

TWELFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Friday, January 20, 2006

The Senate was called to order at 10:00 a.m. by Vice President Pro Tempore. The Secretary called the roll and announced to the Vice President Pro Tempore that all Senators were present with the exception of Senators Berkey, Deccio, Finkbeiner, Oke, Swecker and Zarelli.

The Sergeant at Arms Color Guard consisting of Pages Lindsay McCoy and Niobi Bird, presented the Colors. Dr. Donald Shorter, Sr., Pastor of the Pacific Christian Center Church of Tacoma offered the prayer.

MOTION

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

MOTION

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

REPORTS OF STANDING COMMITTEES

January 19, 2006

SB 6191 Prime Sponsor, Poulsen: Providing a definition of wood biomass fuel. Reported by Committee on Water, Energy & Environment

MAJORITY recommendation: Do pass. Signed by Senators Poulsen, Chair; Rockefeller, Vice Chair; Delvin, Fraser, Honeyford, Morton and Mulliken

Passed to Committee on Rules for second reading.

January 18, 2006

SB 6193 Prime Sponsor, Franklin: Requiring surveys of health professions work force supply and demographics. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: That Substitute Senate Bill No. 6193 be substituted therefor, and the substitute bill do pass. Signed by Senators Keiser, Chair; Thibaudeau, Vice Chair; Franklin, Kastama, Kline and Poulsen

Passed to Committee on Ways & Means.

January 17, 2006

SB 6245 Prime Sponsor, Kastama: Raising funds for hosting a national conference of statewide elected officials. Revised for 1st Substitute: Raising funds to host the 2006 national conference of lieutenant governors. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: That Substitute Senate Bill No. 6245 be substituted therefor, and the substitute bill do pass. Signed by Senators Kastama, Chair; Berkey, Vice Chair; Fairley, Haugen, Kline, McCaslin, Mulliken and Roach

MINORITY recommendation: Without recommendation. Signed by Senator Benton

Passed to Committee on Rules for second reading.

January 17, 2006

SB 6354 Prime Sponsor, Sheldon: Concerning recreational landowners' liability. Reported by Committee on Judiciary

MAJORITY recommendation: Without recommendation. Signed by Senators Kline, Chair; Weinstein, Vice Chair; Carrell, Esser, Johnson, Rasmussen and Thibaudeau

Passed to Committee on Natural Resources, Ocean & Recreation.

**REPORTS OF STANDING COMMITTEES
GUBERNATORIAL APPOINTMENTS**

January 19, 2006

SGA 9347 KATHERINE B. FRIEDT, appointed November 1, 2005, for the term ending June 17, 2010, as a Chair of the Human Rights Commission. Reported by Committee on Judiciary

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kline, Chair; Weinstein, Vice Chair; Carrell, Esser, Hargrove, Johnson, McCaslin, Rasmussen and Thibaudeau

Passed to Committee on Rules for second reading.

January 19, 2006

SGA 9358 RONALD KESSLER, appointed October 24, 2005, for the term ending August 2, 2008, as Member of the Sentencing Guidelines Commission. Reported by Committee on Judiciary

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kline, Chair; Weinstein, Vice Chair; Carrell, Esser, Hargrove, Johnson, McCaslin, Rasmussen and Thibaudeau

Passed to Committee on Rules for second reading.

January 19, 2006

SGA 9384 DENNIS THAUT, appointed May 1, 2005, for the term ending April 30, 2011, as Member of the Indeterminate Sentence Review Board. Reported by Committee on Judiciary

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kline, Chair; Weinstein, Vice Chair; Carrell, Esser, Hargrove, Johnson, McCaslin, Rasmussen and Thibaudeau

Passed to Committee on Rules for second reading.

MOTION

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

MOTION

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

INTRODUCTION AND FIRST READING

TWELFTH DAY, JANUARY 20, 2006

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SB 6741 by Senators Stevens, Hargrove, Carrell, Brandland and Rasmussen

AN ACT Relating to the joint task force on the administration and delivery of services to children and families; amending 2005 c 474 s 1 (uncodified); amending 2005 c 474 s 2 (uncodified); amending 2005 c 474 s 3 (uncodified); and providing expiration dates.

