterans' loan insurance, references deleted: SB 3017

LOBBYISTS AND LOBBYING

- Funds, public, expenditures prohibited: HB 317
- Gifts, entertainment, reporting requirements: HB 8
- Public disclosure, registration, financial statements, revisions: Sub SB 3249

LOCAL GOVERNMENT (See CITIES AND TOWNS; COUNTIES; SCHOOLS AND SCHOOL DISTRICTS; DISTRICTS)**LYNNWOOD**

- Puget Sound regional arts, convention complex, Lynnwood, bond issuance requirements, matching funds: Sub HB 349

MAIL

- Mechanics' liens, notice, copy, registered or certified mail: HB 686
- Mount St. Helens, eruption, commemorative stamp issuance petitioned: HJM 15
- Threats, written, conveyed by mail, on life or bodily harm, governor, governor-elect: HB 745

MAINTENANCE AND OPERATION

- Marine transportation benefit area, created, composition: HB 750

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

MAINTENANCE AND OPERATION—cont.

- Nonhigh districts, payments, determination, procedures: *Sub SB 4360, CH 264
- Personal service contracts, physical plant, routine maintenance: *SB 4026, CH 263
- School districts, contracts allowed, financial savings: HB 25
- School districts, excess levy limitation: *Sub HB 667, CH 168
- School districts, maintenance and operations fund, establishment required: *Sub HB 650, CH 250 PV
- State parks, renovation, redevelopment, maintenance, operation, provisions: *Sub SB 3453, CH 271

MALPRACTICE

- Hospital patient review care committee, immunity, staff privilege revocation, record availability: *SB 3049, CH 181

MANUFACTURERS AND MANUFACTURING

- Coupons, certain, trading stamp license exemptions: HB 5
- DMSO, legend drug, sales, use, manufacture, authorized, physician prescription immunity: *Sub HB 88, CH 50
- Liquor, inspections, refusal, criminal penalty established: HB 659, Sub HB 659
- Motor vehicles, mobile homes, licensing, regulation: *HB 276, CH 152
- Private enterprise act, enacted, public agencies: Sub HB 687
- Product liability, liability distribution: *SB 3158, CH 27

MARIJUANA

- Drug paraphernalia, use, possession, delivery, advertisement prohibited, penalties prescribed: *HB 42, CH 48

MARRIAGE (See also DISSOLUTION OF MARRIAGE)

- Certificates, information, other states, fee schedule establishment: HB 414, *SB 4327, CH 284
- Fees, increased, child abuse and neglect fund benefit: 3rd Sub HB 179
- Financial institution individual account deposit act, enacted: *Sub SB 3154, CH 192
- Rape, marriage dissolution action, filed and living apart: *SB 3953, CH 123
- Records, access, members, genealogical societies, authorized: HB 255

MASON COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

MCNEIL ISLAND CORRECTIONAL FACILITY

- Management power, DSHS, authorized: HB 399
- Operation, DSHS, authorized: *Sub HB 245, CH 8
- Repairs, alterations, DSHS, appropriation: Sub HB 459

MECHANICS AND MATERIALMEN

- Liens, notice, copy, registered or certified mail, to contractor, required: HB 686

MEDICARE

- Supplemental health insurance act, enacted: *Sub HB 297, CH 153

MEMORIAL SERVICE

- Committee appointed p. 276
- Joint Session, members deceased, 1980-81 interim pp. 417-419

MENTAL HEALTH SERVICES

- Bonds, facilities, capital improvements, authorized: *Sub SB 4211, CH 234
- Budget, supplemental, 1979-81 biennium, DSHS, adopted: *2nd Sub HB 624, CH 71
- Handicapped facilities, capital expenditures, DSHS appropriation: *Sub SB 3344, CH 207
- Joint select legislative committee, establishment, members, duties, report: *SCR 114
- Mental health services act, enacted, DSHS appropriation: 2nd Sub HB 353
- Posttraumatic stress disorder training, community mental health professionals, DSHS appropriation: HB 470

MENTAL ILLNESS

- Commitment, DSHS financial responsibility determination provisions modified: Sub HB 412
- Confinement, awaiting placement, court hearing: HB 381
- Insanity, reason for felony acquittal, considered dangerous, hospitalization: HB 494
- Juveniles, suicidal, secure detention facility placement: *Sub SB 3188, CH 298
- Patient, abuse, state hospitals, as defined, reporting: *SB 3131, CH 174
- Posttraumatic stress disorder training, community mental health professionals, DSHS appropriation: HB 470

METROPOLITAN MUNICIPAL CORPORATIONS (See also MUNICIPAL CORPORATIONS)

- Ambulance services, county transportation authorities, operations authorized, no eminent domain powers: *Sub SB 3388, CH 319
- Bonds, short-term obligations, issuance authorized: HB 613
- Composition, alternatives established: HB 723
- Fares, public transportation facilities, users, distinguishable classes, adjustments permitted: HB 156, *SB 3098, CH 25, *Sub SB 3388, CH 319
- Parks authority, park board establishment requirement deleted: HB 723
- Parks authority, treasurers' duties, county: Sub HB 709
- Sales, use taxes, payment due date, fiscal year credit: Sub HB 208
- Sewer, water districts, commissioners, biennial meetings established: *Sub SB 3128, CH 190
- Telephone services, competitive, excise tax liability: *Sub HB 61, CH 144

MIDWIFERY

- Advisory committee, created, duties, licensing requirements: *Sub HB 316, CH 53

MILITIA AND MILITARY AFFAIRS (See VETERANS)

- Adjutant general, military department designation: Sub HB 55
- Military institutions, educational courses, programs: HB 704
- National guard, members, special license plates: HB 722
- Veterans' programs coordinating council, created: HB 477

MILK AND MILK PRODUCTS (See also DAIRIES AND DAIRY PRODUCTS)

- Coupons, sales, prohibition removed: HB 5
- Early milk, grade A raw milk standards exemption: *Sub SB 3214, CH 321
- Grades, raw, grade A pasteurized, revised: *Sub HB 252, CH 297

MILLS

- Uranium, thorium, milling defined: Sub HB 413

MOBILE HOMES AND MOBILE HOME LANDLORD-TENANT ACT (See also MOTOR HOMES)

- Dealers, inventory, used, ad valorem taxation exemption: HB 337
- Dealers, surety bond requirement, increased: *HB 276, CH 152
- Health, sanitation standards, state health board setting, local enforcement: *Sub HB 397, CH 304 PV
- Homestead, protection: *HB 599, CH 329
- Leases, rental agreements: *Sub HB 397, CH 304 PV
- Liens, property tax deferrals, certificate of ownership: HB 647
- Manufactured housing advisory task force, planning and community affairs agency: Sub SB 3308
- Park sales, tenant-occupants, first refusal rights: HB 92
- Pilot vehicles, traffic offenses, traffic infractions exclusion: *Sub SB 3080, CH 19
- Rental, lease, certain, use tax liability exclusion: HB 7
- Renters, retired, rent relief permitted: HJR 8
- Sales, encumbrance, participation, both spouses, required: SB 3100
- Used, definition, sales, use tax paid: HB 7
- Used, sales, underlying land: *HB 734, CH 305

MONUMENTS

Japanese-Americans, internment, commemoration: HB 483

MOORAGE

Boats, condominium law inclusion: HB 589, *Sub HB 397, CH 304 PV

MORATORIUMS

Salmon charter boats, licenses, renewal period limitation removed: HB 597, *SB 3265, CH 202

MORTGAGES

Fire insurance policies, issuance, continuance, anti-arson requirements: SB 3297

Home, state funds, investment authorized: HB 111

Mortgage bankers, banking, use in name, permitted: *SB 3785, CH 88

Property, real, transfers, certain, full payment without prepayment penalty: HB 588

Real estate contracts, certain, usury defense prohibited: HB 630

Redemption process: *HB 599, CH 329

MOTELS

Parks, municipal facilities, other capital improvements, special tax receipts: SB 3318

MOTORCYCLES AND MOTORBIKES

Equipment requirements, brakes, mirrors, federal safety standards: HB 346, Sub SB 3381

MOTOR FREIGHT

Carriers, for hire, municipal B&O tax: HB 752

Hazardous materials transportation, private carriers, UTC regulations: HB 98

Trucking industry, partial deregulation, legislative transportation committee, study directed:
Sub SCR 107

MOTOR VEHICLES

Accidents, infractions, police, state patrol officers, fire fighters, official business, procedures revised: SB 3233

Accidents, investigated, not investigated, reports: *SB 3234, CH 30

Blue lights, game, fisheries departments, use authorized: Sub SB 3258

Brakes, air, safety factors prescribed: HB 102

Child safety restraints, equipment commission standards adoption: Sub HB 288

Concealed weapons, carrying, regulations clarified: SB 3255 V

Dealers, license plates, display: *HB 276, CH 152

Drivers, commercial, operating hours: HB 241

Drivers, driving with encumbrances in lap, prohibited: HB 240

Driving, without license, definition extended: HB 566

Drunk drivers, suspected, test refusal used against: HB 573

Drunk drivers, suspected, tests, blood, breath, requirements revised: HB 567

Electric cars, sales, use, excise tax exemption: HB 21

Emergency vehicles, flashing red lights, authorized vehicles: HB 102

Emission control program, repealed: HB 24

Financial responsibility, accidents: HB 249, *HB 228, CH 309

Financial responsibility, residents without driver's licenses or permits: *SB 3051, CH 91

Habitual offender, definition: *SB 3102, CH 188

Identification numbers, out-of-state inspection: HB 400

Insurance, coverage, as defined, required: HB 344

Insurance, liability coverage, comprehensive collision policies, provision: SB 3244, *HB 254,
CH 150 PV

Insurance, renewal, criteria statement required: HB 418

Judiciary education account, created, offenses, motor vehicles, use: Sub Hb 431

License, renewed, new owner, registration year commencement: HB 12, *SB 3532, CH 214

Licenses, fees, renewal fees, increased: HB 465, *Sub SB 4283, CH 342

Licenses, renewal, prohibited until parking violations satisfied: Sub HB 268

Loads, oversize, overweight, certain highways, special permit: *HB 227, CH 63

Monthly licensed tonnage purchase, implemented: *SB 4080, CH 229

MOTOR VEHICLES—cont.

- Motor vehicle fund distributions, counties, allocations modified: HB 595
- Municipal corporations, political subdivisions, officers, employees, personal, official travel:
 - *Sub HB 636, CH 56
- National guard, members, special license plated: HB 722
- No-fault automobile insurance, enacted, conditions prescribed: HB 661
- Offenses, infraction exclusions, criminal classification: *Sub SB 3080, CH 19
- Parking, public facilities, operating authority: Sub HB 107, *Sub SB 3064, CH 185
- Propane, natural gas, use, decal, identifying: *Sub HB 277, CH 129
- Proportional registration, procedures established: Sub SB 3993
- Proportional vehicles licensing, reciprocity commission: *Sub SB 3778, CH 222
- Proportionately licensed vehicles, appeal: *Sub SB 3777, CH 221
- Repairers, restorers, rebuilders, regulations revised: HB 204
- Repairs, written estimates, customer's rights: HB 375
- Speeding violations, 55–70 mph, traffic infraction, energy waste: Sub HB 355
- Speed limit, maximum, national, if repealed, state authority: HB 576
- Speed traps, traffic infractions, evidence, use permitted: *SB 3303, CH 105
- Trip permits, issuance, procedures revised: *SB 3776, CH 318
- Turn signals, use requirements: HB 239
- Veterans, license plates, free, eligibility: Sub HB 481, HB 623, Sub SB 3035

MOUNT ST HELENS

- Accreted land, Toutle, Cowlitz rivers, deposits, DNR impact study: Sub SB 3824
- Aid, victims, federal funds reallocation, petitioned: *Sub HJM 4
- Commemorative stamp issuance petitioned: HJM 15
- Death, presumed, accident, natural disaster: Sub HB 10, *Sub SB 3006, CH 176
- Disaster areas, real property, reassessment authorized: Sub HB 3, *SB 3215, CH 274
- Disaster areas, real property, reduced in value, property tax relief authorized: HB 210
- School districts, unforeseen events occurrence, reimbursement: HB 676, *SB 3334, CH 285
- Toutle, Cowlitz and Coweman rivers, dredged materials, property owners, disposal rights:
 - *SB 3272, CH 275
- Toutle, Cowlitz rivers, access rights preservation, DNR, permitted: Sub HB 67

MUNICIPAL CORPORATIONS (See also METROPOLITAN MUNICIPAL CORPORATIONS)

- Automobiles, personal, officers, employees, official travel, monthly reimbursement: *Sub HB 636, CH 56
- Bonds, revenue, state, municipal corporations, public corporations, *Sub HJR 7
- Economic development, municipalities, public corporations: Sub HB 741
- Fund transfers, expenditure without further appropriation, permitted: *HB 191, CH 39
- Heating systems, establishment authorized, sources defined: Sub SB 3033
- Irrigation districts, funds, public deposit: HB 180, Sub HB 247
- Joint operating agencies, obligations, rate impacts: HB 575
- Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
- Parks and recreation service areas, counties, establishment: *Sub SB 3360, CH 210
- Public service companies, franchises, property disposal: *SB 3595, CH 117
- Sales tax, local, transportation purposes, individual rate schedule removed: HB 423
- Tort liability, governments, employees, damages, permit: HB 447, HB 684

MUSIC

- Community colleges, arts, humanities, community service projects: HB 556
- Nonprofit arts organizations, as defined, liquor license, established, fee imposed: HB 342,
 - *SB 3610, CH 142
- Nonprofit organizations, property tax exemption: *HB 214, CH 141

MUTUAL SAVINGS BANKS (See also FINANCIAL INSTITUTIONS)

- Capital stock savings banks, conversion procedures: *Sub SB 3320, CH 85
- Depositors, accounts classification, permitted, money market deposit competition purpose:
 - SB 3925, *HB 701, CH 82

MUTUAL SAVINGS BANKS—cont.

Financial institution individual account deposit act, enacted: *Sub SB 3154, CH 192
 Operations, assets, investments, requirements: HB 194, *SB 3327, CH 86
 Satellite facilities, interstate operation authorized: *SB 3042, CH 83

NATURAL DISASTERS

Death, presumed, certificate, issuance authorized, county determination provision: Sub HB 10, *Sub SB 3006, CH 176
 Highways, closure, state patrol authority, emergencies, disasters, extreme weather conditions, reporting requirements: *Sub SB 3232, CH 197
 School transportation, SPI responsibilities: *Sub SB 3845, CH 265
 Toutle, Cowlitz and Coweman rivers, dredged materials, property owners, disposal rights: *SB 3272, CH 275
 Toutle, Cowlitz rivers, access rights preservation, DNR, permitted: Sub HB 67

NATURAL GAS

Donations, as defined, public service companies: Sub HB 444
 Motor vehicle use, decal, identifying: *Sub HB 277, CH 129
 Utility service, counties, unincorporated areas, retail sales, excise tax: HB 487

NATURAL HERITAGE PROGRAM

Established, natural areas register, advisory council, established: *2nd Sub SB 3105, CH 189

NATURAL RESOURCES, DEPARTMENT OF

Columbia River Gorge select committee, governor's, created: *Sub SB 3945, CH 226
 Cowlitz river, access rights preservation permitted: Sub HB 67
 Domestic log manufacturers, small, sales procedures, B&O tax credit: Sub HB 607
 Domestic timber processing, act enacted, definitions: 2nd Sub HB 218
 Energy fair '83, exhibit, OFM appropriation, distribution: *Sub HB 490, CH 69
 Environmental impact statements, qualified, legal requirements: Sub HB 429
 Firewood harvesting, transportation, regulated: HB 643
 Forest land, fire protection, assessments increased: *HB 727, CH 171
 Forest land, fire protection, reports: HB 223
 Forest land, reforestation, owner obligation: Sub HB 419
 Forest practices, licenses, certain, local government: Sub SB 3725, *HB 372, CH 290
 Forest practices, SMA, regulations applicability: HB 371 V
 Geographic names board, members, terms specified, sunset act: HB 527
 Geothermal exploration, assessment, certain federal funds: *Sub HB 466, CH 158
 Harbor areas, leases, appraisers accreditation requirements: HB 728
 Harbor areas, tidelands, leases, requirements modified: SB 3565
 Land, leases, provisions revised: HB 300
 Land, materials, sales, minimum value requirement: HB 131
 Land, public, owned or controlled by state agencies, OFM inventory maintenance: *HB 354, CH 157
 Land reformation act, enacted, unappropriated public lands: HB 666
 Leases, navigable water, beds, water, air space, abutting landowners, permitted: HB 469
 National civilian conservation corps, establishment petitioned: HJM 12
 Natural heritage program, established: *2nd Sub SB 3105, CH 189
 Natural resources account, created, deposits, disbursements: HB 596
 Public lands clam management account, established: Sub SB 3442
 Puyallup, vicinity, common school trust lands, parks: HB 611
 Reforestation, state-owned lands, appropriation: *HB 104, CH 2
 Roads, public, access to public lands, state forests: Sub HB 187, *Sub SB 3299, CH 204
 State parks, renovation, redevelopment, maintenance, operation: *Sub SB 3453, CH 271
 Surveys, public land, official plats, certified copies: HB 641
 Timber harvesters, small, as defined, alternate tax calculation: *Sub HB 145, CH 146
 Timber tax reserve account, common school support authorized: *2nd Sub HB 209, CH 4

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

NATURAL RESOURCES, DEPARTMENT OF—cont.

Toutle, Cowlitz and Coweman rivers, dredged materials, property owners, disposal rights: *SB 3272, CH 275

Toutle, Cowlitz rivers, accreted land, deposits, impact study: Sub SB 3824

Trees, cutting, destruction, without authority: Sub HB 135

Trust land purchase account, uses, authorized: *Sub SB 3453, CH 271

Youth development, conservation corps, members' compensation, increases authorized: HB 273

NAVIGATION AND NAVIGABLE WATERS (See also PILOTAGE COMMISSIONERS, BOARD OF)

Leases, beds, water, air space, abutting landowners, permitted: HB 469

Pilots, additional qualifications, pilotage commission: *Sub SB 3231, CH 303

Pilots, liability limitation: *SB 3230, CH 196

NEWSPAPERS

Absentee voter lists, release restrictions, news media use: HB 147

Coupons, manufacturers, certain, trading stamp license exemptions: HB 5

Political advertising, false, deceptive, knowingly included, unlawful: HB 700

Political advertising, lowest rates extended to all advertisers, required: HB 376

Political advertising, violations, admitted: HB 472

State library, depository, designated: *SB 3745, CH 220

NONPROFIT ORGANIZATIONS AND ASSOCIATIONS (See also CHARITABLE ORGANIZATIONS)

Artistic, cultural organizations, as defined, fees: *HB 212, CH 140

Assembly halls, property tax exemption: Sub HB 126, *HB 214, CH 141

B&O tax, social, recreational organizations, facilities: HB 44

Corporations, loans, certain, usury defense prohibited: HB 232

Crime victim compensation fund, funds allocation: SB 3301

Gambling laws, fund raising definition revised: HB 657, *Sub SB 3307, CH 139

Liquor license, class L, nonprofit arts organizations: HB 342, *SB 3610, CH 142

Liquor license, definition, profits, payment regulation: *SB 3796, CH 287

Timber harvesters, timber from public lands, excise tax imposed: HB 746

Youth-related organizations, certain, sales, amusement, recreation services, sales tax exempt: *Sub HB 747, CH 74

NOTARIES PUBLIC

Bond requirement, increased: HB 130, *SB 3196, CH 314

NUCLEAR ENERGY

Energy plants, construction costs, joint operating agency participants, annual report: *Sub HB 339, CH 1 E1

Facilities, siting decisions, expedited: *Sub HB 467, CH 64 PV

Joint operating agencies, criminal law applicability: *2nd Sub HB 338, CH 173

Joint operating agencies, nuclear facilities completion: HB 325, HB 445

Joint operating agencies, projects, sale, agent for participants: Sub SB 4315

Nuclear plants, completion, feasibility study: HB 550, *Sub SB 3972, CH 4 E1

Security forces, nuclear plants, operating or under construction: *HB 304, CH 301

Thermal electric generating plants, certain, privilege tax imposed: HB 327

WPPSS, nuclear power plant construction, temporary pause assessment requested: *HCR 11

NURSERIES AND NURSERY STOCK

Trees, infected, shrubs, nursery stock, public property, disinfection or destruction: *SB 3355, CH 296

NURSES AND NURSING

Health care services, contracts, benefit denial prohibited: HB 356, *Sub SB 3415, CH 175

Midwifery advisory committee, created, duties: *Sub HB 316, CH 53

Practical nurse practice, redefined: Sub HB 274

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

NURSING HOMES

- Administrators, authority delegation: Sub HB 225
- Appraisers, accounting purposes, accreditation requirements specified: HB 728
- Care standards, violation, defense, revision: HB 524
- Cost reimbursement, depreciation base limits, general administration department, cost: HB 269
- Cost reimbursement system, conditions, effective dates prescribed: *Sub SB 3765, CH 2 E1
- Electrical devices, medical treatment, diagnosis, electrical installation requirements: *HB 681, CH 57 PV
- Medical assistance program, income eligibility adjustment: *HB 604, CH 15
- Mental retardation, institutions, cost reimbursement system established: HB 526
- Patients, abuse, state hospital employees: *SB 3131, CH 174
- Payment rates, retroactive adjustment permitted: HB 524
- Residents, long-term care facilities: HB 301
- Residents, medical services, medical assistance program: *Sub HB 245, CH 8

OKANOGAN COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207
- Superior court judges, joint relationship with Ferry county terminated: *HB 625, CH 65

OLYMPIA

- Centennial commission, plan development, state capitol area location: HB 183
- Performing arts center: *Sub HB 178, CH 244

OMBUDSMAN

- Joint operating agencies, administrative auditor appointment authority, duties prescribed: HB 509
- Residents, long-term care facilities, access: HB 301

OPEN SPACE (See also TAXES - PROPERTY)

- Agricultural land, living plant material: Sub SB 3522
- Forest land, lesser acreage, current use valuation: HB 1
- Game lands, classification: HB 116
- Grange land, contiguous grange hall property: HB 546
- Land, classified, no current use, valuation: Sub HB 242
- Real estate excise tax, affidavit, sales, property: Sub HB 16

OPTOMETRISTS AND OPTOMETRY

- Eye examinations, conditions requiring medical referral prescribed: HB 237
- Health care service contractors, good faith compliance: HB 501
- Licensing records transferred: *Sub SB 3456, CH 277
- Pharmaceutical agents, optometry use regulated: *HB 83, CH 58

ORDINANCES

- Building code, state, performance standards: HB 428
- Discrimination, ordinances against, first class cities: HB 100
- Plats, preliminary, processing, approval, modification prohibited: Sub HB 320, CH 293 PV