Referred to Committee on Human Services & Corrections.

SB 6742 by Senators Stevens, Swecker, Benton, Carrell, Zarelli and Delvin

AN ACT Relating to determination of parentage; amending RCW 26.26.021; and creating a new section.

Referred to Committee on Human Services & Corrections.

SB 6743 by Senators Stevens, Carrell and Benton

AN ACT Relating to children born from embryos transferred during assisted reproduction; and adding a new section to chapter 26.26 RCW.

Referred to Committee on Human Services & Corrections.

SB 6744 by Senators Rockefeller, Fraser, Berkey, Doumit, Shin, Kline, Kohl-Welles, McAuliffe and Rasmussen

AN ACT Relating to the guaranteed opportunities scholarship program; amending RCW 28A.195.010, 28A.200.010, 28B.95.020, 28B.95.030, and 28B.95.060; reenacting and amending RCW 43.79A.040; adding a new section to chapter 28B.95 RCW; and adding a new chapter to Title 28B RCW.

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

SB 6745 by Senator Carrell

AN ACT Relating to bail bond agents; and amending RCW 18.185.010.

Referred to Committee on Judiciary.

SB 6746 by Senators Kohl-Welles, Poulsen, Pridemore and Thibaudeau

AN ACT Relating to the excise taxation of petroleum businesses; amending RCW 82.03.130 and 82.03.140; adding a new title to the Revised Code of Washington to be codified as Title 82A RCW; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on Ways & Means.

SB 6747 by Senators Rockefeller, Roach, Pridemore, Pflug, Thibaudeau, Regala, Doumit, Fraser, McAuliffe and Rasmussen

AN ACT Relating to comprehensive safe school plans; and amending RCW 28A.320.125.

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

SB 6748 by Senator Jacobsen

AN ACT Relating to the taxation of oil and gas production; adding a new section to chapter 84.36 RCW; adding a new chapter to Title 82 RCW; creating a new section; and providing an effective date.

Referred to Committee on Ways & Means.

SB 6749 by Senators Hargrove, Schmidt and Rasmussen

AN ACT Relating to establishing a foster parent critical support and retention program; creating new sections; and making an appropriation.

Referred to Committee on Human Services & Corrections.

SB 6750 by Senators Shin, Rockefeller and Poulsen

AN ACT Relating to a state distribution to cities and counties to mitigate the costs of state ferry traffic at route terminals; and adding a new section to chapter 47.60 RCW.

Referred to Committee on Transportation.

SB 6751 by Senators Carrell, Benton and Stevens

AN ACT Relating to the deferral of large property tax assessments; amending RCW 84.38.010 and 84.38.050; adding new sections to chapter 84.38 RCW; and creating a new section.

Referred to Committee on Ways & Means.

SB 6752 by Senators Carrell and Benton

AN ACT Relating to deferral of large property tax increases; amending RCW 84.38.010 and 84.38.050; adding new sections to chapter 84.38 RCW; and creating a new section.

Referred to Committee on Ways & Means.

SB 6753 by Senator Fraser

AN ACT Relating to intergovernmental water management; and adding a new section to chapter 90.03 RCW.

Referred to Committee on Water, Energy & Environment.

SB 6754 by Senators McAuliffe, Schoesler, Pridemore and Rasmussen

AN ACT Relating to work performed by institutions of higher education; and amending RCW 28B.10.350.

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

SB 6755 by Senator Honeyford

AN ACT Relating to collective bargaining contracts with state employees; and amending RCW 41.80.050 and 41.80.100.

Referred to Committee on Labor, Commerce, Research & Development.