OREGON

- Columbia River Gorge select committee, governor's, created: *Sub SB 3945, CH 226
- Higher education institutions, tuition, fees: Sub HB 119
- Northwest interstate compact on low-level radioactive waste management, enacted: Sub HB 652, *Sub SB 4182, CH 124 PV

ORGANIZED CRIME INTELLIGENCE UNIT

- Investigative information, divulging, governor, advisory board members: Sub SB 3120

OSTEOPATHY AND SURGERY

- Licensing records transferred, licensing department: *Sub SB 3456, CH 277

PACIFIC COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

**PACIFIC NORTHWEST ELECTRIC POWER AND CONSERVATION PLAN-
NING COUNCIL**

Collins, Charles T, member: GA 469

Evans, Daniel J, member: GA 470

Formation, agreement, members appointment, Senate consent: Sub HB 82, *Sub SB 3041,
CH 14

Members, appointment, Senate advice, consent required: *SB 3000, CH 338 PV

PAPER AND PAPER PRODUCTS

Initiatives, referendums, petitions, normal size paper: Sub SB 3645

Paperwork reduction program, SPI, mandated: Sub HB 153

Recycled, purchase preference, GA director rules adoption: Sub HB 259

Solid wastes, ownership, vested in collector: HB 735

PARENTS

Abortion, unemancipated minor, notification: Sub HB 226

Adopted persons, natural parent identities, disclosure: 2nd Sub HB 84

Adoption, consent, written, revocation: Sub HB 451

Children, custody, other than parents, DSHS financial responsibility: HB 629

Children, guardianship, dependency proceedings: *SB 3189, CH 195

Children, teaching, parental responsibility: HB 403

Guardians, civil actions: HB 689

Juveniles, placement, voluntary request, parental agreement: Sub HB 91

Minors, restaurants, nonpayment, parental liability: *HB 244, CH 126

Nonhigh districts, directors, high school attendance designation: Sub SB 4309

Parent-child relationship termination, procedures prescribed: HB 451

Paternity, records, inspection, limitations: HB 689

Residential schools, residents, community placement: Sub SB 3043, HB 340, *2nd Sub HB
628, CH 166 PV**PARIMUTUEL BETTING (See also HORSE RACING COMMISSION)**

Horse races, out-of-state televised races: *SB 3009, CH 70 PV

Wagers, exotic races, retention percentage increased, distribution prescribed: *SB 3458, CH
135**PARKING - MOTOR VEHICLES**

Disabled persons, places, marking standardization: HB 294

Disabled persons, reserved spaces, unauthorized use: HB 683

Facilities, public, operating authority, time limits: Sub HB 107, *Sub SB 3064, CH 185

Motor vehicles, license renewal, prohibited until parking violations satisfied: Sub HB 268

Overtime, monetary penalty establishment: *Sub SB 3080, CH 19

Parking and business improvement areas, establishment: *Sub SB 3390, CH 279

Winter recreational parking account, redesignated: HB 386, SB 3737

PARKS

Columbia River Gorge select committee, governor's, created: *Sub SB 3945, CH 226

Hotel, motel, special tax receipts, municipal park facilities: SB 3318

Metropolitan municipal corporations, certain, stadiums, performing, visual arts, convention
facilities operation authorized: HB 723

Parks and recreation service areas, counties, establishment: *Sub SB 3360, CH 210

PARKS AND RECREATION COMMISSION, STATE

Auburn game farm, transfer, funds: *HB 66, CH 49

Bonds, outdoor recreational areas, facilities, acquisition: *SB 4213, CH 236

Campsite reservation, information system, establishment: SB 3612

Common school trust land, near Puyallup, acquisition: HB 611

Domaskin, Jeff, member: GA 311, GA 386

Enforcement officers, law enforcement authority: Sub SB 3258

Forest resources, conservation requirements, forest areas, preservation: *Sub SB 3453, CH
271

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

PARKS AND RECREATION COMMISSION, STATE—cont.

- Gustafson, Jack R, M.D., member: GA 426
 Heart Lake purchase, fund priorities: *Sub SB 3453, CH 271
 Recreation guide revolving fund, created: SB 3915
 Ryan, Thomas M, member: GA 425
 Saint Edwards state park, swimming pool operation prohibited: *SB 4022, CH 114
 State parks, renovation, redevelopment, maintenance, operation, provisions: *Sub SB 3453, CH 271
 Vehicles, blue lights, use authorized: Sub SB 3258
 Vynne, Eustace "Sonny" Jr, member: GA 312, GA 424
 Winter recreation advisory committee, created, membership, duties, termination date: HB 386, SB 3737
 Youth development, conservation corps, members' compensation: HB 273

PARTNERSHIPS

- Corporations, name, same as that reserved by limited partnership, prohibited: HB 238
 Industrial insurance, sole proprietors, partners, new registrants, coverage exemption provision: *Sub HB 250, CH 128
 Limited partnership act, uniform, enacted: *HB 112, CH 51
 Real estate excise tax, partnership property transfer exemption: *SB 3055, CH 93

PERFORMANCE AUDITS

- Athletic commission, renamed, boxing commission, sunset termination date established: HB 365, *SB 3646, CH 337 PV
 Cemetery board, members, office retention: HB 531
 Crimes, investigation, prosecution: *Sub SB 3640, CH 335
 Forms management, procedures updated, training course requirement: *Sub HB 49, CH 32 PV
 Geographic names board, members, terms, specified, sunset act: HB 527

PERFORMING ARTS AND PERFORMING ARTS CENTERS

- Community colleges, arts, humanities, community service projects: HB 556
 Liquor license, class L, nonprofit arts organizations: HB 342, *SB 3610, CH 142
 Metropolitan municipal corporations, certain, operation authorized: HB 723
 Mid-Columbia festival facility, Richland, bonds authorized: HB 321
 Musical, dance, artistic, dramatic, literary associations, nonprofit: *HB 214, CH 141
 Olympia, unimproved real estate requirement deleted: *Sub HB 178, CH 244
 Puget Sound regional arts, convention complex, Lynnwood, bond issuance requirements: Sub HB 349
 Tacoma, Pantages theatre, matching fund sources: *Sub HB 178, CH 244

PERMITS

- Cloud seeding, emergency, program establishment: *Sub SB 4087, CH 278
 Environmental coordination procedures act, permit processes: Sub HB 634
 Environmental impact statements, qualified, legal requirements: Sub HB 429
 Firewood harvesting, transportation, regulated, exemptions: HB 643
 Fishing, game, licenses, permits, single individual, one document: Sub SB 3751
 Forest land, fire, closed season, burning permits: HB 223
 Loads, oversize, overweight, certain highways: *HB 227, CH 63
 Local government, reasonable fees collection: HB 635
 Logging road, development permit exemption: Sub SB 3728
 Salmon, release-recapture facilities, authorized: Sub SB 3385
 Tort liability, governments, employees, damages, permit: HB 447, HB 684
 Trip, vehicles, issuance procedures revised: *SB 3776, CH 318

PERSONAL SERVICE CONTRACTS

- Beef commission, exemption: *SB 3872, CH 225
 Contracts, state, local agencies, delinquent payments, interest: *2nd Sub HB 157, CH 68
 Higher education, maintenance, operation contracts, public bid requirement: HB 25
 Personal service, physical plant, routine maintenance, operation: *SB 4026, CH 263

PERSONAL SERVICE CONTRACTS—cont.

- Pilots, FAA certified, state agencies, pilot skill: HB 19
- Tree fruit research commission, exemption: *SB 3872, CH 225

PERSONNEL AND PERSONNEL DEPARTMENT

- Ferry system employees, civil service, strike prohibition: HB 216, *SB 3359, CH 344
- Misconduct, state employees, files maintenance: HB 366
- Personnel appeals board, created: HB 41, *Sub HB 302, CH 311
- Records, employment security department, salary studies access: *SB 3015, CH 177
- Suggestion awards, maximum limit replacement: Sub HB 724
- Suggestion awards, standards established, service fund appropriation: HB 507
- Vacation leave, state employees, not to exceed 30-day accrual: Sub HB 95

PERSONNEL APPEALS BOARD

- Created, members, responsibilities, certain duties transferred from personnel department: HB 41, *Sub HB 302, CH 311

PERSONNEL BOARD

- Huleen, Fred, member: GA 387
- Investment board, officers, compensation establishment: *SB 3740, CH 219
- Personnel management, agency heads, delegation authority prescribed: HB 350
- Westine, Carl G, member: GA 313, GA 388

PESTICIDES AND HERBICIDES

- Aerial applications, forest lands, regulation: HB 45
- Aerial applications, forest lands, regulation, notice requirement: HB 94
- Applicator, license fee increased, agriculture department appropriation: *Sub HB 252, CH 297
- Natural-based, research contract, WSU, products identification: Sub SB 3464
- Naturally-based, federal regulations review petitioned: Sub SJM 106
- Regulations, federal, review petitioned: *Sub SJM 106

PETITIONS (See also INITIATIVES AND REFERENDUMS)

- Annexation, exempt property owners, signature sufficiency: *HB 664, CH 66
- Appearance of fairness doctrine: HB 697 V
- Homestead execution, petition notice, service: *HB 599, CH 329
- Initiatives, referendums, clarifications prescribed: Sub SB 3895
- Initiatives, referendums, petition requirements updated: Sub HB 663
- Initiatives, referendums, petitions, normal size paper: Sub SB 3645
- LID's, formation, financing, procedures modified: HB 519, *Sub SB 4209, CH 323
- Parking and business improvement areas, petition requirements: *Sub SB 3390, CH 279
- Street lighting, power costs, LID's requiring petitions: HB 248

PHARMACY BOARD AND PHARMACISTS

- Business license center act, enacted: Sub HB 680
- Diversion unit, appropriation: 2nd Sub HB 603
- DMSO, legend drug, sales, use, manufacture: *Sub HB 88, CH 50
- Jones, Edyrn H, member: GA 465
- Law, revisions: *2nd Sub HB 169, CH 147
- Palmer, David H, member: GA 464
- Prescriptions, medical assistance, DSHS reimbursement plan: HB 315
- Prophylactics, sales deregulated: SB 3121
- Third-party prescription programs, as defined, pharmacy notification: HB 460

PHYSICIANS AND SURGEONS

- Abortion, unemancipated minor, parents, guardian, notification: Sub HB 226
- Assistants, limitations: Sub HB 521
- DMSO, legend drug, sales, use, manufacture: *Sub HB 88, CH 50
- Electrical devices, medical treatment, diagnosis, electrical installation requirements: *HB 681, CH 57 PV
- Eye examinations, optometrists, requiring medical referral, prescribed: HB 237

PHYSICIANS AND SURGEONS—cont.

Galactosemia, newborn infants, screening test requirement: HB 642
 Hospital patient review care committee, immunity: *SB 3049, CH 181
 Human remains, gift, donees, definition expanded: HB 720
 Licenses, application, examination fees: Sub HB 521
 Pharmaceutical agents, optometry use regulated: *HB 83, CH 58

PIERCE COUNTY

Electronics industry, certain location: *HCR 17
 Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

PILOTAGE COMMISSIONERS, BOARD OF

Damon, Henry R, Captain, member: GA 444
 Dispatch records, member availability: HB 113
 Ellis, W P, member: GA 366, GA 389
 Flavel, M R, Captain, member: GA 314, GA 390
 Holmes, Bert C, member: GA 365
 Pilot qualifications, additional, authority, maximum age: *Sub SB 3231, CH 303
 Shearer, Burt A, member: GA 315, GA 443
 Stewart, Melvin M, member: GA 364, GA 445

PILOTS

FAA certified, state agency contract, pilot skill, aircraft: HB 19
 Vehicles, traffic offenses, traffic infractions exclusion: *Sub SB 3080, CH 19

PIPELINES

Facilities, siting decisions expedited: *Sub HB 467, CH 64 PV
 Oil, local control, less federal interference: HJM 18

PLANNING AND COMMUNITY AFFAIRS AGENCY

Border towns, police protection: *2nd Sub HB 257, CH 269
 Cities, towns, consolidations, annexations, population certification: *HB 354, CH 157
 Citizen action coordinator, appointment, duties: HB 740
 Manufactured housing advisory task force, establishment directed: Sub SB 3308
 Planning advisory council, abolished: *HB 354, CH 157
 Rahm, Karen, director: GA 380

PLANS, PLANNING, PLANNING COMMISSIONS

Annexation, responsibilities: HB 38
 Environmental council, interagency, established: HB 429
 Historic preservation planners, local governments: Sub SB 3026
 Impact statements, actions, bond required: HB 408
 Impact statements, qualified, legal requirements: Sub HB 429
 Land use decisions, recommendations, written, findings of facts: *Sub HB 320, CH 293 PV
 Land use regulations, real property value loss, action created: HB 261
 Manufactured housing advisory task force: Sub SB 3308
 Planning advisory council, abolished: *HB 354, CH 157
 Plats, final, recording, offers to sell contingent upon, certain jurisdiction exclusion: Sub HB 591, *Sub HB 320, CH 293 PV
 Public works, plans, specifications: HB 305
 Salmon management plan, fisheries department: Sub SB 3557
 Short plats, short subdivision, adjacent highway right-of-way: HB 539
 Subdivisions, requirements revised: Sub HB 591, *Sub HB 320, CH 293 PV
 Subdivisions, site plans, binding, industrial, commercial use: *Sub HB 323, CH 292
 Urban growth areas, establishment authorized: HB 393

PLUMBERS

Water heaters, thermostats, specified temperature setting, conditions prescribed, governmental inspection authorized, tag requirement: HB 559

PODIATRY

- Board, created, members, responsibilities, professional license requirements, penalties: Sub HB 174
- Physicians' assistants, foot treatment permitted: Sub HB 521
- Public assistance recipients, services exclusion: *Sub HB 245, CH 8, *Sub SB 4299, CH 6 E1 PV

POINT ROBERTS

- State appropriation allocation formula, planning, community affairs agency appropriation: *2nd Sub HB 257, CH 269

POLITICAL ACTIVITIES

- Advertising, false, deceptive, knowingly included, unlawful: HB 700
- Advertising, newspapers, lowest rates extended to all: HB 376
- Advertising, violations, admitted: HB 472
- Campaign expenditures, reporting requirements: HB 8
- Candidates, filing requirements revised: Sub SB 3249
- Candidates, municipal office, declaration of candidacy filing: HB 439
- Contributions, campaign expenditures required: HB 738
- Contributions, mandatory, continuing political committees: HB 164
- Ethics guide, joint board of legislative ethics: HB 738
- Incumbency, inaccurate statements, prohibited: HB 545
- Legislators, contributions, acceptance during session, prohibited: Sub SB 3844
- Legislators, felony conviction, related to office: HB 90
- Legislators, felony conviction, salary terminated: HB 332
- Lobbying, public funds expenditure prohibited: HB 317
- Lobbyists, gifts, entertainment, reporting requirements: HB 8
- Lobbyists, registration statement, financial statement revisions: Sub SB 3249
- Party affiliation, elected officials: HB 495
- Presidential preference primary established: HB 60, HB 295
- Public disclosure, reports, time frame: Sub SB 3249
- Public trust act, enacted: HB 211
- Sheriffs, nonpartisan office, declaration, vacancies: HB 382
- Signs, temporary, along highways, permitted: HB 108
- State treasurer and state treasurer candidates, public disclosure: SB 3530

POLITICAL SUBDIVISIONS

- Attorneys' fees, litigation costs, liability extended: HB 453
- Automobiles, personal, officers, employees, official travel, monthly reimbursement: HB 636, *Sub HB 636, CH 56
- Costs, state imposed, reimbursement specifications: HB 417
- Economic development, municipalities, public corporations, creation authorized: Sub HB 741
- Energy facilities, certified, rights of way, public property, use, denial prohibited: HB 653
- Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
- Property, intergovernmental disposition: SB 3067
- Snowmobile parks, public lands, use, fees: HB 331
- Tort liability, governments, employees, damages: HB 684
- Trees, infected, shrubs, nursery stock, public property, disinfection: *SB 3355, CH 296

POLLUTION CONTROL

- Bubble concept, defined, authorization permitted, conditions prescribed: *Sub SB 3867, CH 224
- Economic development, municipalities, public corporations, creation authorized, conditions specified: Sub HB 741
- Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
- Motor vehicles, emission control program, repealed: HB 24
- Odors, agricultural, clean air act exemption, conditions specified: *Sub HB 252, CH 297
- Tax credits, exemptions, statutory authority repealed: HB 485

POLLUTION CONTROL HEARINGS BOARD

Norton, Marianne Craft, member: GA 316

Rothrock, Gayle, member: GA 413

Water rights, prior appropriators interference: HB 48

PORT ANGELES

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

PORT OF ENTRY

Port districts, police officers, appointment permitted: *Sub SB 3118, CH 97

PORTS AND PORT DISTRICTS

Coal bulk handling facility, construction urged: *HCR 19

Commission, three-member, certain large districts: HB 57

Heating systems, establishment authorized, sources defined: Sub SB 3033

Police officers, appointment permitted: *Sub SB 3118, CH 97

Property, certain, sales, conveyance, authority modified: *SB 3143, CH 262

Rail lines, operation, inside, outside district: Sub SB 3961, *HB 551, CH 47

Rent security requirement, waiver permitted: *HB 105, CH 125

Reorganization, county election provision: HB 97

Rewards, offering permitted, dollar limit removed: *SB 3362, CH 211

POST OFFICES

Mt. St. Helens, commemorative stamp issuance petitioned: HJM 15

Postage costs, sales tax exemption: HB 154

POSTSECONDARY EDUCATION COUNCIL (See also HIGHER EDUCATION)

Displaced homemaker program, extended, evaluation requirement, dissolution fee collection: HB 286

Edmonds community college, new district authorized: *Sub HB 335, CH 72 PV

Educational costs, determination means development: *Sub SB 4090, CH 257

Educational services registration act: Sub HB 158, *Sub SB 3315, CH 283

Instruction costs, operating costs, by type, certification requirement: Sub HB 119

Leaves, professional, renumerated, compliance information, certain, mandated: *SB 3555, CH 113

Scholars program, high school seniors, program development: *HB 364, CH 54

Scott, Douglas R Jr, member: GA 317

Snohomish county, school districts, interlocal agreements: *Sub HB 335, CH 72 PV

Wareham, Kathleen A, member: GA 449

POULTRY AND POULTRY PRODUCTS

Coupons, sales, prohibition removed: HB 5

POWER FACILITIES AND RESOURCES

Cloud seeding, emergency, program establishment: *Sub SB 4087, CH 278

Cogeneration facilities, tax credit increased: SB 3394

Facilities, certified, rights of way, public property, use: HB 653

Facilities, siting decision expedited by certification: *Sub HB 467, CH 64 PV

Gardening, under city-owned electrical transmission lines: *SB 3140, CH 100

Joint operating agencies, boards, executive committees: HB 509

Joint operating agencies, interest rate, bonds: *Sub HB 339, CH 1 E1

Joint operating agencies, negotiated contracts, nuclear projects: *2nd Sub HB 338, CH 173

Joint operating agencies, nuclear facilities completion: HB 325, HB 445

Joint operating agencies, obligations, rate impacts: HB 575

Joint operating agencies, obligations, short-term: HB 644

Joint operating agencies, projects, sale: Sub SB 4315

Joint operating agencies, security forces: HB 304

Joint operating agencies, thermal power plant construction: HB 548, *Sub SB 3797, CH 3 E1

Nuclear plants, completion, feasibility study: HB 550, *Sub SB 3972, CH 4 E1

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

POWER FACILITIES AND RESOURCES—cont.

- Pacific Northwest electric power and conservation planning council: Sub HB 82, *Sub SB 3041, CH 14
- Security forces, nuclear plants: *HB 304, CH 301
- Shortages, electricity, producers, certain, allowed restrictions: HB 672
- Thermal electric generating plants, certain, privilege tax imposed: HB 327
- Thermal power plants, applications: HB 89
- WPPSS, nuclear power plant construction, temporary pause assessment requested: *HCR 11

PRECIOUS METALS

- Pawnbrokers, precious metals buyers, as defined, reports, police chiefs, sheriffs: Sub HB 731

PRESIDENT – U.S.

- Election returns, reporting, regulation petitioned: HJM 3
- Primary, preferential, established: HB 60, HB 295

PRISONS AND PRISONERS

- Corrections department, created, powers: HB 482, *2nd Sub HB 235, CH 136 PV
- Corrections facilities, siting standards, adoption required: HB 441
- Corrections institutions, work release program: Sub HB 399
- County, fine reduction rate, establishment permitted: SB 3301
- Criminally insane, awaiting court hearing, placement: HB 381
- Extradition and rendition act, uniform, enacted: HB 272
- Inmates, industrial enterprises, certain, workers' compensation fees: HB 560
- Inmates, leaves of absence, medical care: Sub HB 430
- Interstate corrections compacts, participation: HB 435
- McNeil Island, DSHS operation authorized: *Sub HB 245, CH 8
- McNeil Island, DSHS repairs, alterations, appropriation: Sub HB 459
- Medium security, Clallam county, land acquisition, construction: HB 714
- Offenders, nonviolent, as defined, county road projects: HB 547
- Prison siting task force, immediate appointment requested: Sub HCR 20
- Sentencing reform act, enacted, sentencing guidelines commission: *2nd Sub Hb 440, CH 137
- Transferred outside state, personal security purposes, notice of transfer requirement exemption: HB 434, SB 3424

PRISON TERMS AND PAROLES BOARD

- Conoley, Karen B, member: GA 409
- Henry, William E, chairman: GA 411
- Hubbard, Walter, T, member: GA 468
- Inmate work program, corrections department responsibility: *2nd Sub HB 235, CH 136 PV
- Oberquell, Diane, chairman: GA 318
- Parker, Jacob J, member: GA 319
- Sentencing reform act, enacted: *2nd Sub HB 440, CH 137
- Statements, convicted persons, pertinent facts, prosecuting attorney, sentencing judge, required: HB 432

PRIVACY (See also RECORDS AND DOCUMENTS)

- Communications, private, interception, judicial orders, issuance standards revised: HB 233
- Financial affairs privacy act, enacted: HB 579
- Hospital patient review care committee, immunity: *SB 3049, CH 181
- Rape crisis centers, records, defense attorney availability: *Sub HB 128, CH 145
- Records, salary studies access: *SB 3015, CH 177
- Unemployment compensation, records, release, federal funding requirements: *Sub HB 307, CH 35

PRODUCT LIABILITY

- Liability distribution, parties at fault: *SB 3158, CH 27

PROPERTY - PERSONAL (See also TAXES - PROPERTY)

Boats, planes, etc, storage, moorage, condominium law inclusion: HB 589, *Sub HB 397, CH 304 PV
 Exhibits, trial, disposition, sheriffs, police, firearms use: *Sub HB 314, CH 154
 Judgments, execution sales, posted notice time increased: *HB 599, CH 329
 Judgments, real, separate enforcement procedures established: HB 389
 Port districts, sales, conveyance authority modified: *SB 3143, CH 262
 Public assistance, benefits qualification, assets transfer prohibited: Sub HB 557
 Rented, personal property tax payments exempted: HB 645
 Residential schools, residents, property, prior institutional care, provisions: HB 497
 Restoration, writ requirements revised, plaintiff's bond limitations: HB 587
 Selling price definition, personal property tax payments exclusion: HB 645
 Tenancy abandonment, definition modified: HB 586
 Usury, defense prohibited, sales during specified period: Sub HB 513, *HB 137, CH 78 PV

PROPERTY - REAL (See also TAXES - PROPERTY; SUBDIVISIONS)

Accreted land, Toutle, Cowlitz rivers, adjacent landowners: Sub SB 3824
 Annexation, exempt property owners, petition signature sufficiency, calculation: *HB 664, CH 66
 Boats, planes, etc, storage, moorage: HB 589, *Sub HB 397, CH 304 PV
 Condominiums, owners association, common areas, damage, defects: HB 553
 Current use assessment, permitted: HJR 5
 Dredged materials, property owners, disposal rights: *SB 3272, CH 275
 Environmental impact statements: Sub HB 429
 Escrow agents, officers, regulations, modified: Sub HB 555
 Foreclosure sales, tax lien, minimum bid requirements: HB 471
 Gardening, under city-owned electrical transmission lines, leases permitted, income qualification: *SB 3140, CH 100
 Grange land, contiguous grange hall property, open space land: HB 546
 Historic, assessment, classification application: Sub SB 3025
 Historic, destruction restrictions: Sub SB 3027
 Homestead, marital community, ownership determination: *HB 599, CH 329
 Inheritance tax, phaseout schedule: HB 18
 Irrigation districts, certain, energy conservation: *SB 3356, CH 345
 Irrigation districts, works construction projects, federal, state contracts: HB 198, *SB 3358, CH 209
 Judgments, real, personal property, separate enforcement procedures: HB 389
 Land, subdivided, marketing, preliminary plat approved: Sub HB 591
 Land use regulations, value loss, action created: HB 261
 Liens, appraisal, created: HB 392
 Loans, real estate secured: HB 200
 Loans, residential, as defined, usury law exclusion: HB 486
 Mobile homes, used, sales, underlying land: *HB 734, CH 305
 Natural environment, conservancy environment: HB 125
 Natural heritage program, established: *2nd Sub SB 3105, CH 189
 Odors, agricultural, clean air act exemption: *Sub HB 252, CH 297
 Port districts, sales, certain, authority modified: *SB 3143, CH 262
 Public assistance, benefits qualification, assets transfer prohibited: Sub HB 557
 Real estate contracts, certain, usury defense prohibited: HB 630
 Real estate excise tax, partnership property transfer exemption: *SB 3055, CH 93
 Real estate sales tax, increased, conveyance stamp tax repealed: HB 748
 School districts, sales proceeds, deposit requirements: *Sub HB 650, CH 250 PV
 School districts, surplus property, disposition requirements: *HB 427, CH 306
 Tax title sales contracts, down payment increased: HB 6
 Tenancy abandonment, definition modified: HB 586
 Tenants, public service charges owed, landlord's property: Sub HB 329
 Time-sharing, regulated, conditions specified: HB 383
 Transfers, contracts, mortgages, certain: HB 588

PROPERTY - REAL—cont.

Usury, defense prohibited, sales during specified period: Sub HB 513, *HB 137, CH 78 PV
Valuation, increase, physical inspection: Sub HB 62

PROSTITUTION

Prostitute under 18, customer 18 or over, class C felony: Sub HB 293

PUBLIC ASSISTANCE

Abortion, induced premature birth, medical care services prohibited: HB 492
Assets, transfer, benefits qualification purposes, prohibited: Sub HB 557
Blind persons, eligible persons: HB 583
Chore services, employable persons, performance for elderly and handicapped required: HB 343
Client and service population forecasting, DSHS duties: HB 585
Educational grant fund, created: *HB 464, CH 55
Family responsibility act, enacted, dependent family members: HB 649
General assistance, redefined, aid, eligible unemployable persons in need: *Sub HB 245, CH 8, *Sub SB 4299, CH 6 E1 PV
Job openings, listing with employment security offices: HB 391
Medicaid eligibility: HB 721
Medicaid programs, administration flexibility: HJM 13
Medical assistance, eligibility redefined: *Sub HB 245, CH 8, Sub SB 3538, *Sub SB 4299, CH 6 E1 PV
Medical assistance program, nursing homes, intermediate care facilities: *HB 604, CH 15
Needy persons, city relief programs, county notification required: *SB 3153, CH 191
Nursing homes, cost reimbursement system: *Sub SB 3765, CH 2 E1
Overpayments, DSHS recovery, interest provisions: HB 498
Overpayments, collection procedures established: *Sub HB 525, CH 163
Personal care services program: HB 671
Prescriptions, drugs, medical assistance: HB 315
Recipients, community service projects authorized: HB 73
Students, needy, disadvantaged, financial aid program: HB 463
Third-party prescription programs, as defined: HB 460
Unemployable persons, defined: HB 415
Unemployed, employable persons, general assistance eligibility: Sub SB 3539

PUBLICATIONS

Common school code, SPI publication implementation: SB 3241, *HB 616, CH 249
Coupons, manufacturers, certain, trading stamp license exemptions: HB 5
Gambling commission, rules, required: Sub HB 657, *Sub SB 3307, CH 139
Moral nuisances, pornography, civil actions: Sub HB 626
Property tax, delinquent, owners, annual list publication: Sub SB 3726
Rail carriers, tariff publications, annual fee determination: *SB 3589, CH 116
Recreation guide, legislative report: SB 3915
State agencies, requested by public, fees charging, reimbursement costs: HB 695

PUBLIC DISCLOSURE AND PUBLIC DISCLOSURE COMMISSION

Campaign expenditures, independent, definition, reporting requirements: HB 8
Candidates, filing requirements revised: Sub SB 3249
Candidates, incumbency, inaccurate statements, prohibited: HB 545
Cemetery districts, commissioners, exemption: SB 3562
Cohen, Berta, member: GA 408
Contributions, individual identification: Sub SB 3249
Drivers, records, negative file, law enforcement availability: *SB 3052, CH 22
Ethics guide, joint board of legislative ethics: HB 738
Immunity, improper governmental actions, disclosure: Sub HB 593
Library records, as defined, exemption: HB 476
Library records, inspection requirements: HB 540
Lobbyists, gifts, entertainment, reporting requirements: HB 8

PUBLIC DISCLOSURE AND PUBLIC DISCLOSURE COMMISSION—cont.

Lobbyists, financial statement revisions: Sub SB 3249
 Local government, small, as defined, exemption: Sub HB 40
 Munn, James S, member: GA 448
 Political advertising, violations, injunction proceedings: HB 472
 Political contributions, campaign expenditures required: HB 738
 Public trust act, enacted: HB 211
 State treasurer and candidates, property ownership: SB 3530
 Toll-free telephone hotline program, appropriation: Sub SB 3249

PUBLIC EMPLOYEES (See also EMPLOYEES)

Arbitration panel, selection procedures: HB 480
 Collective bargaining, court employees: HB 345
 Collective bargaining, mandatory settlement process: HB 33
 Collective bargaining, supervisors, as defined: HB 679
 Community colleges, tenures, probationary period extended: HB 362
 Deferred compensation plans, revisions: *SB 3931, CH 256
 Discrimination, complaints, investigations, hearings: *Sub SB 3704, CH 259
 Fact-finding procedures, educational employment relations act: HB 479
 Ferry system employees, civil service system members: Sub HB 216, *SB 3359, CH 344
 Flexible time, authorized: HB 124
 Health incentive insurance plan established: HB 85
 Improper governmental actions, disclosure, immunity granted: Sub Hb 593
 Insurance board, multiple carriers, contracts allowed: HB 736
 Legislative ethics, jurisdiction, former legislators, employees: HB 544
 Medical benefits deductions, annual accounting: HB 377
 Misconduct, files maintenance, personnel department: HB 366
 Municipal corporations, political subdivisions, official travel, monthly reimbursement: *Sub HB 636, CH 56
 Parks and recreation service areas, counties: *Sub SB 3360, CH 210
 267,automobiles'm' personal',', Personnel appeals board, created, members: HB 41, *Sub HB 302, CH 311
 PERS, withdrawn contributions, restoration period extension: *Sub HB 138, CH 294 PV
 Productivity improvement act, enacted: HB 508
 Productivity improvement required, service delivery reductions: Sub HB 724
 Public retirement systems, post-retirement adjustments permitted: HB 263
 Public trust act, enacted: HB 211
 Retirement, contributions, employee: HB 718
 Retirement, mandatory age requirement: Sub HB 577
 Salaries, local government, senior employees: HB 396
 School districts, state insurance, health care coverage: HB 54
 School superintendents, retirement, out-of-state credit: HB 600
 State employees insurance board, self-funding: Sub HB 737
 State liquor stores, abolished, job placement services: HB 715
 State patrol, collective bargaining, inclusion: Sub HB 291
 Suggestion awards, state employees: HB 507, Sub HB 724
 Vacation leave, state employees, not to exceed 30-day accrual: Sub HB 95

PUBLIC LANDS (See also NATURAL RESOURCES, DEPARTMENT OF)

Domestic timber processing act, enacted: 2nd Sub HB 218
 Forest, fire protection, assessments increased: *HB 727, CH 171
 Forest, fire protection, reports, prevention devices: HB 223
 Inventory maintenance, procedures, OFM: *HB 354, CH 157
 Land reformation act, enacted, unappropriated public lands: HB 666
 Leases, provisions revised: HB 300
 Natural resources account, created, deposits, disbursements: HB 596
 Pesticides, aerial applications, forest lands, regulation: HB 45, HB 94
 Power driven machinery, use permit, down or dead timber: HB 223

PUBLIC LANDS—cont.

- Puyallup area, common school, acquisition, parks: HB 611
- Reclamation projects, studies, surveys: *Sub SB 3630, CH 216
- Reforestation, DNR appropriation: *HB 104, CH 2
- Roads, public, access to public lands, state forests: Sub HB 187, *Sub SB 3299, CH 204
- Sales, minimum value requirement: HB 131
- Surveys, official plats, certified copies: HB 641
- Trust land purchase account, uses, authorized: *Sub SB 3453, CH 271

PUBLIC OFFICIALS

- Candidates, municipal office, declaration of candidacy: HB 439
- County assessors, appointive office, conditions prescribed: HB 407
- Elective offices, partisan, vacancies, filling: *SB 3046, CH 180
- Housing authorities, council—manager cities, officials, appointment: HB 409
- Legislators, felony conviction, related to elected office, mandatory imprisonment: HB 90
- Legislators, felony conviction, salary terminated: HB 332
- Party affiliation, change prohibited during term of office: HB 495
- PERS, withdrawn contributions: *Sub HB 138, CH 294 PV
- Public trust act, enacted: HB 211
- Threats, written, conveyed by mail, governor, governor—elect: HB 745
- Vacation leave, state officials not to exceed 30—day accrual: Sub HB 95
- Wheat commission, duplicate statutes repealed: Sub HB 333

PUBLIC SERVICE COMPANIES

- Donations, charitable, scientific, educational: Sub HB 444
- Franchises, property disposal, public bodies, UTC authorization not required: *SB 3595, CH 117

PUBLIC TRANSPORTATION (See also TRANSPORTATION, DEPARTMENT OF)

- Ambulance services, county transportation authorities: Sub HB 30, *Sub SB 3388, CH 319
- Benefit areas, exclusions, citizen members retention, compensation, structure review requirement: Sub HB 424
- Bonds, motor vehicle excise tax pledge prohibition removed: HB 613
- Counties, AA, sales, use tax limitation removed, ferries: HB 602
- Electrified public streetcar lines, LID formation authorized: *SB 3213, CH 17
- Fares, adjustments, users: HB 156, *SB 3098, CH 25, *Sub SB 3388, CH 319
- Marine transportation benefit area, created: HB 750
- Motor vehicle excise tax, public transportation support: HB 610
- Motor vehicle excise tax, revenues, public transportation: HB 292
- Private schools, students, use permitted: SB 3750, *Sub HB 425, CH 307
- Public transportation account, created, DOT program support: HB 609
- Rail passenger service advisory committee, created: HB 328
- Sales, tax, local, transportation purposes: HB 423
- School districts, student transportation, five—year contracts authorized: HB 622
- Student transportation: *Sub HB 711, CH 343

PUBLIC UTILITIES AND PUBLIC UTILITY DISTRICTS

- Charges owed by tenants, lien prohibited: Sub HB 329
- Cities, service extension outside city limits: HB 693
- Cities, towns, projects, expected revenues, borrowing: HB 554
- Gardening, under city—owned electrical transmission lines: *SB 3140, CH 100
- Heating systems, establishment authorized, sources defined: Sub SB 3033
- Joint operating agencies, boards, executive committees: HB 509
- Joint operating agencies, nuclear facilities completion: HB 325, HB 445
- Joint operating agencies, obligation, short—term: HB 644
- Joint operating agencies, obligations, rate impacts: HB 575
- Joint operating agencies, thermal power plant, certain, construction, qualification prerequisite: HB 548

PUBLIC UTILITIES AND PUBLIC UTILITY DISTRICTS—cont.

Joint operating agencies, thermal power plant construction, management: *Sub SB 3797, CH 3 E1

Nuclear plants, completion, feasibility study: HB 550, *Sub SB 3972, CH 4 E1

Obligations, state auditor registration, signature requirements deleted: *HB 172, CH 37

Security forces, nuclear plants, operating or under construction, authorized: *HB 304, CH 301

Shortages, electricity, producers, certain, allowed restrictions: HB 672

WPPSS, nuclear power plant construction, temporary pause assessment requested: *HCR 11

PUBLIC WORKS

Agencies, public, steel products, U.S. manufacture, use preference: HB 146

Architects, engineers, public construction projects, competitive selection: *Sub HB 176, CH 61

Contracts, state, local agencies, delinquent payments, interest payment required: *2nd Sub HB 157, CH 68

Electrical distribution and generating systems, construction projects: Sub HB 185

Offenders, nonviolent, county road projects, work required: HB 547

Plans, specifications, bidder availability required: HB 305

Wages, prevailing, job sites, posting required: *HB 438, CH 46

PUGET SOUND

Controlled directional oil drilling, prohibition removed: HB 9

PURCHASING (See also GENERAL ADMINISTRATION, DEPARTMENT OF)

Agencies, services, certain, allowed, financial savings: HB 26

Criminal justice training commission, facility, purchase, lease: Sub HB 246

Paper, recycled, purchase preference, GA director rules adoption: Sub HB 259

Schools, public, private, supplies, equipment, services, joint purchasing: HB 426, *SB 3752, CH 308

Surplus property, school districts, disposition requirements: *HB 427, CH 306

PUYALLUP

Common school trust land, parks and recreation commission acquisition: HB 611

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

RADIOACTIVE MATERIALS AND WASTES (See also NUCLEAR ENERGY; SOLID WASTE DISPOSAL)

Diminimus, disposal permitted, license exemption: HB 36

Energy office, perpetual care agreement, responsibilities: Sub HB 402, HB 406

License holders, disposal responsibilities detailed: HB 336

Northwest interstate compact on low-level radioactive waste management, enacted: Sub HB 652, *Sub SB 4182, CH 124 PV

Radiation control agency, hazards program development: HB 499, HB 538

Radiation perpetual maintenance fund: Sub HB 413

Radioactive waste storage compact commission, created: HB 159

RAILROADS

Crossings, protective devices, funding provisions: Sub SB 3927

Port districts, operation: Sub SB 3961, *HB 551, CH 47

Rail carriers, tariff increase, decrease, effective date, notice revisions: *SB 3589, CH 116

Rail passenger service advisory committee, created: HB 328

Trespassers, injury, death, on bridges, trestles, tracks, liability: HB 114

RAINIER SCHOOL

Lands, certain, transfer, WSU, dairy/forage research use, conditions specified, fund created, appropriation: *Sub SB 4275, CH 238

Lands, certain, transfer, WSU, dairy/forage research use, conditions, specified, fund created: HB 732

RAPE

- Abortion, induced, medical care services prohibited: HB 492
- Crisis centers, records, defense attorney availability: *Sub HB 128, CH 145
- Firearms, use, mandatory minimum term requirement: *Sub SB 4131, CH 258
- Habitual criminal status, redefined: HB 569
- Marriage dissolution action, filed and living apart: *SB 3953, CH 123

REAL ESTATE

- Apartments, condominiums, storage, moorage, boat, plane: HB 589, *Sub 397, CH 304 PV
- Condominiums, owners association, common areas: HB 553
- Condominiums, time-sharing regulated: HB 383
- Contracts, certain, usury defense prohibited: HB 630
- Escrow agents, officers, regulations, modified: Sub HB 555
- Excise tax, affidavit form, contents, signature requirements: Sub HB 16, *Sub HB 648, CH 167
- Excise tax, local, authorized, local improvements purpose: HB 635
- Land, subdivided, marketing, preliminary plat approved: Sub HB 591
- Loans, real estate secured, certain, increased interest rates: HB 200
- Mobile homes, used, sales, underlying land: *HB 734, CH 305
- Port districts, property, certain, sales, conveyance authority modified: *SB 3143, CH 262
- Property tax, payments, excess, as defined, refund claim, civil action procedures: *SB 4034, CH 228
- Sales tax, increased, conveyance stamp tax repealed: HB 748
- Subdivisions, land use decisions, recommendations: *Sub HB 320, CH 293 PV
- Subdivisions, site plans, binding, industrial, commercial use: *Sub HB 323, CH 292
- Time-sharing, regulated, conditions specified, penalties: HB 383
- Transfers, contracts, mortgages, certain, full payment without prepayment penalty: HB 588
- Transfers, contracts, mortgages, interest rate increases: HB 588

RECIPROCITY

- Proportional registration, procedures established, state member of international registration plan: Sub SB 3993
- Proportional vehicles licensing, reciprocity commission, fees: *Sub SB 3778, CH 222

RECORDS AND DOCUMENTS (See also PRIVACY)

- Adopted persons, natural parent identities, disclosure means: 2nd Sub HB 84
- Archives and records management account created: *Sub SB 3584, CH 115
- Child protective services, central registry: HB 326
- Codes, filing, certain, local government, one copy requirement: Sub HB 58
- County commissioners, board clerk appointment: *Sub SB 4319, CH 240
- Documents, recording, filing, revisions: HB 518, *SB 3784, CH 302
- Drivers, negative file, law enforcement availability: *SB 3052, CH 22
- Employment security department, access, salary studies: *SB 3015, CH 177
- Hospital patient review care committee, immunity: *SB 3049, CH 181
- Juveniles, court action, certain, destruction: *Sub SB 3190, CH 299
- Juveniles, dependency petitions, destruction requirement: HB 91
- Library, as defined, public disclosure exemption: HB 476
- Library, inspection requirements: HB 540
- Licenses, chiropractors, dental hygienists, optometrists, osteopaths, filing requirement removed, records transferred, licensing department: *Sub SB 3456, Ch 277
- Misconduct, state employees, files maintenance: HB 366
- Natural areas, registered, private owners, dedication procedures: *2nd Sub SB 3105, CH 189
- Pamphlets, voters, candidates, taped, braille, transcripts availability: *Sub SB 3254, CH 243
- Pilot organizations, members, dispatch records availability: HB 113
- Public, preservation, destruction, provisions modified: HB 357
- Rape crisis centers, records, defense attorney availability: *Sub HB 128, CH 145
- School districts, inspection requirement removed: HB 188, SB 3242
- Surveys, public land, official plats, certified copies: HB 641

RECORDS AND DOCUMENTS—cont.

Unemployment compensation, records, release: *Sub HB 307, CH 35

RECREATION (See also PARKS AND RECREATION COMMISSION)

Bonds, outdoor recreational areas, facilities, acquisition: *SB 4213, CH 236

Parks and recreation service areas, counties, employee compensation authorization: *Sub SB 3360, CH 210

Recreation division, special educational service, repealed: HB 674, *SB 3239, CH 103

Winter recreation activities, parks, recreation commission authority revised, parking: HB 386, SB 3737

RECYCLING AND RECYCLED MATERIALS

Paper, recycled, purchase preference, recycling plan: Sub HB 259

Solid waste, resource conservation goals, waste reduction: HB 510

Solid wastes, ownership, vested in collector from collection point: HB 735

REDISTRICTING AND REAPPORTIONMENT

Provisions, emergency clause: *Sub SB 3655, CH 288 PV

REDISTRICTING COMMISSION (See also REDISTRICTING AND REAPPORTIONMENT)

Establishment, members, direction, supreme court jurisdiction: HJR 6, Sub SJR 108

Reapportionment and redistricting act, enacted, constitutional contingency: HB 283

Reapportionment and redistricting act, enacted: HB 282

REFUNDS

Property tax, payments, excess, as defined, refund claim, civil action procedures: *SB 4034, CH 228

Tuition, fees, higher education institutions, implementation: Sub HB 115

RELIGION

Christian science sanatoriums, nursing home regulations exemption: Sub HB 225

Schools, private, exempt category, matters of conscience and/or religious belief, authorized: Sub HB 196

RENT AND RENTALS (See also LEASES)

Control, cities, towns, counties, state preemption: *Sub HB 264, CH 75

Gardening, under city-owned electrical transmission lines, leases permitted, income qualification: *SB 3140, CH 100

Mobile homes, certain, use tax liability exclusion: HB 7

Mobile homes, leases, rental agreements: *Sub HB 397, CH 304 PV

Port commissions, rent security requirement, waiver permitted: *HB 105, CH 125

Renters, retired, rent relief permitted: HJR 8

School transportation program, vehicle rental, lease fund created: *Sub SB 3845, CH 265

Tenants, public service charges owed, landlord's property, lien prohibited: Sub HB 329

REPAIRS

Automotive, actions, prevailing parties, attorneys' fees, costs: HB 375

RESEARCH

Agriculture department, demonstration and research applicator's license, established: *Sub HB 252, CH 297

Medical, biological, UW, WSU; liquor revenue allocation abolished: HB 742

Pesticides, natural-based, research contract, WSU: Sub SB 3464

Rainier school, lands, transfer, WSU, dairy/forage research use: HB 732, *Sub SB 4275, CH 238

RESIDENCES (See also TAXES - PROPERTY)

Earth-sheltered construction, joint select committee establishment: HCR 25

Energy conservation materials, as specified, residential use, sales, use tax exemption: HB 390

Energy efficient thermal, lighting standards, commercial, residential buildings: HB 608, SB 3310

Environmental impact statements, limited residential developments: Sub Hb 429

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Governorial Appointment

RESIDENCES—cont.