SB 6756 by Senator Honeyford

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AN ACT Relating to providing for public disclosure of public sector unions' finances; amending RCW 28B.52.045, 41.80.100, 41.56.122, 41.59.100, 41.76.045, and 47.64.160; adding a new section to chapter 28B.52 RCW; adding a new section to chapter 41.80 RCW; adding a new section to chapter 41.56 RCW; adding a new section to chapter 41.59 RCW; adding a new section to chapter 41.76 RCW; adding a new section to chapter 47.64 RCW; and providing an effective date.

Referred to Committee on Labor, Commerce, Research & Development.

SB 6757 by Senator Benton

AN ACT Relating to reducing the taxation of physical fitness services; reenacting and amending RCW 82.04.050; adding a new section to chapter 82.04 RCW; creating a new section; and providing an effective date.

Referred to Committee on Ways & Means.

SB 6758 by Senators Benton and Oke

AN ACT Relating to aggravated first degree murder; amending RCW 10.95.020; and prescribing penalties.

Referred to Committee on Judiciary.

SB 6759 by Senators Keiser and Kohl-Welles

AN ACT Relating to the employment status of basic health plan and medical assistance recipients; adding a new section to chapter 70.47 RCW; and adding a new section to chapter 74.09 RCW.

Referred to Committee on Health & Long-Term Care.

SB 6760 by Senator Parlette

AN ACT Relating to mosquito control districts; and amending RCW 17.28.255 and 79.44.010.

Referred to Committee on Government Operations & Elections.

SB 6761 by Senators Parlette and Keiser

AN ACT Relating to community rates for health benefit plans; amending RCW 48.20.028, 48.44.022, and 48.46.064; adding a new section to chapter 48.20 RCW; adding a new section to chapter 48.44 RCW; and adding a new section to chapter 48.46 RCW.

Referred to Committee on Health & Long-Term Care.

SB 6762 by Senators Mulliken, Benson, Schoesler and Sheldon

AN ACT Relating to limiting the posting of hazards to motorcycles to paved roadways; and reenacting and amending RCW 47.36.200.

Referred to Committee on Transportation.

SB 6763 by Senators Parlette, Sheldon, Mulliken, Delvin and Poulsen

AN ACT Relating to encouraging the use of hydroelectric power as a renewable energy resource; adding a new section to chapter 43.21F RCW; and creating a new section.

Referred to Committee on Water, Energy & Environment.

SB 6764 by Senators Shin, Berkey, Rockefeller, Sheldon, Doumit and Deccio

AN ACT Relating to the administration of tax incentive programs; amending RCW 82.62.020, 82.32.545, 82.32.590, 82.32.600, 82.04.4452, 82.32.560, 82.32.570, 82.32.610, 82.32.620, and 82.32.330; reenacting and amending RCW 82.32.330; adding a new chapter to Title 82 RCW; creating new sections; repealing RCW 82.60.010, 82.60.020, 82.60.030, 82.60.040, 82.60.049, 82.60.050, 82.60.060, 82.60.065, 82.60.070, 82.60.080, 82.60.090, 82.60.100, 82.60.110, 82.60.900, 82.60.901, 82.63.005, 82.63.010, 82.63.020, 82.63.030, 82.63.045, 82.63.060, 82.63.070, 82.63.900, 82.74.010, 82.74.020, 82.74.030, 82.74.040, 82.74.050, 82.74.060, and 82.74.070; providing effective dates; providing an expiration date; and declaring an emergency.

Referred to Committee on International Trade & Economic Development.

SB 6765 by Senator Kastama

AN ACT Relating to establishing the Washington clean elections act; amending RCW 42.17.095 and 42.17.128; adding a new chapter to Title 42 RCW; and prescribing penalties.

Referred to Committee on Government Operations & Elections.

SJM 8033 by Senators Thibaudeau, Keiser, Franklin, Jacobsen and Kohl-Welles

Calling on the President to renew funding for the United Nations Population Fund.

Referred to Committee on Health & Long-Term Care.

MOTION

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

MOTION

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

MOTION

At 10:12 a.m., on motion of Senator Eide, the Senate was declared to be at ease subject to the call of the President.

The Senate was called to order at 10:15 a.m. by Vice President Pro Tempore.