- Improvements, single family dwellings, exemption: HB 64
- Irrigation districts, certain, energy conservation: *SB 3356, CH 345
- Loans, as defined, usury law exclusion: HB 486
- Manufactured housing advisory task force, planning and community affairs agency: Sub SB 3308
- Mobile homes, sales, both spouses, participation required: SB 3100
- Odors, agricultural, clean air act exemption, conditions specified: *Sub HB 252, CH 297
- Renters, retired, rent relief permitted: HJR 8
- Urea-formaldehyde based foam insulation, installation: HB 51, SB 3310

RESTAURANTS

- Nonpayment, meals, liability established: *HB 244, CH 126
- Wine, beer, sample servings: *Sub SB 3060, CH 182
- Wine, portion in original container, patron, removal permitted: *SB 3057, CH 94

RETIREMENT AND PENSIONS, RETIREMENT SYSTEMS DEPARTMENT

- Cities, towns, pension system boards, investment authority modified: Sub HB 696
- Contributions, retirement, employee, public employer payment option: HB 718
- Deferred compensation plans, revisions: *SB 3931, CH 256
- Hollister, Robert L, Dr, director: GA 381
- Investment board, state, created, 1980 bill passed over Governor Ray's veto: *HB 1610, CH 3
- JRS, disability, certain judges, certain statutes modified: Sub SB 3743
- LEOFF, disability: Sub HB 37, HB 716, *Sub HB 138, CH 295 PV
- Mandatory retirement age, public systems, abolished: Sub HB 577
- Military personnel, retired, state retirement credit: HB 481
- PERS, allowances, deductions, payment group insurance premiums: Sub HB 733
- Post-retirement adjustments, public retirement systems: HB 263
- School superintendents, prior out-of-state credit allowed: HB 606
- Unemployment compensation, benefits: HB 298, *Sub HB 307, CH 35
- Unemployment compensation, benefits, prorated reduction: HB 79
- Vacation leave, state employees, not to exceed 30-day accrual: Sub HB 95
- Veterans preference, retired military personnel, civil service: HB 481
- Volunteer firemen, retirement benefits increased: *Sub SB 3034, CH 21
- WSP, disability leave, conditions prescribed: *HB 620, CH 165

REVISED CODE OF WASHINGTON

- Real estate excise tax, RCW 28A.45 recodified as 82.45: HB 7, Sub HB 16, *SB 3055, CH 93
- Statutory construction, rule adoption, statutory reference to another statute, requirements: HB 500
- Veterans, redefined: Sub HB 481

RICHLAND

- Handicapped facilities, DSHS appropriation: Sub SB 3344
- Toll bridge, North Richland, site location redefined, authorized amount increased, bond proceeds, permitted use, DOT appropriation: Sub HB 443, *SB 3871, CH 327

RIGHTS OF WAY

- Energy facilities, certified, siting, public property, use: HB 653
- Short plats, short subdivision, adjacent highway right-of-way: HB 539

RIVERS AND STREAMS

- Minimum flow, level requirements repealed, water rights revision: *HB 99, CH 291
- Toutle, Cowlitz and Coweman rivers, dredged materials, property owners, disposal rights: *SB 3272, CH 275
- Toutle, Cowlitz rivers, access rights preservation, DNR, permitted: Sub HB 67
- Toutle, Cowlitz rivers, accreted land, adjacent landowners, leases authorized: Sub SB 3824

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

ROADS (See also HIGHWAYS)

- Closures, highways, brief, notice posting requirement: HB 594
- Closures, highways, state patrol authority, emergencies, disasters: *Sub SB 3232, CH 197
- Counties, property tax revenues, restrictions: HB 35
- County road administration board, subject to study: Sub HB 702
- Districts, consolidated improvement, establishment, bond issuance purpose: *SB 3591, CH 313
- Districts, excess levies authorized: HB 370, *Sub SB 3360, CH 210
- Forest practices, SMA, regulations applicability: HB 371 V
- Local improvement, street lighting, power costs: HB 248
- Logging, as defined, SMA substantial development permit exemption: Sub SB 3728
- Offenders, nonviolent, as defined, county road projects: HB 547
- Public, access to public lands, state forests: Sub HB 187, *Sub SB 3299, CH 204
- Tort liability, governments, employees, damages: HB 447, HB 684
- Urban arterial board, funds, regional distribution: *Sub SB 3669, CH 315
- Urban arterial board, bonds, special fuel excise taxed specified: *Sub SB 3699, CH 316

ROOSEVELT ELK

- Official state animal, designation: HB 4

RULES

- Amendments to permanent House rules pp. 14-21, 61-64,68-81,399-400
- Joint rules, *SCR 103 pp. 191-198
- Permanent House rules, *HFR 81-1 pp. 3-14

SAINT EDWARDS SEMINARY

- Transfer, from general administration department to parks and recreation commission, required: *SB 4022, CH 114

SALARIES AND WAGES

- Committee, state, gambling, jail, public broadcasting commissions, county road administration board, subject to review: Sub HB 702
- Death benefits, last illness expenses, insurers, amounts payable modified: *HB 530, CH 333
- Ferry system employees, civil service system members, provisions, strike prohibition: HB 216, *SB 3359, CH 344
- Investment board, officers, compensation establishment: *SB 3740, CH 219
- Justices of the peace, parttime, increased: HB 751
- Legislators, felony conviction, salary terminated: HB 332
- Legislators, 1982-83 increases, provision deleted: HB 744
- Local government, senior employees, not members of bargaining review: HB 396
- Parks and recreation service areas, counties, employee compensation authorization: *Sub SB 3360, CH 210
- Public assistance, overpayments, fraudulently obtained, collection procedures established: *Sub HB 525, CH 163
- Public works, wages, prevailing, job sites, posting required: *HB 438, CH 46
- Records, employment security department, personnel department, higher education personnel board, salary studies access: *SB 3015, CH 177
- School districts, payroll deductions, classified employees: HB 726
- Schools, in excess of basic education formula, payment prohibited: *Sub HB 166, CH 16
- State patrol, collective bargaining, inclusion, wages negotiations exclusion: Sub HB 291
- Youth development, conservation corps, members' compensation, increases authorized: HB 273

SALES (See also TAXES - EXCISE; TAXES - RETAIL SALES AND USE; RETAILERS)

- Artistic, cultural organizations, sales tax exclusion: *HB 212, CH 140
- Artists, art dealers, transactions regulated, violations: HB 219, *Sub HB 219, CH 33
- Beer and strong beer, state liquor control sales prohibited: HB 571
- Business opportunity fraud act, enacted: *HB 341, CH 155
- Child selling, child bearing for another for any consideration: HB 592

SALES—cont.

- Containers, beverage, opened by metal tabs, rings, sales prohibited: HB 448
 Controlled substances, distribution to minors, penalties changed: HB 140
 Controlled substances, sale, school, vicinity of schools, penalty increased: HB 133
 Credit study commission created, legislation effects study, report: Sub HB 513
 DMSO, legend drug, sales, use, manufacture: *Sub HB 88, CH 50
 Domestic log manufacturers, small, sales procedures: Sub HB 607
 Early milk, grade A raw milk standards exemption: *Sub SB 3214, CH 321
 Explosives, persons under eighteen, unlawful, use provisions: HB 22
 Foreclosure, contracts, loan payment, interest requirements: *Sub SB 3726, CH 322
 Foreclosure, notices, publication, surplus proceeds: *HB 493, CH 161 PV
 Foreign trade policy declared, domestic, international commerce development encourage-
 ment: *HCR 4
 Forest land, reforestation, owner obligation: Sub HB 419
 Gambling devices, manufacture, sale, without license, prohibited: Sub HB 657, *Sub SB
 3307, CH 139
 Hypodermic syringe, needle, devices, legal use requirement: *2nd Sub HB 169, CH 147
 Land, materials, public, DNR, minimum value requirement: HB 131
 Land, purchase, commercial or industrial use, land development act exclusion: HB 717
 Land, subdivided, marketing, preliminary plat approved: Sub HB 591
 Medicare supplemental health insurance act, enacted: HB 297, *Sub HB 297, CH 153
 Mobile homes, both spouses, participation required: SB 3100
 Mobile homes, parks, tenant-occupants, first refusal rights: HB 92
 Mobile homes, used, sales, underlying land: *HB 734, CH 305
 Pistols, sales, additional fee levied: Sub HB 598
 Port districts, property, certain, authority modified: *SB 3143, CH 262
 Private enterprise act, enacted, public agencies: Sub HB 687
 Prophylactics, deregulated: SB 3121
 Real estate, excise tax, partnership property transfer exemption: *SB 3055, CH 93
 Real estate, interest rate increases: HB 588
 Real estate, sales tax increased, conveyance stamp tax repealed: HB 748
 Real estate, time-sharing, regulated, conditions specified: HB 383
 Recreation guide revolving fund, created: SB 3915
 Redemption process: *HB 599, CH 329
 Retail installment contracts: *HB 160, CH 77 PV
 Retail installment contracts, charge agreements, interest rate, limitation prescribed: Sub HB
 513
 Retail installment sales, loans not subject to retail installment sales law: HB 201
 Retail installment transactions, as defined, not subject usury law: *HB 137, CH 78 PV
 Tax title sales contracts, down payment increased: HB 6
 Tenancy abandonment, definition modified: HB 586
 Trade-in allowances, selling price, deduction, sales tax purposes: HB 755
 Water heaters, thermostats, specified temperature setting, conditions prescribed: HB 559
 Wine, beer, sample servings: *Sub SB 3060, CH 182
 Wine, class J license holders, sale, certain, daily fee established: *SB 3796, CH 287

SANITARIANS

- Registered sanitarians board, public member inclusion, termination date extended: Sub HB
 311
 Registration, minimum qualifications, annual license renewal: HB 267

SAN JUAN COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207
 Marine transportation benefit area, created, composition: HB 750

SATSOP

- Nuclear plants, completion, feasibility study: *Sub SB 3972, CH 4 E1

SAVINGS ACCOUNTS

Interest, rates, restriction removal petitioned: HJM 16

Interest, rates, restriction removal urged: HCR 22

SAVINGS AND LOAN ASSOCIATIONS

Accounts, interest rates, restriction removal petitioned: HJM 16, HCR 22

Depositors, accounts classification, permitted: SB 3925, *HB 701, CH 82

Financial affairs privacy act, enacted: HB 579

Financial institution individual account deposit act, enacted: *Sub SB 3154, CH 192

Guaranty stock, shares issuance, sale, repurchase: HB 253, *Sub SB 3205, CH 84

Joint tenants, rights of survivorship, deposits revisions: HB 253

Parity, powers, state, federal associations, authorized: HB 306, *SB 3536, CH 87

Reserve, other requirements, FSLIC members: HB 306

Satellite facilities, interstate operation authorized: *SB 3042, CH 83

Savings and loan associations and credit unions examination, local fund: *SB 4348, CH 241

SCHOLARSHIPS

ASB funds, use, scholarship, charitable purposes: SB 3617

Athletic, higher education students, tuition, fee waivers: Sub SB 3237

Foreign student scholarship program, sunset provisions repealed: *SB 3319, CH 107

Scholars program, high school seniors, program development: *HB 364, CH 54

SCHOOL DIRECTORS

Association, director, vote weighted: HB 558

Calendar, determination, exclusive: Sub HB 117

Collective bargaining, agreements in excess of basic education appropriation, prohibited:

*Sub HB 166, CH 16

Election, running at large, authorization conditions prescribed: Sub HB 279

Funds, authorized uses specified: *Sub HB 650, CH 250 PV

Nonhigh districts, high school attendance designation required: Sub SB 4309

Salaries, school district employees, excess of basic education formula prohibited: *Sub HB 166, CH 16

SCHOOLS AND SCHOOL DISTRICTS

Accounts, records, ESD inspection requirement removed: HB 188, SB 3242

Activities, voluntary nonprofit entities, student eligibility: HB 173

Alcohol, drug, persons appearing under influence, removal from property authority: *HB 52, CH 36

Apportionment schedule, general fund moneys, adjusted: *Sub SB 3989, CH 282

ASB funds, use, scholarship, charitable purposes: SB 3617

Attendance incentive program, employees, computation date changed: HB 528

Attendance incentive program, school employees, repealed: HB 754

Balanced treatment for creation-science and evolution-science act, enacted: HB 234

Boards, election, directors, running at large, authorization conditions prescribed: HB 279

Building and capital projects fund, establishment required, deposits, expenditures specified: *Sub HB 650, CH 250

Bus drivers, certification cancellation, due process hearing mandated: *SB 3262, CH 200

Busing plan, certain first class districts, transfer limitation: HB 47

Calendar, determination, board of directors exclusive prerogative: Sub HB 117

Certificated personnel, certificates, registration: Sub HB 617, SB 3336

Children, parental responsibility for education: HB 403

Citizens study commission on school finance, created: HB 719

Classroom contact hours, not subject to collective bargaining: HB 168

Code, common school, SPI publication implementation: SB 3241, *HB 616, CH 249

Collective bargaining, agreements in excess of basic education: *Sub HB 166, CH 16

Common school construction fund, excess moneys, deposit availability: *2nd Sub HB 209, CH 4

Controlled substances, sale, penalty increased: HB 133

Damage, property, grades, diplomas, withholding: Sub HB 462

SCHOOLS AND SCHOOL DISTRICTS—cont.

- Direct student service programs, ESD establishment authorized: HB 401, SB 3351
 Disasters, unforeseen events occurrence: HB 676, *SB 3334, CH 285
 Drugs, alcohol, effects, 7th, 8th grade health courses: SB 3724!p Educational clinics, abolished: HB 562
 Educational clinics, alternative school, operation authorized: HB 379
 Educational services registration act, programs: HB 158
 Employees, certificated, hearings decisions, appeal: HB 122
 Employees, provisional, certain, nonrenewal provision: HB 278
 Employees, state insurance, health care coverage permitted: HB 54
 Energy, resource conservation work skills, basic education requirements: HB 220
 English proficiency, special instruction, bilingual instruction act, modified: Sub HB 243
 Enrollment surges, state apportionment petitions: HB 656
 Facilities, energy efficiency improvements projects: HB 655
 Fact-finding procedures, educational employment relations act: HB 479
 Flag exercises, classrooms, beginning of school day, mandated: *Sub HB 285, CH 130
 Fund raising events, charitable, nonprofit organizations: Sub HB 657, *Sub SB 3307, CH 139
 Gifted children office, SPI, established: HB 287
 Handicapped students, SPI rules adoption authority: HB 668
 Hygiene, instruction requirement repealed: HB 675, SB 3240
 Industrial insurance, self-insurers, authorized: HB 348
 Joint districts, ESD superintendent, office, voter authority removed: HB 188, HB 670, SB 3242
 Kindergartens, basic education implementation: HB 669
 Levies, excess, authority phaseout schedule: HB 584
 Levies, excess, limitation, exceeding, phaseout: *Sub HB 667, CH 168
 Levies, maximum state levy rate, reduced: HB 312
 Maintenance and operation contracts allowed, financial savings provision: HB 25
 Maintenance and operations fund, establishment required: *Sub HB 650, CH 250 PV
 Maintenance of resource services, report requirement, obsolete, repealed: HB 619, *SB 3352, CH 109
 Minimum guarantee, obsolete provision repealed: HB 369, *SB 3338, CH 108
 Motorcycle education courses, offering required: HB 346, Sub SB 3381
 Nonhigh districts, directors, high school attendance: Sub SB 4309
 Nonhigh districts, high school accounts, abolished, funds distribution: SB 3449, *HB 615, CH 248
 Nonhigh districts, payments, determination, procedures implementation prescribed: *Sub SB 4360, CH 264
 Oral medication, students, administration authorized: Sub HB 189, Sub SB 3541
 Paperwork reduction program, SPI, mandated: Sub HB 153
 Payroll deductions, certain, classified employees, authorized: HB 726
 Productivity in education task force, created: HCR 12
 Program hour offerings, time percentage limits removed: HB 167
 Public disclosure, small local governmental units: Sub HB 40
 Puyallup area, common school trust lands, acquisition, parks: HB 611
 Real property, sales proceeds, deposit requirements: *Sub HB 650, CH 250 PV
 Recreation division, special educational service, repealed: HB 674, *SB 3239, CH 103
 Salaries, in excess of basic education formula, payment prohibited: *Sub HB 166, CH 16
 Scholars program, high school seniors, program development: *HB 364, CH 54
 School buildings systems project, repealed: *SB 3238, CH 198
 Snohomish county, interlocal agreements, local community colleges: *Sub HB 335, CH 72 PV
 Students, certain, resident districts, nonresident district attendance: HB 618
 Students, financial assistance programs, sections declared unconstitutional repealed: HB 662, *SB 3354, CH 110
 Students, private schools, public school transportation use: SB 3750, *Sub HB 425, CH 307

SCHOOLS AND SCHOOL DISTRICTS—cont.

- Student transportation, other than geographically nearest or next-nearest: *Sub HB 711, CH 343
- Superintendents, retirement, prior out-of-state credit allowed: HB 606
- Supplies, equipment, services, joint purchasing authorized: HB 426, *SB 3752, CH 308
- Surplus property, disposition requirements prescribed: *HB 427, CH 306
- Timber tax reserve account, common school support authorized: *2nd Sub HB 209, CH 4
- Transportation contracts, five year, authorized: HB 622
- Transportation program, district authority: *Sub SB 3845, CH 265
- Truant, defined: HB 141
- Unemployment compensation, educational institutions, special coverages: *Sub HB 307, CH 35
- Vocational-technical institutes, operating fees: Sub SB 3929

SCHOOLS - PRIVATE

- Buses, public schools, use permitted, conditions prescribed: SB 3750, *Sub HB 425, CH 307
- Districts, surplus property disposition requirements: *HB 427, CH 306
- Education board, state, elections, private school representative: *HB 186, CH 38
- ESD's, depository and distribution center, use, mandated: HB 426
- Exempt category, matters of conscience and/or religious belief: Sub HB 196
- Oral medication, students, administration authorized: Sub HB 189, Sub SB 3541
- Supplies, equipment, services, joint purchasing authorized: HB 426, *SB 3752, CH 308

SCHOOLS - PROPRIETARY

- Barber schools, educational services registration act, exemption: Sub HB 158, HB 725, *Sub SB 3315, CH 283
- Cosmetology regulations revised, practice redefined, hair dressing inclusion: HB 378
- Cosmetology schools, educational services registration act: Sub HB 158, HB 725, *Sub SB 3315, CH 283
- Motorcycle education courses, offering required: HB 346, Sub SB 3381

SCHOOLS - RESIDENTIAL

- Deaf, board, superintendent evaluation, annual basis, disciplinary action authority, superintendent: *Sub HB 290, CH 42
- Frances Haddon Morgan children's center, established: SB 4199
- Rainier school, lands, transfer, WSU, dairy/forage research use: HB 732, *Sub SB 4275, CH 238
- Residents, community placement, conditions prescribed: HB 340
- Residents, community placement, parental, guardian consultation required, date: Sub SB 3043, *2nd Sub HB 628, CH 166 PV
- Residents, financial responsibility, finding, notice serving, requirements: HB 497

SCIENCE & TECHNOLOGY

- Balanced treatment for creation-science and evolution-science act, enacted: HB 234
- Joint ad hoc committee, 1981, established, membership: *HCR 2

SCRAP PROCESSORS

- Regulations, revised, crimes defined, penalties prescribed, state patrol inspection: HB 204

SEATTLE

- Bridge, Duwamish waterway, construction, DOT appropriation: HB 262
- Convention and trade center, council created: SCR 116
- Convention, trade center, state, Seattle location, commission created: Sub HB 739
- Electrified public streetcar lines, LID formation authorized: *SB 3213, CH 17
- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

SECRETARY OF STATE

- Absentee ballots, hospital patients, application provision: Sub HB 43
- Absentee voter lists, release restrictions: HB 147
- Appropriations, interim, joint legislative committee, establishment by statute: HJR 12
- Archives and records management account created: *Sub SB 3584, CH 115

SECRETARY OF STATE—cont.

- Bonds, revenue, state, municipal corporations, public corporations, certain issuance: *Sub HJR 7
- Budget, federal, balanced, via constitutional amendment or constitutional convention call: SJM 105
- Candidates, municipal office, declaration of candidacy filing: HB 439
- Canvass of votes, elected officials pp. 41-43
- Certification of election pp. 1-3
- Corporations, filing requirements changed: HB 238, *Sub SB 4095, CH 230
- County assessors, appointive office, conditions prescribed: HB 407
- Court commissioners, superior courts: HJR 3, SJR 107
- Documents, recording, filing, specified revisions: HB 518, *SB 3784, CH 302
- Elective offices, partisan, vacancies: *SB 3046, CH 180
- Indebtedness, public projects, payment means provided: HJR 11
- Initiative reform act, enacted: HB 299
- Initiatives, referendums, amended legislatively, not subject to referendum: Sub SJR 133
- Initiatives, referendums, cities, towns, powers authorized: HB 638
- Initiatives, referendums, clarified: Sub SB 3895
- Initiatives, referendums, petition requirements updated: Sub HB 663
- Initiatives, referendums, petitions, normal size paper: Sub SB 3645
- Initiatives, referendums, signature filing requirements: Sub SJR 133
- Limited partnership act, uniform, enacted: *Sub HB 112, CH 51
- Presidential preference primary established: HB 60, HB 295
- Proclamation of Governor, transmittal, 1st Special Session p. 1540
- Property, real, all, current use assessment, permitted: HJR 5
- Redistricting and reapportionment, provisions: *Sub SB 3655, CH 288
- Redistricting commission, establishment: HJR 6, Sub SJR 108
- Renters, retired, rent relief permitted: HJR 8
- Superior court, additional court commissioners authorized: HJR 3, *SJR 107
- Superior court, retired judges, pro tem appointments authorized: Sub HJR 10
- Tax revenues, state, growth restriction: HJR 4
- Unicameral legislature, establishment: HJR 2
- Veto messages, 1980 Session, transmittal pp. 45-46, 127
- Voter registration, late, absentee voting permitted: HB 632
- Voter registration, procedures, identification: HB 195
- Voters pamphlet, bond measures, information, disclosure required: Sub HB 11
- Voters pamphlet, taped, braille, transcripts availability: *Sub SB 3254, CH 243
- Voters, sensory handicaps, assistance: *HB 163, CH 34
- Voting devices, approval authority transferred from committee: HB 572
- Voting periods, simultaneous, nationwide, petitioned: HJM 11

SECURITIES

- Advisory committee, miscellaneous revisions: *Sub SB 3780, CH 272
- Controlled substances, acquisition use: Sub HB 15
- Interest, brokers, dealers, certain, usury limit exemption: *HB 96, CH 79

SECURITY SERVICES

- Personal service contracts, physical plant, routine maintenance: *SB 4026, CH 263
- Security forces, nuclear plants, operating or under construction: *HB 304, CH 301

SENIOR CITIZENS

- Aging, state advisory council, created: *Sub HB 266, CH 151
- Chore services, eligibility redefined, medical certification: HB 492
- Chore services, employable public assistance recipients: HB 343
- Chores services, public assistance: *Sub HB 245, CH 8
- Dependent persons, adult, abuse, report procedures: Sub SB 3582
- Family responsibility act, enacted, dependent family members: HB 649
- Fares, public transportation facilities, users: HB 156, *SB 3098, CH 25, *Sub SB 3388, CH

SENIOR CITIZENS—cont.