MOTION

Senator Franklin moved adoption of the following resolution:

By Senators Franklin, Kline, Keiser, Kohl-Welles, Berkey, Schmidt, Benson, Brandland, Weinstein, Fairley, Kastama, Prentice, Haugen, Doumit, Spanel, McCaslin, Sheldon, Hewitt, Jacobsen, Thibaudeau, McAuliffe, Shin, Pridemore, Regala, Rockefeller, Brown, Hargrove, Rasmussen and Fraser

WHEREAS, In 1955, an African-American seamstress named Rosa Parks committed an act of civil disobedience by refusing to give up her seat to a white man on a Montgomery, Alabama, city bus; and

WHEREAS, Parks, a shy and soft-spoken woman, later explained that her bold and dangerous action happened because she was tired of Jim Crow laws and deep injustices towards black citizens and other oppressed individuals; and

WHEREAS, Her simple act of defiance ignited a national civil rights revolution, causing Americans to face racism, discrimination, and segregation practices that permeated throughout society; and

WHEREAS, A boycott of Montgomery city buses ensued, lasting 381 days and ending on November 13, 1956, in *Browder v. Gayle*, when the United States Supreme Court outlawed segregation on buses; and

WHEREAS, Martin Luther King Jr., a preacher at Dexter Avenue Baptist Church in Montgomery, became a civil rights leader and peace activist; and

WHEREAS, Parks, fearing that Dr. King's national holiday would portray him as merely a "dreamer" said, "As I remember him, he was more than a dreamer. He was an activist who believed in acting as well as speaking out against oppression."; and

WHEREAS, During the latter part of her life, Parks was awarded the Presidential Medal of Freedom and the Congressional Gold Medal; and

WHEREAS, Rosa Louise Parks died on October 24, 2005, at the age of 92; and

WHEREAS, The "Mother of the Civil Rights Movement" became the first woman to lie in honor under the United States Capitol Rotunda, sharing this distinction with other national leaders, including John F. Kennedy and Abraham Lincoln;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate honor Rosa Parks and Dr. Martin Luther King Jr. for their courageous and pioneering spirit, heeding the call to service and relentlessly pursuing inequalities and civil injustices; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to the Washington State Commission on African-American Affairs.

Senators Franklin, McAuliffe, Thibaudeau, Kohl-Welles, Kline, Jacobsen and Prentice spoke in favor of adoption of the resolution.

MOTION

On motion of Senator Schoesler, Senators Finkbeiner, Oke, Deccio, Carrell and Zarelli were excused.

The Vice President Pro Tempore declared the question before the Senate to be the adoption of Senate Resolution No. 8693.

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

MOTION

At 10:41 a.m., on motion of Senator Eide, the Senate was declared to be at ease subject to the call of the President.

The Senate was called to order at 11:29 a.m. by Vice President Pro Tempore.

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

SECOND READING CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Rockefeller, moved that Gubernatorial Appointment No. 9085, Leslie Jones, as a Member of the Board of Trustees, Central Washington University, be confirmed.

Senators Rockefeller and Mulliken spoke in favor of the motion.

MOTION

On motion of Senator Regala, Senator Berkey was excused.

MOTION

On motion of Senator Mulliken, Senator Swecker was excused.

APPOINTMENT OF LESLIE JONES

The Vice President Pro Tempore declared the question before the Senate to be the confirmation of Gubernatorial Appointment No. 9085, Leslie Jones as a Member of the Board of Trustees, Central Washington University.

The Secretary called the roll on the confirmation of Gubernatorial Appointment No. 9085, Leslie Jones as a Member of the Board of Trustees, Central Washington University and the appointment was confirmed by the following vote: Yeas, 41; Nays, 0; Absent, 2; Excused, 6.