Housing finance commission, established: 2nd Sub SB 3084
 Licenses, free, fishing, hunting, single document: Sub SB 3751
 Medicaid, eligibility, persons under federal aid medical care only program: HB 721
 Medical assistance programs, institutions, as defined, residents: *HB 604, CH 15
 Multipurpose senior center revolving fund, spirits, retail sales tax: HB 20
 Nursing homes, cost reimbursement system: *Sub SB 3765, CH 2 E1
 Parks and recreation districts, regular: *Sub SB 3360, CH 210
 Pilots, maritime, additional qualifications: *Sub SB 3231, CH 303
 Property tax, deferrals, claimant, redefined: Sub HB 506, HB 647
 Property tax, exemption, income limit: HB 56, Sub HB 78, HB 155, HB 384
 Property tax, payment, early, discount provision: HB 318
 Public retirement systems, post-retirement adjustments permitted, appropriation: HB 263
 Renters, retired, rent relief permitted: HJR 8
 Retirement, mandatory age requirement, public systems: Sub HB 577
 Tax deferrals, interest rate: *Sub SB 3726, CH 322

SENTENCES - PENAL (See also PRISON TERMS AND PAROLES BOARD)

Antitrust violations, unfair business practice act: HB 455
 Capital punishment provisions revised: *Sub HB 76, CH 138
 Controlled substances, distribution to minors, penalties changed: HB 140
 Controlled substances, sale, school, vicinity of schools, penalty increased: HB 133
 Corrections reform act, enacted: *2nd Sub HB 235, CH 136 PV
 DWI, uniform minimum penalties: HB 281
 Firearms, use, felonies, as specified: *Sub SB 4131, CH 258
 Firewood harvesting, transportation, regulated: HB 643
 Legislators, felony conviction, related to elected office, oath, mandatory imprisonment: HB 90
 Legislators, felony conviction, salary terminated: HB 332
 Police court, appeals, provision, superior court limitation: SB 3069
 Public officials, felony conviction, under color of office, mandatory imprisonment: HB 516
 Sentencing reform act, enacted, sentencing guidelines commission: *2nd Sub HB 440, CH 137
 Suspension, added condition, county, interlocal drug fund contribution requirement: HB 600

SERVICE AREAS (See also URBAN SERVICE AREAS)

Law enforcement, service districts, county establishment authorized: HB 394
 Parks and recreation service areas, counties: *Sub SB 3360, CH 210

SESSION LAWS

Publication, statute law committee appropriation: *HB 502, CH 162
 State printer, printing, binding authority deleted: HB 691

SEWERAGE AND SEWER DISTRICTS

Boundaries, powers revisions, mergers: Sub SB 3534, *Sub HB 352, CH 45
 Commissioners, vacancies, filling procedures revised: *HB 692, CH 169
 Funds, deposit in interest bearing demand accounts authorized: *Sub SB 3075, CH 24
 Immunity, official acts, granted: *Sub SB 3128, CH 190
 LID's, counties, establishment permitted, bond issuance authority: *SB 3591, CH 313
 Metropolitan municipal corporations, revisions: *Sub SB 3128, CH 190

SHIPS AND BOATS

Deckhands, licensed salmon charter boats, salmon roe selling permitted: *SB 4027, CH 227
 Licenses, fisheries department, vessels, as specified, fees increased: HB 503
 Moorage, storage, condominium law inclusion: HB 589, *Sub HB 397, CH 304 PV
 Pilots, liability limitation: *SB 3230, CH 196
 Property tax exemption, repealed: HB 265
 Salmon charter boat licenses, renewal period limitation removed: HB 597, *SB 3265, CH 202
 Watercraft, registration, requirements, exemptions, conditions: HB 437, HB 633

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

SHORELINE MANAGEMENT (See also ECOLOGY, DEPARTMENT OF; TIDELANDS)

Forest practices, regulations, applicability: HB 371 V

Property, natural environment, conservancy environment: HB 125

Substantial development, SMA, logging road, as defined, permit exemption: Sub SB 3728

SICK LEAVE

Attendance incentive program, school employees, compensation not included prior to full funding: *Sub HB 166, CH 16

Attendance incentive program, school employees, computation date changed: HB 528

Attendance incentive program, state employees, repealed: HB 754

State patrol, disability leave, conditions prescribed: *HB 620, CH 165

SIGNS

Political, temporary, along interstate, primary, scenic highways, permitted: HB 108

SILVER

Pawnbrokers, precious metals buyers, as defined, reports, police chiefs, sheriffs: HB 731, Sub HB 731

SKAGIT COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

SKAMANIA COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

SMALL BUSINESS

Domestic log manufacturers, small, sales procedures, B&O tax credit: Sub HB 607

Regulatory fairness act, enacted: HB 385

Small business office, commerce and economic development, continuation recommended: HCR 18

SMALL CLAIMS COURTS

Contractors, bonds, district court actions authorized, small claims department exclusion: SB 3115

Filing fees, increased: *HB 590, CH 330

Jurisdiction, maximum increased: Sub SB 3110, *Sub HB 601, CH 331

Juveniles, confinement, certain, DSHS supervision: *Sub SB 3190, CH 299

SNOHOMISH COUNTY

Edmonds community college, new district authorized: *Sub HB 335, CH 72 PV

Electronics industry, location decision, public works improvement: *HCR 17

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

Treatment alternatives to street crime programs, DSHS appropriation: HB 627

SNOWMOBILES

Park areas, public lands, use, agencies, fees, imposition allowed: HB 331

SOCIAL AND HEALTH SERVICES, DEPARTMENT OF

Abortion, induced miscarriage, induced premature birth, medical care services prohibited: HB 492

Adopted persons, natural parent identities: 2nd Sub HB 84

Aging, state advisory council, created: *Sub HB 266, CH 151

Alcoholism administrative board, county, designated board, related programs, duties prescribed: HB 410

Alcoholism treatment, liquor revenue allocation abolished: HB 742

Bonds, facilities, capital improvements, authorized: *Sub SB 4211, CH 234

Budget, supplemental, 1979-81 biennium, DSHS, adopted: *2nd Sub HB 624, CH 71

Child abuse and neglect council, established: 3rd Sub HB 179

Child abuse, central registry, records: *Sub HB 532, CH 164

Child care agencies, private, eligible dependent children: HB 197

Child protective services, central registry, investigative personnel: HB 326

Children, custody, other than parents, financial responsibility: HB 629

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

SOCIAL AND HEALTH SERVICES, DEPARTMENT OF—cont.

- Children, dependent, defined: *Sub HB 245, CH 8
 Children, dependent, delinquent, probation counselor authority: HB 141
 Children, dependent, guardianship, eligibility, disqualification described: *SB 3189, CH 195
 Chore services, as redefined, residential care placement risk factor, eligibility criteria: *Sub SB 4299, CH 6 E1 PV
 Chore services, eligibility redefined: HB 492
 Chore services, employable public assistance recipients: HB 343
 Chore services, personal care services program: HB 671
 Chore services, persons not meeting new standards, continuance conditions prescribed: Sub SB 3538, *Sub HB 245, CH 8
 Citizen foster care review boards: HB 93
 Client and service population forecasting, DSHS duties: HB 585
 Congregate care services, eligible persons, contract authority: HB 231
 Convicts, transfer between state: Sub HB 421
 Corrections department created, powers, duties: *2nd Sub HB 235, CH 136 PV
 Corrections department created, secretary, senate confirmation: HB 482
 Corrections facilities siting standards, adoption required: HB 441
 Corrections institutions, work release program purposes, redefined: Sub HB 399
 Crisis centers, residential centers, placement: *Sub SB 3188, CH 298
 Day care homes, private family, regulated: SB 3007
 Dependent persons, adult, abuse, report procedures: Sub SB 3582
 Developmentally disabled persons, treatment: HB 517
 Displaced homemaker program, agency services description: HB 286
 Drug abuse board, county, appointment required: HB 410
 Educational grant fund, created, student financial assistance: *HB 464, CH 55
 Employable persons, unemployed, general assistance eligibility: Sub SB 3539
 Family conciliation services, family court: HB 541
 Family planning clinics, DSHS contracts: *Sub SB 3857, CH 120
 Family responsibility act, enacted: HB 649
 Galactosemia, newborn infants, screening tests required, duties: HB 642
 Gibbs, Alan J, secretary: GA 402
 Handicapped facilities, capital expenditures: *Sub SB 3344, CH 207
 Health coordinating council, staff services: Sub HB 359
 Health promotion and protection, disease prevention program: HB 475
 Information system, comprehensive, computerized: HCR 15
 Inmates, industrial enterprises, workers' compensation fees: HB 560
 Inmates, leaves of absence, medical care: Sub HB 430
 Juvenile court law, enacted, existing law repealed: HB 141
 Juvenile disposition standards commission, established: *Sub SB 3190, CH 299
 Juveniles, alternative residential placement: Sub HB 91, *Sub SB 3188, CH 298
 Juveniles, cases, transfer to county of residence, disposition order: HB 142, *Sub SB 3190, CH 299
 Juveniles, crimes, accusation, SPI learning/language disabilities: HB 712
 Juveniles, detention, transfer adult criminal prosecution, circumstances requiring prescribed: HB 217
 Juveniles, disposition standards, adopted: HCR 10, SCR 105
 Juveniles, emergency care, medical, dental, psychiatric: *Sub SB 3188, CH 298
 Juveniles, serious offenders, 300-bed correctional facility establishment: HB 134
 Marriage license requirements, other states, certificates provision, fee schedule establishment: HB 414, *SB 4327, CH 284
 McNeil Island correctional facilities, management power authorized: Sub HB 399
 McNeil Island correctional facilities, operation authorized: *Sub HB 245, CH 8
 McNeil Island correctional facilities, repairs, alterations: Sub HB 459
 Medicaid programs, administration flexibility: HJM 13
 Medicaid programs, eligibility: HB 721
 Medical assistance program, nursing homes, intermediate care facilities: *HB 604, CH 15

SOCIAL AND HEALTH SERVICES, DEPARTMENT OF—cont.

- Medium security prison, Clallam county, land acquisition, construction directed: HB 714
- Mental health services act, enacted: 2nd Sub HB 353
- Mental illness, commitment, financial responsibility: Sub HB 412
- Mental retardation, institutions, accounting and reimbursement system created: HB 416, HB 526
- Mobile home parks, health, sanitation standards: *Sub HB 397, CH 304 PV
- Multipurpose senior center revolving fund: HB 20
- Nursing homes, administrators: Sub HB 225
- Nursing homes, appraisers, accounting purposes: HB 728
- Nursing homes, care standards, violation, defense, revision: HB 524
- Nursing homes, cost reimbursement system, conditions: *Sub SB 3765, CH 2 E1
- Ombudsman, DSHS, residents, long-term care facilities: HB 301
- Oxygen vendors, medical oxygen tanks, supply adequacy: HB 703
- Patients abuse, nursing homes, state hospital employees: *SB 3131, CH 174
- PKU, other heritable disorder lab tests, fee schedule: HB 414
- Posttraumatic stress disorder training, community mental health professionals: HB 470
- Prescriptions, drugs, medical assistance, DSHS reimbursement plan: HB 315
- Prescriptions, third-party prescription programs: HB 460
- Prisoners, transferred outside state, personal security purposes: HB 434, SB 3424
- Prison siting task force, immediate appointment requested: Sub HCR 20
- Probation, special supervisors programs, pro rata payments: *HB 120, CH 60
- Public assistance, benefits qualification, assets transfer prohibited: Sub HB 557
- Public assistance, blind persons, minimum grants: HB 583
- Public assistance, emergency assistance program: Sub SB 3538, *Sub HB 245, CH 8
- Public assistance, employers, job openings: HB 391
- Public assistance, employment, training services: *Sub SB 4299, CH 6 E1 PV
- Public assistance, overpayments, fraudulently obtained: *Sub HB 525, CH 163
- Public assistance, overpayments, recovery, interest provisions: HB 498
- Radiation control agency, hazards program development: HB 499, HB 538
- Radiation perpetual maintenance fund: Sub HB 413
- Radioactive materials, energy office, perpetual care agreement: Sub HB 402, HB 406
- Radioactive wastes, diminimus, disposal permitted: HB 36
- Radioactive wastes, disposal, license holders, responsibilities detailed: HB 336
- Radioactive waste storage compact commission, created: HB 159
- Rainier school, lands, certain, transfer, WSU, dairy/forage research use: HB 732, *Sub SB 4275, CH 238
- Registered sanitarians board, professional, public members: HB 267
- Registered sanitarians board, public member inclusion, termination date extended: Sub HB 311
- Residential schools, residents, community placement: HB 340, *2nd Sub HB 628, CH 166 PV
- Residential schools, residents, costs, rate determination under social security act: HB 497
- Social workers, licensing provisions, licensing department rules: Sub HB 270
- Special investigations department, created: HB 395
- Students, needy, disadvantaged, financial aid program: HB 463
- Therapeutic homes, defined: HB 347
- Treatment alternatives to street crime programs: HB 627
- Unemployable persons, defined: HB 415
- Uranium, thorium, milling defined: Sub HB 413
- Vaccines, emergency, other biologics, repository: HB 414, *SB 4327, CH 284
- Vendors, services, audits authorized: HB 534
- Water chemistry, water bacteriology tests, public water systems: HB 414
- Water supply facilities, referendum 38, appropriation: *HB 707, CH 170
- Welfare recipients, community service projects authorized: HB 73
- Work release, corrections facilities, redefined: Sub HB 399

SOCIAL SECURITY - OLD AGE AND SURVIVORS' DISABILITY INSURANCE

Reports, payments, cities, towns, counties, delinquency penalties: *SB 3641, CH 119
 SSI assistance recipients, noncompliance federal alcohol, drug treatment requirements: *Sub
 HB 245, CH 8, *Sub SB 4299, CH 6 E1 PV

SOCIAL SERVICES

DSHS information system, comprehensive, computerized: HCR 15
 Economic development, municipalities, public corporations: Sub HB 741
 Family responsibility act, enacted: HB 649
 Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
 Youth-related organizations, amounts received, B&O tax exemption: *Sub HB 747, CH 74

SOCIAL WORK

Family conciliation services, family court, persons conducting, professional: HB 541
 Juveniles, caseworkers, child counseling on parental nonrights, prohibited: Sub HB 91
 Social workers, licensing provisions, licensing department rules: Sub HB 270

SOLAR ENERGY

Buildings, publicly owned, leased, design, renewable energy systems consideration: SB 3156

SPECIAL PURPOSE DISTRICTS

Architects, engineers, public construction projects, competitive selection: *Sub HB 176, CH
 61
 Environmental coordination procedures act: Sub HB 634
 Metropolitan municipal corporations, sewer, water districts, commissioners: *Sub SB 3128,
 CH 190
 Public service companies, franchises, property disposal: *SB 3595, CH 117

SPECIAL SESSIONS

Convening, procedures adoption: *HCR 29
 1981, purpose stated, limitations: *SCR 119

SPEAKER'S RULINGS

Action of Rules committee; places bill on proper order of business p. 139
 Amendments; after adopted, body cannot strike all without motion for reconsideration of
 each amendment p. 1161
 Amendment by Senate in order; within scope and object p. 939
 Amendment is germane even if redundant p. 1414
 Amendment in order; within scope of bill pp. 944,1280
 Amendment out of order; beyond scope and object pp. 213,221,224,946,947,1027,1431
 Amendment out of order; section of bill dealt with earlier p. 636
 Amendments (portions of) to budget bill ruled out of order; budget bill not appropriate place
 to restrict expenditure of certain funds p. 1413
 Bill beyond cut-off may be attached as amendment to other bill p. 881
 Bill does not have direct fiscal impact; would be determined in appropriation bill p. 163
 Bill does not amend initiative; different title p. 874
 Bill may be acted upon; not beyond cutoff p. 1070
 Bill placed on second reading by vote of body on previous day; therefore, properly before
 body p. 166
 Bills referred to any appropriations committee do not require hearing before full Ways and
 Means Committee p. 327
 Bills with fiscal impact subject to cut-off unless they are budget bills p. 497
 Chairman of Ways and Means Committee has voting right on any Appropriation and/or
 Revenue Committee p. 900
 Committee meeting in order; lack of quorum not challenged p. 577
 Concurrence or nonconcurrence in Senate amendments; may be reconsidered p. 1466
 Demand for division out of order; had proceeded to other business p. 146
 House may continue consideration of bill being considered at time of cut-off p. 1149
 House may suspend rules to consider bill in Committee of Whole at any time p. 550

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

SPEAKER'S RULINGS—cont.

- Member may speak only three minutes and time yielded to another member counts against three minutes of original member p. 1272
- Member may use notes when citing exact figures in debate p. 1277
- Member's remarks not point of personal privilege p. 738
- Motion for reconsideration; only business directly affecting issue could cut off motion . p. 613
- Motion to lay amendment on table does not carry main question p. 1493
- Motion to reconsider final passage in order; House had not reached that order of business on previous working day p. 796
- Motion to reconsider final passage should be made when on final passage p. 797
- Motion to rerefer bill out of order; bill not before body and not on eighth order of business p. 1277
- Objection must be made timely to be point of order p. 1277
- Objection to committee conduct should be made in committee, not on House floor . . p. 379
- Point of order must be raised before debate has ensued p. 1159
- Resolution may include resolution of Speaker in terms of appointing a committee . . . p. 149
- Rules do not require that amendments be attached to member books before final passage . p. 377
- Rules have been adopted; may now be amended p. 61
- Select committee not included in rules dealing with standing committees p. 149
- Senate amendment out of order; expands object of bill p. 943
- Speaker looks at title, subject matter and intent of sections when ruling on scope and object of amendments p. 1280
- Speaker may allow committee to meet during session p. 152
- Speaker may appoint members to standing, select or joint committees p. 149
- Speaker may refer measures to committee; Rule 4(G) p. 327
- Supplemental budget bill is subject to House Rule 15 p. 140
- Time of day question 683,684

SPEAKER'S RULINGS (MR. AMEN PRESIDING)

- Amendment in order, within scope of bill pp. 1067,1068
- Amendment out of order, beyond intent of bill pp. 409,1037
- Bill has fiscal impact and may be considered after cut-off even though amendment has no fiscal impact p. 1310
- Bill providing reduction in fine considered revenue bill p. 770
- Bill report shows fiscal impact; may be considered after cut-off p. 771
- Point of order too late; debate had begun p. 1311

SPEAKER'S RULING (MR. HASTINGS PRESIDING)

- Amendment in order; within scope of title of bill p. 1088

SPEED LIMITS

- National maximum speed limit, if repealed, state authority, energy conservation purposes, termination provision: HB 576
- 55–70 mph, traffic infraction, energy waste, insurance abstract exclusion, abstract use violation, misdemeanor: Sub HB 355

SPOKANE COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

SPORTS

- Athletic commission, renamed, boxing commission: HB 365, *SB 3646, CH 337 PV
- Boxing commission, purpose stated, boxing definition, wrestling exclusion: HB 365

STADIUMS

- Metropolitan municipal corporations, certain, operation authorized: HB 723
- Performing arts center, Olympia, Tacoma, unimproved real estate requirement deleted: *Sub HB 178, CH 244

STATE AUDITOR

- Auditing services revolving fund, created, state auditor costs: *SB 4033, CH 336

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

STATE AUDITOR—cont.

- Budgetary control, executive fiscal duties, responsibilities: *Sub HB 561, CH 270
- Budgets, cities, accounting terms, state auditor definition authorized: *HB 190, CH 40
- Fund transfers, expenditure without further appropriation, permitted: *HB 191, CH 39
- Improper governmental actions, disclosure, public employees: Sub HB 593
- Local government, audit requirements, legislative joint review, report: HCR 21
- Post-audits, state auditor, OFM state-wide combined financial statements: HB 420, *SB 3639, CH 217
- Public utility districts, obligations, registration, signature requirements deleted: *HB 172, CH 37
- Records, public, preservation, destruction, provisions modified: HB 357
- Report, meetings with governing bodies, open public meetings act: SB 3073
- Sewer, water districts, funds investment, interest bearing demand amounts: *Sub SB 3075, CH 24

STATE BUILDING CODE

- Energy efficient thermal, lighting standards, commercial, residential buildings, in effect: HB 608, SB 3310
- Local government, stricter performance standards: HB 428

STATE CAPITOL COMMITTEE

- Abolished, duties, funds transferred, department of general administration: HB 53

STATE CAPITOL HISTORICAL ASSOCIATION

- Powers, duties, revised: Sub HB 690, *SB 3866, CH 253

STATE EMPLOYEES INSURANCE BOARD

- Self-funding, programs, authorized, property, casualty insurance excluded, conditions prescribed: HB 737, Sub HB 737

STATE FINANCE COMMITTEE

- Investment board, created, powers, duties, membership, specified, 1980 bill passed over Governor Ray's veto: *HB 1610, CH 3

STATE FINANCE COMMITTEE - BONDS

- Anticipation notes, interest payment requirements prescribed: *SB 3170, CH 29
- Community college education board, owned facilities, capital improvements authorized: *Sub SB 4214, CH 237
- Court facilities, construction, improvement, general obligation bonds issuance: HB 601, Sub SB 3110
- Criminal justice training commission, real property: Sub HB 246
- Energy conservation projects, cities, towns, revenue bonds authorized: *SB 3157, CH 273
- Energy fair '83, authorized, proceeds administration: Sub HB 489
- Fisheries department, capital improvements, authorized: *SB 4205, CH 231
- Health care facilities authority, interest rate, price setting, board authority: *SB 3886, CH 121
- Health care facilities authority, revenue bond: *SB 3498, CH 31
- Higher education institutions, capital improvements, authorized: *Sub SB 4210, CH 233
- Higher education institutions, community colleges, capital improvements, authorized: *Sub SB 4206, CH 232
- Highways, issuance authorized, conditions prescribed, transportation department, appropriation: *Sub SB 3699, CH 316
- Jail buildings, application review costs, issuance authorized: *Sub HB 388, CH 131
- Mid-Columbia performing and visual arts festival facility: HB 321
- Outdoor recreational areas, facilities, acquisition, development: *SB 4213, CH 236
- Performing arts center, Olympia, Tacoma matching fund sources: *Sub HB 178, CH 244
- Puget Sound regional arts, convention complex, Lynnwood, bond issuance requirements: Sub HB 349
- Salmon enhancement program, bond issuance authorization increased: *SB 3586, CH 261
- Social and health services facilities, capital improvements: *Sub SB 4211, CH 234

STATE FINANCE COMMITTEE – BONDS—cont.

State government facilities, capital improvements, authorized: *Sub SB 4212, CH 235
 Toll bridge, North Richland, site location redefined: Sub HB 433, *SB 3871, CH 327
 Urban arterial board, bonds, excise tax revenues repayment: *Sub SB 3669, CH 315

STATE GOVERNMENT

Administrative hearings office, created: *Sub HB 101, CH 67
 Appropriations, interim, joint legislative committee: HJR 12
 Architects, engineers, public construction projects, competitive selection: *Sub HB 176, CH 61
 Attendance incentive program, state employees, repealed: HB 754
 Boards, uniform compensation classes established: Sub HB 177
 Bond anticipation notes, issuance, earlier notes redemption purpose, permitted: *SB 3170, CH 29
 Bonds, community college education board, owned facilities, capital improvements: *Sub SB 4214, CH 237
 Bonds, facilities, capital improvements, authorized: *Sub SB 4212, CH 235
 Bonds, fisheries department, capital improvements: *SB 4205, CH 231
 Bonds, higher education facilities, capital improvements: *Sub SB 4210, CH 233
 Bonds, higher education facilities, community college facilities, capital improvements: *Sub SB 4206, CH 232
 Bonds, outdoor recreational areas, facilities, acquisition, development: *SB 4213, CH 236
 Bonds, revenue, state, municipal corporations, public corporations, certain, issuance: HJR 7, *Sub HJR 7
 Bonds, social and health services facilities, capital improvements: *Sub SB 4211, CH 234
 Budget, capital, 1981–83 biennium: *Sub SB 3843, CH 143 PV
 Budget, operating, 1981–83 biennium: *Sub SB 3636, CH 340 PV
 Budget stabilization account, created, 1983–85 biennial budget requirements, transfer requirements: HB 474, *Sub SB 4078, CH 280
 Budget, supplemental, 1979–81 biennium, adopted: *Sub HB 206, CH 5
 Budget, supplemental, 1979–81 biennium, adopted, Ray request: HB 380
 Budget, supplemental, 1979–81 biennium, DSHS, adopted: *2nd Sub HB 624, CH 71
 Buildings, energy audit, elements redefined: Sub HB 658
 Buildings, publicly owned, leased, design, renewable energy systems consideration: SB 3156
 Contracts, delinquent payments, interest payment required: *2nd Sub HB 157, CH 68
 Corrections department created, powers, duties transferred from DSHS: *2nd Sub HB 235, CH 136 PV
 Costs, state imposed on local government, reimbursement specifications: HB 417
 Deferred compensation plans, revisions: *SB 3931, CH 256
 Discrimination, complaints, investigations, hearings: *Sub SB 3704, CH 259
 Drug trafficking enforcement unit, created: 2nd Sub HB 603
 Employment security department, access, salary studies: *SB 3015, CH 177
 Energy office, created, separate state agency: *Sub SB 4085, CH 295 PV
 Environmental impact statements, limited residential developments: Sub HB 429
 Fire protection, state-owned buildings, contracts: Sub HB 203
 Fiscal notes, procedures, LBC establishment required: Sub SB 3386
 Foreign trade policy declared, domestic, international commerce development encouragement: *HCR 4
 Forms management, procedures updated: SB 3020, *Sub HB 49, CH 32
 Funds, local, allotment provisions: HB 561
 Game commission, department, names changed to wildlife commission: HB 50
 Gypsy affairs commission, established: HB 552
 Highways, closures, brief, as defined: HB 594
 Historic property, use, general administration director responsibilities: SB 3028
 Indebtedness, public projects, payment means provided: HJR 11
 Industrial revenue bonds, tax-free, restriction or elimination, requested: Sub HJM 9
 Information systems management reorganization task force, created: HB 411
 Investment board, state, created, powers, duties, membership, appropriation: HB 215

STATE GOVERNMENT—cont.

- Investment board, state, created, powers, duties, membership, 1980 bill passed over Governor Ray's veto: *HB 1610, CH 3
- Investment board, state, investment authority defined: *Sub SB 3127, CH 98
- Law librarian, session laws, bound volumes, price: *HB 502, CH 162
- Legislative facilities, joint committee, created: HB 363
- Loans, certain, usury defense prohibited: HB 232
- Lobbying, public funds expenditure prohibited: HB 317
- Maritime transportation authority, created: HB 258
- Misconduct, state employees, files maintenance: HB 366
- Paper, recycled, purchase preference: Sub HB 259
- Personal services contracts, personal service, redefined: *SB 4026, CH 263
- Personnel appeals board, created, members: HB 41, *Sub HB 302, CH 311
- Personnel management, agency heads, delegation authority prescribed: HB 350
- Pharmacy board, diversion investigation unit, appropriation: 2nd Sub HB 603
- Pilots, FAA certified, contracts, pilot skill, aircraft, personnel sufficiency: HB 19
- Post-audits, state auditor, OFM state-wide combined financial statements: HB 420, *SB 3639, CH 217
- Priority budgeting, legislative oversight committee, created: HB 511
- Private enterprise act, enacted: Sub HB 687
- Productivity improvement act, enacted, conditions prescribed: HB 508
- Productivity improvement required, service delivery reductions: Sub HB 724
- Property, intergovernmental, disposition, surplus: *SB 3067, CH 96
- Publications, requested by public, fees charging, reimbursement costs: HB 695
- Public service commission, name changed from utilities and transportation commission: SB 3898
- Records, public, preservation, destruction, provisions modified: HB 357
- Rent control, cities, towns, counties, state preemption: *Sub HB 264, CH 75
- Retirement, employers, public, employee retirement contributions: HB 718
- Retirement, mandatory age requirement: Sub HB 577
- Rules, administrative, Flesch reading ease test: Sub HB 580
- Rules, agency review requirements: HB 512
- Rules, proposed, review committees, agencies: HB 13
- Rules review committee, bipartisan joint administrative, created: HB 77, *Sub SB 3386, CH 324
- Schools, maximum state levy rate, reduced: HB 312
- Snowmobile parks, public lands, environmental impact statement: HB 331
- Special investigations department, created, director: HB 395
- State capitol committee, abolished, duties, funds transferred: HB 53
- Steel products, U.S. manufacture, public works projects, use preference: HB 146
- Suggestion awards, standards established, personnel department service fund appropriation: HB 507
- Tax revenues, state, growth restriction: HJR 4
- Timber harvesters, timber from public lands, excise tax imposed: HB 746
- Unanticipated receipts, federal, deposits, expenditures: HB 713
- Unicameral legislature, establishment: HJR 2
- Usury, defense prohibited: HB 513
- Utilities and transportation commission, name changed to public service commission: SB 3898
- Veterans' programs coordination, state agency programs: Sub HB 477
- Wildlife commission, department name changed from game: HB 50

STATE HISTORICAL SOCIETY

- Centennial commission, established, membership, responsibilities: Sub SB 3031
- Japanese-Americans, internment, commemoration: HB 483

STATE INVESTMENT BOARD

- Created, powers, duties, membership, appropriation: HB 215

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

STATE INVESTMENT BOARD—cont.

- Created, powers, duties, membership, specified functions, 1980 bill passed over Governor Ray's veto: *HB 1610, CH 3
- Funding conditions prescribed: *SB 4363, CH 242
- Investment authority defined: *Sub SB 3127, CH 98
- Investment policies, procedures, maximized return, prudent risk level: *SB 3740, CH 219
- Investment reserve account, abolished, funds deposit, general fund: *SB 4363, CH 242
- Mitchell, Dale, member, SPI appointment: GA 483
- Rogers, Jack H, member: GA 473

STATE LIBRARY

- Fiscal assistance, libraries, appropriation: HB 523
- Library districts, boundary establishment, state librarian notification provision: *Sub SB 3150, CH 26
- Newspapers, state depository, designated: *SB 3745, CH 220
- Records, as defined, public disclosure exemption: HB 476
- Records, inspection requirements, enumerated exemptions expanded: HB 540

STATE PARKS

- Campsite reservation, information system: SB 3612
- Renovation, redevelopment, maintenance, operation, provisions: *Sub SB 3453, CH 271
- Saint Edwards, swimming pool operation prohibited: *SB 4022, CH 114

STATE PATROL

- Chief, appointment, senate advice, consent required: *SB 3000, CH 338 PV
- Chief, organized crime policy board meeting requirements: Sub SB 3120
- Collective bargaining, inclusion, wages negotiations exclusion: Sub HB 291
- Disability leave, conditions prescribed: *HB 620, CH 165
- Drivers, commercial, operating hours, regulation authority: HB 241
- Driver's license, suspended, power of arrest: *SB 3306, CH 106
- Driving with encumbrances in lap, prohibited: HB 240
- Drug trafficking enforcement unit, created: 2nd Sub HB 603
- Equipment commission, vice-chairman, chief's absence: HB 102
- Highway activities, vehicle license fees, increased: HB 465, *Sub SB 4283, CH 342
- Highways, closure authority, emergencies, disasters: *Sub SB 3232, CH 197
- Hulk haulers, vehicle repairmen, rebuilders, wreckers, scrap processors, regulations revised, duties: HB 204
- Motor vehicles, accidents, investigated, not investigated, reports: *SB 3234, CH 30
- Motor vehicles, accidents, reports, infractions: SB 3233
- National Guard, members, special license plates: HB 722
- Nun-chu-ka sticks, throwing stars, defined, manufacture, sale, possession prohibited, gross misdemeanor: HB 568
- Pharmacy board, diversion investigation unit, appropriation: 2nd Sub HB 603
- Promotion examinations, frequency increased: HB 614
- Radioactive waste storage compact commission, created: HB 159 Salmon harvesters commission, creation, referendum provision: Sub SB 3204
- Speed traps, evidence, traffic infractions inclusion: *SB 3303, CH 105
- Threats, written, conveyed by mail, on life or bodily harm, governor, governor-elect, those in succession, penalties prescribed, WSP investigation: HB 745
- Turn signals, use requirements, incorporated, unincorporated areas: HB 239

STATE PRINTER

- Appointment, senate advice, consent required: *SB 3000, CH 338 PV
- Common school code, SPI publication implementation: SB 3241, *HB 616, CH 249
- Session laws, journals, bills, resolutions, documents, printing, binding authority deleted: HB 691
- Session laws, publication, statute law committee appropriation: *HB 502, CH 162

STATE REGISTER

- Juveniles, disposition standards, security guidelines, publication: *Sub SB 3190, CH 299

STATE REGISTER—cont.

Rules, nonconforming, suspensions, state register publication: HB 77, *Sub SB 3386, CH 324

STATE REGISTRAR

Fees, increased, child abuse and neglect fund benefit, DSHS appropriation: 3rd Sub HB 179
Vital statistics, records, access, members, legally organized genealogical societies, authorized: HB 255

STATE TREASURER

Auditing services revolving account created, centralized funding: SB 4033
Bank balances, highest during fiscal year, reporting requirement: *SB 3208, CH 102
Budget stabilization account, created, 1983–85 biennial budget requirements: HB 474, *Sub SB 4078, CH 280
Fire protection, state-owned buildings, contracts: Sub HB 203
Funds, transfer, electronic, authorization extended, custodians: *SB 3207, CH 101
Geothermal fund, created, federal, deposit required: *Sub HB 466, CH 158
Investment board, state, created, powers, duties, membership: HB 215
Liquor revenues, distribution: Sub HB 659, *Sub SB 3206, CH 5 E1
Medicaid, eligibility, persons under federal aid medical care only: HB 721
Mortgages, home, state funds, investment authorized: HB 111
Motor vehicle fund distributions, counties, allocations modified: HB 595
Pistols, sales, additional fee levied, seller requirements stated: Sub HB 598
Public disclosure, property ownership, income tax returns: SB 3530
Public transportation account, created: HB 609
State payroll revolving fund, changed to account: *SB 3209, CH 9
Unanticipated receipts, federal, deposits, expenditures: HB 713
Warrants, payment period revised, interest rate establishment authority: *Sub SB 3210, CH 10

STATUTE LAW COMMITTEE

Session laws, journals, bills, resolutions, documents, printing, binding authority deleted: HB 691
Session laws, publication, appropriation: *HB 502, CH 162

STATUTE OF LIMITATIONS

Arson, classification revised, actions, commencement period: *SB 3295, CH 203
Gambling devices, tax collection, imposed: *Sub SB 3307, CH 139
Legislative ethics, jurisdiction, former legislators, employees: HB 544
Product liability, liability distribution, parties at fault: *SB 3158, CH 27

STORAGE

Agricultural warehousemen, historical depositors, responsibilities: HB 456, *SB 3355, CH 296
Boats, planes, condominium law inclusion: HB 589, *Sub HB 397, CH 304 PV

STUDENTS

ASB funds, use, scholarship, charitable purposes: SB 3617
Athletic scholarships, higher education, tuition, fee waivers: Sub SB 3237
Blind, needy, disadvantaged, resident, higher education tuition, fee waivers: HB 121, Sub SB 3347
Busing plan, certain first class districts, transfer limitation: HB 47
Dental school, UW, certain western states, tuition, fees, nonresident exemption: *SB 3221, CH 20
Direct student service programs, ESD establishment authorized: HB 401, SB 3351
Educational costs, determination means development: *Sub SB 4090, CH 257
Educational grant fund, created, student financial assistance: *HB 464, CH 55
English proficiency, special instruction, bilingual instruction act, modified: Sub HB 243
Fares, public transportation facilities: HB 156, *SB 3098, CH 25, *Sub SB 3388, CH 319
Financial aid program, needy, disadvantaged: HB 463

STUDENTS—cont.

- Financial assistance programs, sections declared unconstitutional repealed: HB 662, *SB 3354, CH 110
- Foreign student scholarship program, sunset provisions repealed: *SB 3319, CH 107
- Future farmers of America week, designation petitioned: HJM 8
- Gifted children office, SPI, established: HB 287
- Handicapped, SPI rules adoption authority: HB 668
- Idaho, tuition, fees reciprocity authorized: HB 461
- Kindergartens, basic education implementation: HB 669
- Nonhigh districts, directors, high school attendance designation required: Sub SB 4309
- Oral medication, administration, school personnel: Sub HB 189, Sub SB 3541
- Scholars program, high school seniors, program development: *HB 364, CH 54
- School activities, voluntary nonprofit entities, student eligibility: HB 173
- School calendar, determination, not subject to bargaining: HB 117, Sub HB 117
- School districts, enrollment surges, state apportionment petitions: HB 656
- School transfers, new evidence: HB 618
- Term papers, theses, dissertations, commercial operations prohibited: *SB 3058, CH 23
- Transportation, school districts, five-year contracts authorized: HB 622
- Tuition, services, activity fees: *Sub SB 4090, CH 257
- Veterans, operating, services, activities fees increase, waiver: HB 121, Sub SB 3347

STUDIES

- Accreted land, Toutle, Cowlitz rivers, deposits, DNR impact study: Sub SB 3824
- Agent orange exposure, Vietnam veterans, relief petitioned: Sub HJM 7
- Agricultural study committee, joint, created, duties: HCR 5
- Citizens study commission on school finance, created: HB 719
- Credit study commission created, legislation effects study: Sub HB 513
- Environmental policy commission, established, SEPA study, report: *Sub SB 4190, CH 289
- Illegal drug trafficking, interim joint select committee established, members, duties, report: *HCR 7
- Law reform commission, proposed establishment, joint study committee, created: HCR 6
- Nuclear plants, completion, feasibility study: HB 550, *Sub SB 3972, CH 4 E1
- Pesticides, natural-based, research contract, WSU, products identification: Sub SB 3464
- Reclamation projects, surveys, water rights determination, bond proceeds: *Sub SB 3630, CH 216
- SEPA study, environmental policy commission, established: *Sub SB 4190, CH 289
- Transportation, legislative transportation committees, authorized: *HCR 26

SUMMONS AND PROCESS (See also WARRANTS - LEGAL)

- Civil actions, defendant, not to be found in county: SB 3715, *Sub HB 601, CH 331
- County sheriffs, fees revised, conditions prescribed: HB 708, *Sub SB 3187, CH 194
- Homestead exemption proceedings, petitions, owner's attorney: *HB 599, CH 329
- Irrigation districts, quiet title action, individual request, requirements: *SB 3358, CH 209
- Writ of execution, service: *SB 3183, CH 193

SUNSET ACT

- Athletic commission, renamed, boxing commission: HB 365, *SB 3646, CH 337 PV
- Cemetery board, members, office retention, after term, until successor appointed, sunset provisions repealed: HB 531
- Cemetery board, termination date established: *Sub SB 3705, CH 334
- Consumer advisory committee, termination date extended: HB 310
- Criminal justice training commission, termination date established: *HB 433, CH 133
- Energy office, created, separate state agency: *Sub SB 4085, CH 295
- Energy supply emergencies, alerts, governor's powers: 2nd Sub HB 74, *SB 4208, CH 281
- Foreign student scholarship program: *SB 3319, CH 107
- Forest practices appeals board, extension: HB 150, *SB 3626, CH 118
- Forest practices, SMA, regulations applicability, exempt road construction: HB 371 V
- Funeral directors, embalmers, expiration date: *Sub HB 308, CH 43
- Geographic names board, members, terms specified: HB 527

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

SUNSET ACT—cont.

Hospital commission, LBC review directed, report requirement: Sub HB 87
 Interagency committee for outdoor recreation: HB 127, *SB 3343, CH 206
 Productivity improvement act, enacted, conditions prescribed: HB 508
 Registered sanitarians board, public member inclusion: Sub HB 311
 Residential schools, residents, community placement: *2nd Sub HB 628, CH 166 PV
 Risk management office, expiration date extended: HB 358, *SB 3465, CH 112
 Tax preferences, sunset enactment: HB 654
 Veterans' programs coordinating council, created: HB 477
 Voting machine committee, abolished, duties transferred, secretary of state: HB 572
 Winter recreation advisory committee, created: HB 386, SB 3737

SUPERINTENDENT OF PUBLIC INSTRUCTION

ASB funds, use, scholarship, charitable purposes: SB 3617
 Attendance incentive program, school employees: HB 754
 Balanced treatment for creation—science and evolution—science act, enacted: HB 234
 Basic education requirements, energy, resource conservation work skills, inclusion: HB 220
 Certificated personnel, certificates, registration refusal: Sub HB 617, SB 3336
 Child abuse and neglect council, established: 3rd Sub HB 179
 Children, teaching, parental responsibility: HB 403
 Citizens study commission on school finance, created: HB 719
 Code, common school, publication implementation, sales proceeds distribution: SB 3241,
 *HB 616, CH 249
 Designee, resident district, students, certain, nonresident district attendance: HB 618
 Displaced homemaker program: HB 286
 Drugs, alcohol, effects, 7th, 8th grade health courses: SB 3724
 Education board, state, elections, private school representative: *HB 186, CH 38
 Energy efficiency improvements projects, common school construction fund: HB 655
 English proficiency, special instruction, bilingual instruction act: Sub HB 243
 Enrollment surges, state apportionment petitions: HB 656
 Funds, establishment by rule or regulation: *Sub HB 650, CH 250 PV
 Funds, general expense, special purpose, use procedures: HB 188, SB 3242
 Gifted children office, established, duties: HB 287
 Handicapped students, rules adoption authority: HB 668
 Industrial insurance, self-insurers, educational service districts: HB 348
 Juveniles, crimes, accusation, SPI learning/language disabilities testing: HB 712
 Levies, excess, authority phaseout schedule: HB 584
 Levies, excess, limitation, exceeding, phaseout: *Sub HB 667, CH 168
 Levies, maximum state levy rate, reduced: HB 312
 Mitchell, Dale, state investment board member, SPI appointment: GA 483
 Nonhigh districts, high school accounts abolished, funds distribution: SB 3449, *HB 615,
 CH 248
 Nonhigh districts, payments, determination, procedures implementation prescribed: *Sub SB
 4360, CH 264
 Paperwork reduction program, schools, mandated: Sub HB 153
 Recreation division, special educational service, repealed: HB 674, *SB 3239, CH 103
 School buildings systems project, repealed: *SB 3238, CH 198
 School districts, apportionment schedules, general fund moneys: *Sub SB 3989, CH 282
 School districts, minimum guarantee, certain, obsolete provision repealed: HB 369, *SB
 3338, CH 108
 School districts, unforeseen events occurrence, reimbursement provision implementation: HB
 676, *SB 3334, CH
 School transportation program, district authority, SPI duties prescribed: *Sub SB 3845, CH
 265
 State capitol historical association, board membership: Sub HB 690, *SB 3866, CH 253
 Student transportation, other than geographically nearest or next-nearest: *Sub HB 711,
 CH 343
 Surplus property, disposition requirements prescribed: *HB 427, CH 306

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

SUPERINTENDENT OF PUBLIC INSTRUCTION—cont.

Vocational-technical institutes, cost of instruction: Sub SB 3929

SUPERIOR COURTS

Children, delinquent, dependent, jurisdiction: HB 141

Clerks, procedures notice, publication requirement: *Sub SB 3456, CH 277

Commissioners, additional authorized: HJR 3, *SJR 107

Communications, private, interception, judicial orders, standards revised: HB 233

Confession, defendant, judgment allowed: HB 673

Court congestion reduction act, enacted, plans submission: Sub SB 3110

Energy facilities, siting decisions: *Sub HB 467, CH 64 PV

Exhibits, trial, disposition, sheriffs, police, firearms use: *Sub HB 314, CH 154

Ferry system personnel, strikes, illegality: Sub HB 216

Filing fees, increased: *HB 590, CH 330

Humane society members, police powers: HB 621

Judges, number increased: *HB 625, CH 65

Judges, retired, pro tem appointment authorized: Sub HJR 10

Judicial information system, support, additional fees, charges levied: HB 422, HB 590

Property, intergovernmental, disposition, surplus, certain value: *SB 3067, CH 96

Property tax, excess payment, refund claim procedures: *SB 4034, CH 228

Residential schools, residents, community placement, conditions prescribed: HB 340

Residential schools, residents, community placement, parental, guardian consent required:
HB 628, Sub SB 3043

Sentencing, after appeals, police court: SB 3069

Sentencing reform act, enacted: *2nd Sub HB 440, CH 137

UW law library revolving fund created, filing fees: HB 590

Water resources supervisor, responsibilities, water rights determination: Sub HB 449

SUPREME COURT

Clerk, procedures notice, publication requirement: *Sub SB 3456, CH 277

Court congestion reduction act, enacted: Sub SB 3110, *Sub HB 601, CH 331

Energy facilities, siting decisions, expedited: *Sub HB 467, CH 64 PV

Fees, allowable costs, increased: Sub SB 3110, *Sub HB 601, CH 331

Judicial information system, support: HB 422, HB 590

Police court, appeals, sentencing, supreme court rule: SB 3069

Redistricting commission, jurisdiction: HJR 6, Sub SJR 108

SURPLUS PROPERTY

Disposition, intergovernmental, surplus, certain value: *SB 3067, CH 96

School districts, disposition requirements prescribed, private school rights provision: *HB
427, CH 306

School districts, sales proceeds, deposit requirements: *Sub HB 650, CH 250 PV

SURVEYORS AND SURVEYING

Professional engineers, land surveyors registration board, powers: HB 442

TACOMA

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

Pantages theatre, matching fund sources, public stadium law, authorized: *Sub HB 178, CH
244

Treatment alternatives to street crime programs, DSHS appropriation: HB 627

TAVERNS

Wine, beer, sample servings, retailers, wholesalers, importers, permitted: *Sub SB 3060, CH
182

TAXES - AIRCRAFT FUEL EXCISE

Rate, computation requirement specified, effective period, gallonage rate specified: SB 3946

TAXES - ALCOHOLIC BEVERAGES

Liquor, packaged, increased: Sub HB 659, *Sub SB 3206, CH 5 E1

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

TAXES - ALCOHOLIC BEVERAGES—cont.