Voting yea: Senators Benson, Benton, Brandland, Brown, Carrell, Delvin, Doumit, Eide, Esser, Fairley, Fraser, Hargrove, Haugen, Hewitt, Honeyford, Jacobsen, Johnson, Kastama, Keiser, Kohl-Welles, McAuliffe, McCaslin, Morton, Mulliken, Parlette, Pflug, Poulsen, Prentice, Pridemore, Rasmussen, Regala, Roach, Rockefeller, Schmidt, Schoesler, Sheldon, Shin, Spanel, Stevens, Thibaudeau and Weinstein - 41

Absent: Senators Franklin and Kline - 2

Excused: Senators Berkey, Deccio, Finkbeiner, Oke, Swecker and Zarelli - 6

Gubernatorial Appointment No. 9085, Leslie Jones, having received the constitutional majority was declared confirmed as a Member of the Board of Trustees, Central Washington University.

PERSONAL PRIVILEGE

Senator Parlette: "Thank you Mr. President. I rise for a point of personal privilege. Some of you may be wearing these little buttons, that say number twelve. For me this button means something because I am the Senator from the Twelfth Legislative District so how much fun to have a number twelve. What I would like to share with you is I know we have some incredible twelfth men and women cheering on the Seahawks this weekend and I'm especially proud to share with you that I have one constituent in mind and this young lady who I've never met before. However she happened to go to High School and graduate with my legislative assistant. Her name is Mischell Mayo and she represents us on the side lines as one of those popular Sea Gals so go Seahawks."

SECOND READING

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CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Spanel, moved that Gubernatorial Appointment No. 9120, Dennis Madsen, as a member of the Board of Trustees, Western Washington University, be confirmed.

Senator Spanel spoke in favor of the motion.

MOTION

On motion of Senator Regala, Senators Brown, Franklin, Kline and Poulsen were excused.

APPOINTMENT OF DENNIS MADSEN

The Vice President Pro Tempore declared the question before the Senate to be the confirmation of Gubernatorial Appointment No. 9120, Dennis Madsen as a member of the Board of Trustees, Western Washington University.

The Secretary called the roll on the confirmation of Gubernatorial Appointment No. 9120, Dennis Madsen as a member of the Board of Trustees, Western Washington University and the appointment was confirmed by the following vote: Yeas, 39; Nays, 0; Absent, 0; Excused, 10.

Voting yea: Senators Benson, Benton, Brandland, Carrell, Delvin, Doumit, Eide, Esser, Fairley, Fraser, Hargrove, Haugen, Hewitt, Honeyford, Jacobsen, Johnson, Kastama, Keiser, Kohl-Welles, McAuliffe, McCaslin, Morton, Mulliken, Parlette, Pflug, Prentice, Pridemore, Rasmussen, Regala, Roach, Rockefeller, Schmidt, Schoesler, Sheldon, Shin, Spanel, Stevens, Thibaudeau and Weinstein - 39

Excused: Senators Berkey, Brown, Deccio, Finkbeiner, Franklin, Kline, Oke, Poulsen, Swecker and Zarelli - 10

Gubernatorial Appointment No. 9120, Dennis Madsen, having received the constitutional majority was declared confirmed as a member of the Board of Trustees, Western Washington University.

SECOND READING

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Fairley, moved that Gubernatorial Appointment No. 9264, Mauri Moore, as a member of the Board of Trustees, Edmonds Community College District No. 23, be confirmed.

Senator Fairley spoke in favor of the motion.

APPOINTMENT OF MAURI MOORE

The Vice President Pro Tempore declared the question before the Senate to be the confirmation of Gubernatorial Appointment No. 9264, Mauri Moore as a member of the Board of Trustees, Edmonds Community College District No. 23.

The Secretary called the roll on the confirmation of Gubernatorial Appointment No. 9264, Mauri Moore as a member of the Board of Trustees, Edmonds Community College District No. 23 and the appointment was confirmed by the following vote: Yeas, 39; Nays, 0; Absent, 0; Excused, 10.

Voting yea: Senators Benson, Benton, Brandland, Carrell, Delvin, Doumit, Eide, Esser, Fairley, Fraser, Hargrove, Haugen, Hewitt, Honeyford, Jacobsen, Johnson, Kastama, Keiser, Kohl-

Welles, McAuliffe, McCaslin, Morton, Mulliken, Parlette, Pflug, Prentice, Pridemore, Rasmussen, Regala, Roach, Rockefeller, Schmidt, Schoesler, Sheldon, Shin, Spanel, Stevens, Thibaudeau and Weinstein - 39

Excused: Senators Berkey, Brown, Deccio, Finkbeiner, Franklin, Kline, Oke, Poulsen, Swecker and Zarelli - 10

Gubernatorial Appointment No. 9264, Mauri Moore, having received the constitutional majority was declared confirmed as a member of the Board of Trustees, Edmonds Community College District No. 23.

MOTION

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

PERSONAL PRIVILEGE

Senator Roach: "Thank you Mr. President. I point of personal privilege. Well, I'm wondering a couple of years ago when we went to having these flash strobes across the Senate floor. It's a very piercing thing that is not like a regular strobe. I was wondering if we could have the eye decibels researched so we can see if maybe we can if its high enough that we could get some relief from this. It goes, you can put sunglasses on, you can turn around and not face the strobes, you can put your hand in front of your face and that light is so piercing it'll still go through into your eyes. It's an amazing thing. A little too strong for some of us."

POINT OF ORDER

Senator Brandland: "A point of order Mr. President. Do we need to move this bill back to second for purposes of an amendment.? I can do that if you like."

MOTION

On motion of Senator Brandland, the rules were suspended and Substitute Senate Bill No. 5360 was returned to second reading for the purposes of amendment.

SECOND READING

SUBSTITUTE SENATE BILL NO. 5360, by Senate Committee on Early Learning, K-12 & Higher Education (originally sponsored by Senators Brandland, Sheldon, Fairley, Berkey, Delvin, Benson and Rockefeller)

Making the certificate of academic achievement a requirement for running start eligibility. Revised for 1st Substitute: Studying performance and funding of running start students.

The measure was read the second time.

MOTION

Senator Brandland moved that the following amendment by Senators Brandland, Schmidt and McAuliffe be adopted.

On page 2, line 7, after "study of" insert "public school"

On page 2, line 12, after "between" strike "student" and insert "public school students"

On page 2, line 16, after "between" strike "student" and insert "public school students"

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On page 2, line 24, after "for" insert "public school"
 Senator Brandland spoke in favor of adoption of the amendment.

The Vice President Pro Tempore declared the question before the Senate to be the adoption of the amendment by Senators Brandland, Schmidt and McAuliffe on page 2, line 7 to Substitute Senate Bill No. 5360.

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

MOTION

Senator Brandland moved that the following amendment by Senators Brandland and McAuliffe be adopted.

On page 2, line 29, after "January 15," strike "2006" and insert "2007"

Senator Brandland spoke in favor of adoption of the amendment.

The Vice President Pro Tempore declared the question before the Senate to be the adoption of the amendment by Senators Brandland and McAuliffe on page 2, line 29 to Substitute Senate Bill No. 5360.

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

MOTION

On motion of Senator Brandland, the rules were suspended, Engrossed Substitute Senate Bill No. 5360 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Brandland and McAuliffe spoke in favor of passage of the bill.

The Vice President Pro Tempore declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5360.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5360 and the bill passed the Senate by the following vote: Yeas, 33; Nays, 6; Absent, 0; Excused, 10.

Voting yea: Senators Benson, Brandland, Carrell, Delvin, Doumit, Eide, Esser, Fairley, Fraser, Hargrove, Haugen, Hewitt, Honeyford, Jacobsen, Kastama, Keiser, Kohl-Welles, McAuliffe, Parlette, Pflug, Prentice, Pridemore, Rasmussen, Regala, Rockefeller, Schmidt, Schoesler, Sheldon, Shin, Spanel, Stevens, Thibaudeau and Weinstein - 33

Voting nay: Senators Benton, Johnson, McCaslin, Morton, Mulliken and Roach - 6

Excused: Senators Berkey, Brown, Deccio, Finkbeiner, Franklin, Kline, Oke, Poulsen, Swecker and Zarelli - 10

ENGROSSED SUBSTITUTE SENATE BILL NO. 5360, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Keiser, the rules were suspended, Engrossed Substitute Senate Bill No. 5535 was returned to

second reading for the purpose of amendment.