Wine, wholesalers, charged: Sub SB 3408

Wine, wholesalers, changed, payment date, penalty: Sub HB 659, *Sub SB 3206, CH 5 E1

TAXES - BUSINESS AND OCCUPATION

Artistic, cultural organizations, as defined, admission, tuition fees: *HB 212, CH 140

Beans, dry, lentils, triticale, established: *SB 3023, CH 178

Businesses, new, exemption, successor prohibition: Sub HB 387

Environmental council, interagency, established, programmatic permit procedures, appropriation: HB 429

Forest residues, business operations, exemption: HB 65

Inventories, taxation exemption, reporting: HB 313

Motor freight carriers, for hire: HB 752

Nonprofit organizations, social, recreational, charges, facilities, services: HB 44

Payments, direct deposit, method established, financial institutions: HB 535

Payments due dates, fiscal year credit: *Sub HB 208, CH 7 PV

Payments, prescribed timetable: *Sub HB 753, CH 172

Telephone services, competitive, excise tax liability: *Sub HB 61, CH 144

Threshold, increase schedule: HB 162

Timber, public lands, standing, exemption exclusion: HB 313

Youth-related organizations, amounts received, exemption: *Sub HB 747, CH 74

TAXES - CIGARETTES AND TOBACCO

Drug trafficking enforcement unit, criminal justice training commission loan, cigarette tax imposed: 2nd Sub HB 603

Increased, certain wholesale sales, repealed: *Sub HB 753, CH 172

TAXES - CREDITS

Alcohol, use, alcohol-gasoline blend, tax credit, termination: *Sub SB 4283, CH 343

Cogeneration facilities: SB 3394

Domestic log manufacturers, small, sales procedures, B&O tax credit: Sub HB 607

Pollution control, statutory authority repealed: HB 485

Sales, use taxes, collections credit, compensation for collection, reporting compliance: *Sub HB 208, CH 7 PV

Tax preferences, sunset enactment, LBC review factors: HB 654

TAXES - DEFERRALS

Economic assistance projects, sales, use taxes, deferral limitation: *Sub HB 581, CH 76

Interest rate, senior citizens, disabled persons: *Sub SB 3726, CH 322

Property tax, claimant, redefined: Sub HB 506, HB 647

Tax preferences, sunset enactment, LBC review factors: HB 654

TAXES - EXCISE

Art organizations, nonprofit, certain exemptions: *HB 212, CH 140

Chapter 7, Laws of 1981, effective date changed: *Sub HB 753, CH 172

Convention, trade center, state, Seattle location, commission created: Sub HB 739

Emergency telephone communications, definitions, county tax authorized: *Sub HB 484, CH 160

Gambling, counties, certain activities, revised: *Sub SB 3307, CH 139

Hotel, motel, special tax receipts: SB 3318

Law enforcement, service districts, county establishment authorized: HB 394

Parks and recreation service areas, counties, establishment conditions: *Sub SB 3360, CH 210

Payments, direct deposit, method established, financial institutions: HB 535

Payments due dates, fiscal year credit, other reporting periods: *Sub HB 208, CH 7 PV

Payments, late, penalties, time frame changed: *Sub HB 753, CH 172

Proportional registration, procedures established: Sub SB 3993

Real estate, affidavit form, contents, signature requirements: Sub HB 16, *Sub HB 648, CH 167

Real estate, local, authorized local improvements purpose: HB 635

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Governorial Appointment

TAXES - EXCISE—cont.

- Real estate, partnership property transfer exemption: *SB 3055, CH 93
- Telephone services, competitive, liability, public utility tax exclusion: *Sub HB 61, CH 144
- Television improvement districts, tax increase: *HB 161, CH 52
- Travel trailers, campers, excise tax payment, delinquency provision: Sub HB 397 V
- Utilities, as defined, counties, unincorporated areas: HB 487
- Vessel, imposed, property tax exemption: HB 633

TAXES - INHERITANCE AND GIFT

- Phaseout schedule: HB 2, HB 18

TAXES - INSURANCE PREMIUMS

- Credit, certain assessments, repealed: HB 651
- Health care service contractors, increased, quarterly estimated payments: HB 280
- Prepayment provisions: *Sub HB 207, CH 6

TAXES - MISCELLANEOUS

- Thermal electric generating plants, certain, privilege tax imposed: HB 327

TAXES - MOTOR VEHICLE EXCISE

- Ambulance services, county transportation authorities: *Sub SB 3388, CH 319
- Cities, revenues, distribution, locally generated tax revenue determination, public transportation support: HB 292
- Cities, towns, counties, specified moneys, distribution, allocation procedures: HB 749
- Electric cars, exemption: HB 21
- Municipalities, authorized rate increased, public transportation support: HB 610
- Public transportation, bonds, tax pledge prohibition removed: HB 613

TAXES - MOTOR VEHICLE FUELS

- Alcohol, use, alcohol-gasoline blend, tax credit: *Sub SB 4283, CH 343
- Cities, counties, retail sales, authorized, conditions prescribed: HB 729
- Urban arterial board, bonds, excise tax revenues repayment: *Sub SB 3669, CH 315

TAXES - PROPERTY

- Agricultural land, living plant material, open space: Sub SB 3522
- Agricultural property, as defined, exemption eliminated: HB 665
- Assembly halls, public, nonprofit organizations, exemption: Sub HB 126, *HB 214, CH 141
- Claims, audited, apparent disqualifying factors: Sub HB 506
- Conservation districts, considered taxing districts: HB 69
- County indicated ratios, determination, appeal, landowners: Sub HB 612
- County indicated ratios, revenue department recalculation: HB 640
- County road revenues, restrictions, garbage disposal sites: HB 35
- Deferrals, claimant, ownership requirement: HB 647
- Deferrals, interest rate, senior citizens, disabled persons: *Sub SB 3726, CH 322
- Deferrals, liens, interest rate established: Sub HB 506, HB 647
- Delinquent, foreclosure, title search requirements: HB 6, HB 192
- Delinquent, interest rate, penalties: Sub HB 639
- Disaster areas, real property, reduced in value: HB 210
- Disaster areas, reassessment authorized: Sub HB 3, *SB 3215, CH 274
- Forest land, lesser acreage, current use valuation authorized: HB 1
- Forest residues, business operations, exemption: HB 65
- Game lands, county relinquishment, fines: SB 3930
- Game lands, open space classification: HB 116
- Grange land, contiguous grange hall property, open space land definition inclusion: HB 546
- Historic property, assessment, classification application, disqualification: Sub SB 3025
- Improvements, single family dwellings, exemption: HB 64
- Irrigation assessment deeds, sales, property tax reinstatement: *SB 3358, CH 209
- Land, open space, no current use: Sub HB 242
- Law enforcement, service districts, county establishment authorized: HB 394
- Levy growth limitations, residential, nonresidential property classes authorized: HJR 9

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

TAXES - PROPERTY—cont.

- LID's, formation, financing, procedures modified, petitions, bonds, interest rates, foreclosure, annual levy: HB 519, *Sub SB 4209, CH 323
- Metropolitan municipal corporations, certain, authorized: HB 723
- Mobile homes, travel trailers, campers, used, dealer inventories, ad valorem taxation exemption: HB 337
- Natural areas, registered, assessment adjustment: *2nd Sub SB 3105, CH 189
- Parks and recreation districts, regular, excess property tax levy rate authority, bond issuance authority: *Sub SB 3360, CH 210
- Payments, early, discount provision: HB 318
- Payments, excess, as defined, refund claim: *SB 4034, CH 228
- Property, real, all, current use assessment, permitted: HJR 5
- Reforestation lands, timber, yield tax imposed: HB 68
- Relief, residential, homeowners, renters, authorized: HJR 1
- Revaluation, system limitations: HB 32
- Road districts, excess levies authorized: HB 370, *Sub SB 3360, CH 210
- Schools, excess levy authority, phaseout schedule: HB 584
- Schools, excess levy limitation, exceeding, phaseout: *Sub HB 667, CH 168
- Schools, maximum state levy rate, reduced: HB 312
- Senior citizens, disabled persons, exemption, claims filing: Sub HB 506
- Senior citizens, disabled persons, exemption: HB 56, Sub HB 78, HB 155, HB 384
- Ships, vessels, exemption repealed: HB 265
- Solid waste disposal districts, establishment authorized: HB 221
- Taxing districts, certain, total levy rate limitation: HB 23
- Thermal electric generating plants, certain, privilege tax imposed: HB 327
- Valuation, physical inspection, affidavit requirements: Sub HB 62
- Vessel excise tax, imposed, property tax exemption: HB 633
- 106% limit, determination provisions modified: Sub HB 17
- 106% limit, senior citizens property tax relief: HB 56, HB 155

TAXES - PUBLIC UTILITY

- Cable television service, exclusion: *Sub HB 61, CH 144
- Payments, direct deposit, method established, financial institutions, qualified, provisions: HB 535
- Payments, due dates, fiscal year credit, other reporting periods: *Sub HB 208, CH 7 PV
- Payments, late, penalties, time frame changed: *Sub HB 753, CH 172
- Telephone services, competitive, exclusion: HB 61, *Sub HB 61, CH 144

TAXES - RETAIL SALES AND USE

- Artistic, cultural organizations, art, cultural objects, public display, presentation, exclusion: *HB 212, CH 140
- Cities, counties, additional allowed, citizen initiative process provision: HB 749
- Cities, counties, metropolitan municipal corporations, payment due date, fiscal year credit, other reporting periods: *Sub HB 208, CH 7 PV
- Counties, cities, metropolitan corporations, monthly tax payments: *Sub HB 753, CH 172
- Domestic log manufacturers, small, machinery, exemption: Sub HB 607
- Economic assistance projects, sales, use taxes, deferral limitation: *Sub HB 581, CH 76
- Electric cars, exemption: HB 21
- Energy conservation materials, as specified, residential use: HB 390
- Food, exemption repealed: HB 685 Food, sales, use tax: HB 123
- Food, vending machine sales, exemption: Sub HB 224, *Sub SB 3076, CH 18
- Mobile homes, rental, lease, sales: HB 7
- Multipurpose public facilities, construction materials: HB 236
- Payment, direct deposit, method established, financial institutions: HB 535
- Postage costs, exemption: HB 154
- Public transportation, AA counties, limitation removed, ferry operation use: HB 602
- Rented personal property, personal property tax payments exempted: HB 645
- Seller responsibility, tax retention, credit, refund: HB 27

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

TAXES - RETAIL SALES AND USE—cont.

- Spirits, additional levied, multipurpose: HB 20
- Telephone services, competitive, excise tax liability: *Sub HB 61, CH 144
- Trade-in allowances, selling price, deduction, sales tax purposes: HB 755

TAXES - TIMBER EXCISE

- Forest tax distribution system proceeds, pledge permitted, provisions: *HB 175, CH 148
- Harvesters, small, as defined: *Sub HB 145, CH 146
- Harvesters, timber from public lands, imposed, nonprofit organizations exemption, Christmas trees, exempted: HB 746
- Timber, public lands, standing, exemption exclusion: HB 313
- Timber tax distribution guarantee account, established, use: *2nd Sub HB 209, CH 4

TEACHERS

- Attendance incentive program, computation date changed: HB 528
- Attendance incentive program, repealed: HB 754
- Certificated personnel, certificates, registration refusal: Sub HB 617, SB 3336
- Children, teaching, parental responsibility, as defined, conditions prescribed: HB 403
- Collective bargaining, agreements in excess of basic education appropriation, prohibited: *Sub HB 166, CH 16
- Community colleges, tenures, probationary period extended: HB 362
- Educational providers, term defined, basic education: HB 403
- Employment, hearings, decisions, appeal, final status: HB 122
- Payroll deductions, certain, classified employees, authorized: HB 726
- Salaries, in excess of basic education formula, payment prohibited: *Sub HB 166, CH 16
- TRS, PERS, membership transfer, prior teaching service credit establishment: *Sub HB 138, CH 294 PV

TELECOMMUNICATIONS

- Cable television service, telephone, public utility tax exclusion: *Sub HB 61, CH 144

TELEPHONES

- Agencies, rules compliance, toll-free line requirement: HB 512
- Donations, as defined, public service companies: Sub HB 444
- Emergency telephone communications, definitions, county tax authorized: *Sub HB 484, CH 160
- Fraud, gross misdemeanor, felony provisions: *SB 3372, CH 252
- Public disclosure commission, hotline program, appropriation: Sub SB 3249
- Rail passenger service advisory committee, created: HB 328
- Services, competitive, excise tax liability, public utility tax exclusion: *Sub HB 61, CH 144

TELEVISION AND RADIO

- Absentee voter lists, release restrictions, print, broadcast news media use: HB 147
- Horse races, parimutuel pools, out-of-state televised races, as specified, authorized: *SB 3009, CH 70 PV
- Improvement districts, boards, list of owners, preparation: *HB 161, CH 52
- Moral nuisances, civil actions, attorney general, prosecuting attorneys, city attorneys, private citizens, allowed: Sub HB 626
- Political advertising, false, deceptive, knowingly included, unlawful: HB 700
- Political advertising, violations, admitted, injunction proceedings: HB 472
- Pornography, goods, services, civil, criminal penalties prescribed: Sub HB 626

THEATERS

- Artistic, cultural organizations, articles manufactured, display use, public events, B&O tax exclusion: *HB 212, CH 140
- Musical, dance, artistic, dramatic, literary associations, nonprofit, property tax exemption: *HB 214, CH 141
- Nonprofit arts organizations, as defined, class L liquor license, established, fee imposed: HB 342, *SB 3610, CH 142

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

THEATERS—cont.

Performing arts center, Olympia, Tacoma, unimproved real estate requirement deleted, renovation, matching fund sources: *Sub HB 178, CH 244

THE EVERGREEN STATE COLLEGE

Bids, construction projects, single trade, craft area projects, minimum requirement increased: HB 529

PERS, service recovery eligibility, certain, classified employees: *Sub HB 138, CH 294 PV

Tuition, fee waivers, foreign students, authorized: HB 121, Sub SB 3347

Tutor., services, activity fees, state universities, TESC, community colleges, prescribed: *Sub SB 4090, CH 257

Tuition, veterans exemption continued: HB 478

THERMAL POWER

Cogeneration facilities, tax credit increased: SB 3394

Joint operating agencies, construction, executive board, management: *Sub SB 3797, CH 3 E1

Joint operating agencies, corporate officers, additional, appointment required: HB 509

Joint operating agencies, thermal power plant, construction, qualification prerequisite: HB 548

Joint operating agency accountability act, enacted: HB 509

Plants, application, cogeneration or heat utilization certification required: HB 89

Plants, privilege tax imposed, property tax exemption, distribution provision: HB 327

THURSTON COUNTY

Centennial commission, plan development, state capitol area location: HB 183

Energy facilities, siting decisions, expedited: *Sub HB 467, CH 64 PV

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

Performing arts center, Olympia, unimproved real estate requirement deleted, renovation, existing facility, matching fund sources: *Sub HB 178, CH 244

TIDELANDS (See ECOLOGY, DEPARTMENT OF; SHORELANDS)**TITLES - PROPERTY**

Mobile equipment, as defined, identification number, unique: HB 730

Property tax, delinquent, foreclosure, search requirements: HB 6, HB 192

Property tax, delinquent, interest rate, penalties: Sub HB 639

TOLL BRIDGES AND TOLLS (See also BRIDGES)

Ferry system, increases authorized, conditions specified: HB 465, *Sub SB 4283, CH 342

Hood Canal bridge account, motor vehicle fund, created: HB 106, *Sub SB 3063, CH 184

North Richland, site location redefined, bond proceeds, DOT appropriation: Sub HB 443, *SB 3871, CH 327

TORTS

Liability, governments, employees, damages, permit, inspection functions: HB 447, HB 684

Product liability, liability distribution, parties at fault: *SB 3158, CH 27

Trade secrets act, uniform, enacted: *SB 3109, CH 286

TOURISM (See also COMMERCE AND ECONOMIC DEVELOPMENT DEPARTMENT)

International trade, tourism, investment, joint select legislative committee, established, members, duties: *SCR 109

TOXICOLOGISTS

State toxicological laboratory, liquor revenue allocation abolished, user fee authorized: HB 742

TRAINING

Arson investigators, police powers granted, authorization, training requirements: *SB 3293, CH 104

Forms management procedures updated, training course requirement: *Sub HB 49, CH 32 PV

TRAINING—cont.

- Judicial, programs, standards, transferred from criminal justice training commission, judicial standards training board: SB 4083, *Sub HB 431, CH 132
- Posttraumatic stress disorder training, community mental health professionals: HB 470
- Public assistance, employment, training services, DSHS, provision authorized: *Sub SB 4299, CH 6 E1 PV

TRANSPORTATION COMMISSION, STATE

- Budget, proposal, development, independent of DOT, directed: *HB 75, CH 59
- Ferry system personnel, DOT employment under maritime classification plan, commission adoption, required, rights retention, examination exemption: Sub HB 216
- Hansen, Julia Butler, member, resigned: GA 333
- Shaffer, James P, member: GA 369
- Wanamaker, Floyd A "Pat", member: GA 432

TRANSPORTATION, DEPARTMENT OF (See also PUBLIC TRANSPORTATION)

- Airports, subdivisions, plats, vicinity, DOT secretary notification required: HB 330
- Bicycle redefined, limited access roadways use: HB 688
- Bonds, general obligation, highways, issuance authorized: *Sub SB 3699, CH 316
- Bridge, Duwamish waterway, construction appropriation: HB 262
- Budget, public transportation port, consultation, transit association: HB 609
- Budget, 1981-83 biennium: *Sub SB 3104, CH 317
- Common carriers, bills of lading, hazardous materials, red color: HB 457
- Economic development, municipalities, public corporations, creation authorized: Sub HB 741
- Environmental council, interagency, established, programmatic permit procedures, appropriation: HB 429
- Ferry system, employees, civil service system members, provisions: HB 216, *SB 3359, CH 344
- Ferry system operation, emergency, governor, powers granted: *HB 677, CH 341
- Ferry system tolls, increases authorized: HB 465, *Sub SB 4283, CH 342
- Firewood harvesting, transportation, regulated, exemptions: HB 643
- Highway construction, bid qualifying, financial information: *SB 3580, CH 215
- Highways, closure, state patrol authority: *Sub SB 3232, CH 197
- Highways, roads, streets, closures, brief, notice posting requirement: HB 594
- Hood Canal bridge account, motor vehicle fund, created: HB 106, *Sub SB 3063, CH 184
- Interagency committee for outdoor recreation, membership deleted: HB 127, *SB 3343, CH 206
- Limited access highway facilities, authority clarified: HB 110, *SB 3065, CH 95
- Loads, oversize, overweight, certain highways, special permit: *HB 227, CH 63
- Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300
- Marine employees commission, created, members, governor appointment: Sub HB 216
- Marine transportation benefit area, created: HB 750
- Maritime transportation authority, created, members: HB 258
- Motor vehicle fund distributions, counties, allocations modified: HB 595
- Motor vehicle fund, revenues, investment source segregation: HB 106, *Sub SB 3063, CH 184
- Motor vehicles, licenses, fees, renewal fees, increased: HB 465, *Sub SB 4283, CH 342
- Parking facilities, public, operating authority: Sub HB 107, *Sub SB 3064, CH 185
- Public transportation, AA counties, sales, use tax limitation removed, increase percentage, ferry operation use: HB 602
- Public transportation account, created, program support: HB 609
- Rail passenger service advisory committee, created: HB 328
- Short plats, short subdivision, adjacent highway right-of-way: HB 539
- Signs, political, temporary, along interstate, primary, scenic highways, permitted: HB 108
- Speeding, violations, 55-70 mph, traffic infraction, energy waste, insurance abstract exclusion: Sub HB 355

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

TRANSPORTATION, DEPARTMENT OF—cont.

- Speed limit, maximum, national, if repealed, state authority: HB 576
- Student transportation, other than geographically nearest or next-nearest, reimbursement prohibited: *Sub JB 711, CH 343
- Studies, legislative transportation committees, authorized: *HCR 26
- Toll bridge authority, marine employees law replaced: Sub HB 216
- Toll bridge, North Richland, site location redefined, bond proceeds: Sub HB 443, *SB 3871, CH 327
- Traffic control signs, excluded from rule adoption procedure: HB 109, *SB 3062, CH 183
- Urban arterial board, funds, regional distribution, apportionment specifications: HB 452, *Sub SB 3669, CH 315
- Urban arterial board, supplemental appropriation: *HB 103, CH 12
- Variable fuel tax, computation, rates, revenues: Sub SB 4283

TRAVEL (See also PER DIEM)

- Game authorities, regional, members, reimbursement: HB 29
- Job candidates, special purpose districts: *Sub SB 3128, CH 190
- Judges, pro tem, subsistence, lodging, travel expenses: *SB 3072, CH 186
- Municipal corporations, political subdivisions, automobiles, personal, official travel, monthly reimbursement: *Sub HB 636, CH 56

TRAVEL TRAILERS

- Dealers, inventory, used, ad valorem taxation exemption: HB 337
- Excise tax, due date, delinquent interest rate established, lien provision, delinquency notice: *Sub HB 397, CH 81 PV
- Not used, highways, residence, tax exemption (vetoed): Sub HB 397

TRIALS

- Exhibits, trial, disposition, sheriffs, police, firearms use: *Sub HB 314, CH 154
- Police court, appeals, sentencing, supreme court rule, trial de novo provision: SB 3069
- Statements, certified, in lieu of sworn testimony, permitted, perjury provision: *SB 3079, CH 187
- Traffic infractions, costs, liability: *Sub SB 3080, CH 19
- Venue, change, jury selection, another county, permitted: *SB 3298, CH 205

TRI-CITIES

- Energy fair '83, bonds authorized, proceeds administration: Sub HB 489
- Energy fair '83, commission, created, appropriation, Vista Field area: HB 488
- Energy fair '83, exhibit, OFM appropriation, distribution: *Sub HB 490, CH 69
- Pasco-Kennewick bridge, across Columbia River, preservation specifications: Sub SB 3027

TRUCKS AND TRACTORS (See COMMON CARRIERS; MOTOR VEHICLES)**TRUST COMPANIES**

- Branch banks, operation, location restrictions removed: HB 284, *SB 3632, CH 73
- Depositors, accounts classification, permitted, money market deposit competition purpose: SB 3925, *HB 701, CH 82
- Financial affairs privacy act, enacted: HB 579
- Financial institution individual account deposit act, enacted: *Sub SB 3154, CH 192

UNEMPLOYMENT COMPENSATION BENEFITS

- Appeals, proceedings, claimant's availability, determination: *Sub HB 307, CH 35
- Disqualification, labor dispute, modified: HB 660
- Pension recipients, prorated reduction: HB 79
- Voluntary quit, disqualification, reestablished eligibility, previous employer liability limited: HB 165

UNFAIR BUSINESS PRACTICES

- Antitrust violations, fines, imprisonment imposed, actions, attorney general, prosecuting attorneys: HB 455

UNFAIR BUSINESS PRACTICES—cont.

Depositions, presuit, interrogatories, attorney general, authorized, procedures prescribed: HB 504

UNFAIR LABOR PRACTICES

Contributions, mandatory, continuing political committees, funds, conditions prescribed: HB 164

Discrimination, complaints, investigations, hearings, conditions prescribed, certain statutes repealed: *Sub SB 3704, CH 259

Improper governmental actions, disclosure, public employees, immunity granted: Sub HB 593

UNICAMERAL LEGISLATURE

Establishment: HJR 2

UNIFORM COMMERCIAL CODE

Banking day, definition, weekends, holidays exclusion, weekend operation permitted: *SB 3903, CH 122

Uniform law commission, 1972 amendment adopted: *Sub HB 222, CH 41

UNINCORPORATED AREAS

Fires, county fire marshal, notification, investigation: *SB 3293, CH 104

Motor vehicles, turn signals, use requirements, incorporated, unincorporated areas: HB 239

Property tax, total levy rate limitation: HB 23

Utilities, as defined, counties, retail sales, excise tax authorized, conditions prescribed: HB 487

UNIVERSITY OF WASHINGTON (See also COLLEGES AND UNIVERSITIES)

Dental school, students, certain western states, tuition, fees, nonresident exemption: *SB 3221, CH 20

Fisheries dean, agriculture department, official chemist designation: *Sub HB 252, CH 297

Hospital, related facilities, bonds authorized, conditions prescribed: *Sub SB 4210, CH 233

Law library revolving fund created, filing fees, specified amount deposit: HB 590

Medical, biological research, liquor revenue allocation, abolished: HB 742

Nuclear plants, completion, feasibility study: HB 550, *Sub SB 3972, CH 4 E1

PERS, service recovery eligibility, certain, classified employees: *Sub HB 138, CH 294 PV

URANIUM

Milling, defined: Sub HB 413

URBAN ARTERIAL BOARD (See also TRANSPORTATION, DEPARTMENT OF)

Bonds, series III, apportionment percentages establishment directed: *Sub SB 3669, CH 315

City councils, members, commissioners, certain, membership qualification: Sub HB 452

UTAH

Northwest interstate compact on low-level radioactive waste management, enacted: Sub HB 652, *Sub SB 4182, CH 124 PV

UTILITIES AND TRANSPORTATION COMMISSION

Bratton, Robert W, chairman: GA 384

Common carriers, bills of lading, hazardous materials, red in color or red border: HB 457

Donations, as defined, public service companies: Sub HB 444

Economic development, municipalities, public corporations, creation authorized: Sub HB 741

Hazardous substances, transportation, private carriers, regulation: HB 98

Loads, oversize, overweight, certain highways, special permit, permitted: *HB 227, CH 63

Local economic development act, enacted: HB 303, *Sub SB 3554, CH 300

Odegaard, Gary M, member: GA 361

Public service commission, name change from utilities and transportation commission: SB 3898

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

UTILITIES AND TRANSPORTATION COMMISSION—cont.

- Public service companies, franchises, property disposal: *SB 3595, CH 117
 Rail carriers, tariff increase, decrease, effective date, notice revisions: *SB 3589, CH 116
 Railroad crossings, protective devices, funding provisions: Sub SB 3927
 Railroad trespassers, injury, death, on bridges, trestles, tracks, liability: HB 114
 Regulatory proceedings, energy office intervention prohibited: Sub HB 402, *Sub SB 4085, CH 295 PV
 Shortages, electricity, producers, certain, allowed restrictions: HB 672
 Taxicab companies, regulation authority prescribed, filing fee established: HB 505
 Telephones, telegraph, fraudulent use, gross misdemeanor, felony provisions: *SB 3372, CH 252
 Trucking industry, partial deregulation, legislative transportation committee, study directed: Sub SCR 107
 Warehousemen deregulated: *Sub HB 118, CH 13

UTILITIES (See also PUBLIC UTILITIES AND PUBLIC UTILITY DISTRICTS)

- Counties, unincorporated areas, retail sales, excise tax authorized: HB 487
 Donations, as defined, public service companies, considered operating expenses: Sub HB 444
 Regulatory proceedings, energy office intervention prohibited: Sub HB 402, *Sub SB 4085, CH 295 PV
 Utility local improvement districts, creation: *SB 3591, CH 313
 Water heaters, thermostats, specified temperature setting, conditions prescribed: HB 559

VASHON ISLAND

- Marine transportation benefit area, created, composition, authority, maintenance/operation provisions: HB 750

VENDING MACHINES (See also COIN-OPERATED MACHINES)

- Food sales, retail sales tax obligation, hot foods, as defined, exemption: Sub HB 224, *Sub SB 3076, CH 18
 Gambling devices, tax collection, statute of limitations imposed: *Sub SB 3307, CH 139

VENDORS

- Contracts, state, local agencies, delinquent payments, interest payment required, exemptions prescribed, prevailing party attorney fees: *2nd Sub HB 157, CH 68
 Oxygen, medical oxygen tanks, supply adequacy certification, DSHS rules adoption directed: HB 703
 Services, DSHS, audits authorized: HB 534

VESSELS (See also PILOTS - SHIPS)

- Licenses, fisheries department, as specified, fees increased: HB 503
 Pilots, additional qualifications, pilotage commission, authority prescribed, maximum age specified: *Sub SB 3231, CH 303
 Property tax exemption, repealed: HB 265
 Watercraft, registration, requirements, exemptions, conditions prescribed, fees, agents, dealers, violations: HB 437, HB 633

VETERANS AND VETERANS AFFAIRS DEPARTMENT

- Assistance, federal, state, local veterans' organizations, contracts authorized: Sub HB 477
 Employment, employer awareness seminars, employment security department appropriation: *HB 468, CH 159
 License plates, free, eligibility requirements modified: Sub HB 481, HB 623, Sub SB 3035
 Loan insurance, references deleted: SB 3017
 Preference, civil service examinations, conditions revised: HB 481, Sub HB 481
 Torres, Hector Luis, director: GA 383
 Tuition exemption, colleges, community colleges, conditions prescribed: HB 478
 Veterans programs coordination, VA department directed, state agency programs: Sub HB 477
 Vietnam, agent orange exposure, relief petitioned: HJM 7, Sub HJM 7

VETERINARIANS

Regulations revised: SB 3373

VIDEO COMMUNICATION (See also TELEVISION AND RADIO)

Cable television service, public utility tax exclusion: *Sub HB 61, CH 144

Moral nuisances, pornography, civil actions: Sub HB 626

Telephone services, competitive, excise tax liability, public utility tax exclusion: *Sub HB 61, CH 144

VISUAL ARTS CENTERS

Artistic, cultural organizations, as defined, admission fees, tuition charges: *HB 212, CH 140

Metropolitan municipal corporations, certain, operation authorized: HB 723

Mid-Columbia festival facility, Richland, bonds authorized: HB 321

Nonprofit arts organizations, as defined, class L liquor license, established, fee imposed: HB 342, *SB 3610, CH 142

State capitol historical association, powers, duties, revised: Sub HB 690, *SB 3866, CH 253

VITAL STATISTICS

Birth certificates, death notice notation required: HB 256

Death, presumed, certificate, issuance authorized: Sub HB 10, *Sub SB 3006, CH 176

Death, presumed, certificate, issuance authorized: HB 10

Fees, certain increased, child abuse and neglect fund benefit: 3rd Sub HB 179

Marriage license requirements, other states, certificates provision: HB 414, *SB 4327, CH 284

Records, access, members, legally organized genealogical societies, authorized: HB 255

VOCATIONAL EDUCATION AND VOCATIONAL EDUCATION COMMISSION (See also VOCATIONAL-TECHNICAL INSTITUTES)

Barber, cosmetology, schools, educational services registration act: Sub HB 158, HB 725, *Sub SB 3315, CH 283

Displaced homemaker program, agency services description, dissolution fee collection: HB 286

Educational services registration act, registration requirements: Sub HB 158, *Sub SB 3315, CH 283

Motorcycle education courses, offering required: HB 346, Sub SB 3381

Thorpe, Jon G, member: GA 349, GA 478

VOCATIONAL REHABILITATION

Workers' compensation vocational rehabilitation reform act, enacted: HB 454

VOCATIONAL-TECHNICAL INSTITUTES

Cost of instruction, approved, SPI notification to institute requirement: Sub SB 3929

VOLCANIC ERUPTIONS

Death, presumed, certificate, issuance authorized, county determination provision: Sub HB 10, *Sub SB 3006, CH 176

Disaster areas, real property, reassessment authorized: Sub HB 3, *SB 3215, CH 274

Disaster areas, real property, reduced in value, property tax relief authorized: HB 210

School districts, unforeseen events occurrence, reimbursement provision implementation: HB 676, *SB 3334, CH 285

St. Helens, eruption, commemorative stamp issuance petitioned: HJM 15

St. Helens, victims, aid, federal funds reallocation petitioned: *Sub HJM 4

Toutle, Cowlitz and Coweman rivers, dredged materials, property owners, disposal rights: *SB 3272, CH 275

Toutle, Cowlitz rivers, access rights preservation, DNR, permitted: Sub HB 67

Toutle, Cowlitz rivers, accreted land, adjacent landowners, lease authorized: Sub SB 3824

VOLUNTEERS

Fire fighters, disability, eligibility, death benefits increased: *Sub SB 3034, CH 21

Firemen, retirement benefits increased: *Sub SB 3034, CH 21

VOLUNTEERS—cont.

- Inmates, leaves of absence, voluntary community service work: Sub HB 430
- Juveniles, community service, industrial insurance, medical aid benefits, liability insurance: *SB 3191, CH 266
- Salmon enhancement programs, volunteer, non-profit: Sub SB 3385

VOTERS AND VOTING (See also ELECTIONS)

- Absentee ballots, hospital patients, certain, application provision: Sub HB 43
- Absentee ballots, lists, release restrictions: HB 147
- Agricultural cooperative associations, members, voting provisions: *Sub HB 252, CH 297
- Ambulance services, county transportation authorities: Sub SB 3388
- Cooperative associations, members voting provisions implemented: HB 542, Sub SB 3380
- Handicapped, sensory, assistance: *HB 163, CH 34
- Initiative reform act, enacted: HB 299
- Initiatives, referendums, petition requirements updated: Sub HB 663
- Pamphlet, bond measures, information, disclosure required: Sub HB 11
- Reapportionment and redistricting act, enacted: HB 283
- Reapportionment and redistricting act, enacted: HB 282, HB 283, *Sub SB 3655, CH 288
PV
- Redistricting commission, establishment, members, direction, supreme court jurisdiction: HJR 6, Sub SJR 108
- Registration, late, absentee voting permitted: HB 632
- Registration, procedures, identification, proof of citizenship: HB 195
- School director's association, director, vote weighted: HB 558
- School directors, election, running at large: Sub HB 279
- School districts, joint, ESD superintendent, voter approval removed: HB 188, HB 670, SB 3242
- Voting devices, approval authority transferred, secretary of state, from voting machine committee, abolished: HB 572
- Voting periods, simultaneous, nationwide, petitioned: HJM 11

WAGERS

- Horse racing, parimutuel pools, out-of-state televised races, as specified, authorized: *SB 3009, CH 70
- Races, exotic, retention percentage increase, increased distribution prescribed: *SB 3458, CH 135

WAHKLAKUM COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

WALLA WALLA COUNTY

- Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

WAREHOUSEMEN AND WHARFINGERS

- Agricultural, historical depositors, responsibilities: HB 456, *SB 3355, CH 296
- Deregulated: *Sub HB 118, CH 13

WARRANTIES

- Motor vehicle dealers, violations, unlawful: *HB 276, CH 152

WARRANTS - FISCAL

- Cities, counties, interest rate determination: *Sub HB 324, CH 156
- Joint operating agencies, interest rate, bonds, warrants, negotiation authorized: *Sub HB 339, CH 1 E1
- Medicaid, eligibility, persons under federal aid medical care only program: HB 721
- State treasurer, payment period revised, interest rate establishment authority: *Sub SB 3210, CH 10

WARRANTS - LEGAL

- Defendant, civil actions: SB 3715, *Sub HB 601, CH 331
- Extradition and rendition uniform act, enacted: HB 272

WARRANTS - LEGAL—cont.

Unemployment compensation, overpayment recovery: *Sub HB 307, CH 35

WASHINGTON PUBLIC POWER SUPPLY SYSTEM (See also JOINT OPERATING AGENCIES)

Energy plants, construction costs, joint operating agency participants, annual report: *Sub HB 339, CH 1 E1

Facilities, certified, rights of way, public property: HB 653

Facilities, siting decisions, expedited: *Sub HB 467, CH 64 PV

Joint operating agencies, boards, executive committees: HB 509

Joint operating agencies, nuclear facilities completion: HB 325, HB 445

Joint operating agencies, projects, sale, agent for participants: Sub SB 4315

Nuclear plants, completion, feasibility study: HB 550, *Sub SB 3972, CH 4 E1

Nuclear power plant construction, temporary pause assessment requested: *HCR 11

Security forces, nuclear plants, operating or under construction, authorized: *HB 304, CH 301

Thermal electric generating plants, certain, privilege tax imposed: HB 327

WASHINGTON STATE UNIVERSITY

Medical, biological research, liquor revenue allocation, abolished: HB 742

Nuclear plants, completion, feasibility study: HB 550, *Sub SB 3972, CH 4 E1

Pesticides, natural-based, research contract: Sub SB 3464

Rainier school, lands, certain, transfer, dairy/forage research: HB 732, *Sub SB 4275, CH 238

Tree fruit research commission, civil service, personal service contracts: *SB 3872, CH 225

WASTE DISPOSAL (See also POLLUTION)

Garbage disposal sites, certain, county road funds, maintenance, operation: HB 35

Tenants, public service charges owed, landlord's property, lien prohibited: HB 329

Truck industry, partial deregulation, legislative transportation committee, study directed: Sub SCR 107

WATER AND WATER DISTRICTS (See also SHORELANDS)

Bottled, sales, use tax exemption: HB 123

Boundaries, powers revisions, mergers, preexisting mergers authorized, bonding authority: Sub SB 3534, *Sub HB 352, CH 45

Cloud seeding, emergency, program establishment by DOE rule: *Sub SB 4087, CH 278

Commissioners, vacancies, filling procedures revised: *HB 692, CH 169

Counties, sewer/water services, general plan, review committee: *SB 3591, CH 313

Funds, interest bearing demand accounts, investment authorized: *Sub SB 3075, CH 24

LID's, counties, establishment permitted, bond issuance authority: *SB 3591, CH 313

Metropolitan municipal corporations, biennial meetings established: *Sub SB 3128, CH 190

Supply, facilities, referendum 38, DSHS appropriation: *HB 707, CH 170

Tests, water chemistry, bacteriology, public water systems: HB 414

Utility services, counties, unincorporated areas, retail sales: HB 487

WATER HEATERS

Thermostats, specified temperature setting, conditions prescribed, governmental inspection authorized, tag requirement: HB 559

WATER RIGHTS

Prior appropriators, interference, subsequent appropriators, ecology department complaint procedure: HB 48

Reclamation, projects, studies, surveys, water rights determination: *Sub SB 3630, CH 216

Reversion, minimum flow, level requirements repealed: *HB 99, CH 291

Water resources supervisor, responsibilities, water rights determination: Sub HB 449

WATER WELLS (See also ECOLOGY, DEPARTMENT OF; GROUND WATER)

Ground water protection and inspection fund, created, water well law enforcement, appropriation law exclusion: HB 578, Sub HB 578

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

WEAPONS (See also GUNS)

Ammunition, possession, while under influence liquor, drugs, unlawful: HB 564

Concealed, carrying, regulations clarified: SB 3255 V

Nun-chu-ka sticks, throwing stars, defined, manufacture, sale, possession prohibited: HB 568

WEATHER

Cloud seeding, emergency, program establishment by DOE rule: *Sub SB 4087, CH 278

Highways, closure, state patrol authority, emergencies: *Sub SB 3232, CH 197

WESTERN WASHINGTON UNIVERSITY

College of business and economics building, planning, construction, equipping, appropriation:

*SB 3531, CH 11

PERS, service recovery eligibility, certain, classified employees: Sub HB 138, CH 294 PV

WHATCOM COUNTY

Border towns, police protection, state appropriation allocation: *2nd Sub HB 257, CH 269

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

WHEAT

Commission, duplicate statutes repealed: Sub HB 333

WHIDBEY ISLAND

Marine transportation benefit area, created, composition: HB 750

WHITMAN COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

WHOLESALEERS AND DISTRIBUTORS

DMSO, legend drug, sales, use, manufacture, authorized: *Sub HB 88, CH 50

Wine, beer, sample servings permitted: *Sub SB 3060, CH 182

WILDLIFE

Agents, law enforcement authority, provisions: Sub SB 3258

Commission, department, names changed from game commission, department: HB 50

WINE AND WINERIES (See also LIQUOR AND LIQUOR CONTROL BOARD)

Alcohol content, maximum by volume changed: Sub HB 571, Sub HB 659, *Sub SB 3206, CH 5 E1

Family, as defined, organized wine tastings, use permitted: *SB 3722, CH 255

Grape production, industry research, instruction programs: Sub SB 3408, *Sub SB 3206, CH 5 E1

Hotel, restaurant, club patrons, wine, portion, original container, removal permitted: SB 3057

Licenses, class F, issuance prohibited within specified distance, church, school, without church, school consent: HB 659, Sub HB 659

Licenses, class J, unopened bottles, packages, sale, daily fee established: *SB 3796, CH 287

Liquor sales, retail, state, authority abolished, conditions prescribed: HB 715

Sample servings, retailers, wholesalers, importers, permitted: *Sub SB 3060, CH 182

Wholesalers, tax changed: Sub HB 659, Sub SB 3408, *Sub SB 3206, CH 5 E1

WINSLOW

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

WINTER SPORTS

Recreation activities, parks, recreation commission authority revised, parking, dollar amount removed, determination provision: HB 386, SB 3737

WIRETAPPING

Communications, private, interception, judicial orders, issuance standards revised: HB 233

WITNESSES

Civil actions, prevailing parties, expense award provision: SB 3112

* — Measures Passed by Both House and Adopted House Floor Resolutions

GA — Gubernatorial Appointment

WITNESSES—cont.

Crime, bill of rights enacted: *Sub HB 128, CH 145

Liquor board, proceedings, statutory witnesses fees payment: Sub HB 659, *Sub SB 3206, CH 5 E1

Special investigations department, created: HB 395

Traffic infractions, fees, law enforcement officers: *Sub SB 3080, CH 19

WOMEN

Abortion, induced miscarriage, induced premature birth, medical care services prohibited: HB 492

Abortion, infant born alive during abortion procedure, medical treatment rights: *Sub HB 149, CH 328

Abortion, informed consent requirement: Sub HB 226

Child selling, child bearing for another for any consideration: HB 592

Family planning clinics, DSHS contracts, commercially prepackaged oral contraceptives: *Sub SB 3867, CH 120

Midwifery advisory committee, created, duties: *Sub HB 316, CH 53

Rape crisis centers, records, defense attorney availability, conditions prescribed: *Sub HB 128, CH 145

WOOD AND WOOD PRODUCTS (See also FORESTS AND FOREST PRODUCTS)

Firewood harvesting, transportation, regulated, exemptions, penalties prescribed: HB 643

WORKERS' COMPENSATION - INDUSTRIAL INSURANCE AND SAFETY

Benefits, payments: HB 377

Benefits, schedule, prescribed percentages, spendable monthly income, as defined: Sub HB 31

Contractors, contracting with registered and licensed electrical subcontractors, liability exclusion: *Sub HB 250, CH 128

ESD's, school districts, self-insurers, authorized: HB 348

Inmates, industrial enterprises, certain, fees, payment: HB 560

Juveniles, community service, industrial insurance, medical aid benefits, liability insurance: *SB 3191, CH 266

LEOFF, disability benefits: HB 716, *Sub HB 138, CH 294 PV

Self-insurers, benefits, death, total permanent disability, bond filing permitted: *Sub SB 3602, CH 325

Self-insurers, claims, medical treatment: *Sub SB 3542, CH 326

Self-insurers, educational service districts, school districts, authorized: HB 348

State patrol, disability leave, conditions prescribed: *HB 620, CH 165

Workers' compensation fund, established, powers, responsibilities: Sub HB 31

Workers' compensation vocational rehabilitation reform act, enacted: HB 454

WRESTLING

Athletic commission, renamed, boxing commission, sunset termination date established: HB 365, *SB 3646, CH 337 PV

WYOMING

Northwest interstate compact on low-level radioactive waste management, enacted: Sub HB 652, *Sub SB 4182, CH 124 PV

YAKIMA COUNTY

Handicapped facilities, DSHS appropriation: *Sub SB 3344, CH 207

YAKIMA RIVER

Wanapum (Sokulk Indians), fishing rights, ceremonial, subsistence, authorized: *Sub SB 3024, CH 251

Water rights, determination proceedings, ecology department appropriation: *Sub SB 3630, CH 216

YOUTH (See also MINORS; CHILDREN)

National civilian conservation corps, establishment petitioned, waste wood removal, energy production purposes, youth employment: HJM 12

Residential schools, residents, community placement, conditions prescribed: HB 340, Sub SB 3043

Residential schools, residents, community placement: *2nd Sub HB 628, CH 166 PV

Youth-related organizations, amounts received, B&O tax exemption: *Sub HB 747, CH 74

YOUTH SERVICE CORPS

Enrollees, age requirement revised: SB 3389

Youth development, conservation corps, members compensation, increases authorized: HB 273

ZONING (See also PLANS, PLANNING, PLANNING COMMISSIONS)

Airports, subdivisions, plats, vicinity, DOT secretary notification required: HB 330

Environmental impact statements, limited residential developments, as defined, exemption conditions: Sub HB 429

Land use regulations, real property value loss, action created: HB 261

Manufactured housing advisory task force: Sub SB 3308

Subdivisions, plats, proposed, zoning law compliance, local government certification required:

*Sub HB 320, CH 293 PV

Subdivisions, site plans, binding, industrial, commercial use: *Sub HB 323, CH 292