SECOND READING

SUBSTITUTE SENATE BILL NO. 5535, by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Franklin, Brandland, Berkey, Spanel, Schoesler, Rockefeller, Delvin, Kohl-Welles, Oke and Shin)

Modifying optometry licensing requirements.

The measure was read the second time.

MOTION

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

On page 3, line 9, after "January 1," strike "2006" and insert "2007".

On page 3, line 12, before "must" strike "2008," and insert "2009,".

On page 3, line 14, before "must" strike "2010," and insert "2011,".

Senator Keiser spoke in favor of adoption of the amendment.

The Vice President Pro Tempore declared the question before the Senate to be the adoption of the amendment by Senator Franklin on page 3, line 9 to Substitute Senate Bill No. 5535.

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

MOTION

On motion of Senator Keiser, the rules were suspended, Engrossed Substitute Senate Bill No. 5535 as amended was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Keiser spoke in favor of passage of the bill.

The Vice President Pro Tempore declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5535 as amended.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5535 as amended and the bill passed the Senate by the following vote: Yeas, 40; Nays, 0; Absent, 1; Excused, 8.

Voting yea: Senators Benson, Benton, Brandland, Brown, Carrell, Delvin, Doumit, Eide, Esser, Fairley, Fraser, Hargrove, Haugen, Hewitt, Honeyford, Johnson, Kastama, Keiser, Kohl-Welles, McAuliffe, McCaslin, Morton, Mulliken, Parlette, Pflug, Poulsen, Prentice, Pridemore, Rasmussen, Regala, Roach, Rockefeller, Schmidt, Schoesler, Sheldon, Shin, Spanel, Stevens, Thibaudeau and Weinstein - 40

Absent: Senator Jacobsen - 1

Excused: Senators Berkey, Deccio, Finkbeiner, Franklin, Kline, Oke, Swecker and Zarelli - 8

ENGROSSED SUBSTITUTE SENATE BILL NO. 5535 as amended having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

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THIRD READING

2006 REGULAR SESSION

SENATE BILL NO. 5329, by Senators Pflug, Shin, Esser, Schoesler, Roach, Rasmussen, Rockefeller, Berkey and Mulliken.

Establishing an industry cluster-based approach to economic development.

The bill was read on Third Reading.

Senator Pflug spoke in favor of passage of the bill.

MOTION

On motion of Senator Regala, Senators Jacobsen and Kohl-Welles were excused.

The Vice President Pro Tempore declared the question before the Senate to be the final passage of Senate Bill No. 5329.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5329 and the bill passed the Senate by the following vote: Yeas, 36; Nays, 0; Absent, 3; Excused, 10.

Voting yea: Senators Benson, Benton, Brandland, Brown, Delvin, Doumit, Eide, Esser, Fairley, Fraser, Haugen, Hewitt, Honeyford, Johnson, Kastama, Keiser, McAuliffe, McCaslin, Morton, Mulliken, Parlette, Pflug, Prentice, Pridemore, Rasmussen, Regala, Roach, Rockefeller, Schmidt, Schoesler, Sheldon, Shin, Spanel, Stevens, Thibaudeau and Weinstein - 36

Absent: Senators Carrell, Hargrove and Poulsen - 3

Excused: Senators Berkey, Deccio, Finkbeiner, Franklin, Jacobsen, Kline, Kohl-Welles, Oke, Swecker and Zarelli - 10

SENATE BILL NO. 5329, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:15 p.m., on motion of Senator Eide, the Senate adjourned until 12:00 noon, Monday, January 23, 2006.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

5329
 Third Reading 7
 Third Reading Final Passage 7
 5360-S
 Other Action 5
 Second Reading 5
 Second Reading Amendment 6
 Third Reading Final Passage 6
 5535-S
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