

**TENTH DAY**

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MORNING SESSION

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Senate Chamber, Olympia, Wednesday, December 7, 2011

The Senate was called to order at 10:00 a.m. by the President Pro Tempore.

MOTION

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

MOTION

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

INTRODUCTION AND FIRST READING

SB 5973 by Senators Eide, Fain, McAuliffe, Litzow, Kastama, Hewitt, Chase and Tom

AN ACT Relating to revised standards and assessments for teacher certification integrating STEM knowledge and skills; adding new sections to chapter 28A.410 RCW; and creating a new section.

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

SB 5974 by Senators Tom, Litzow, Kilmer, Fain, Hewitt, Chase and Kohl-Welles

AN ACT Relating to demonstrating college level skills; and amending RCW 28B.10.053.

Referred to Committee on Ways & Means.

SB 5975 by Senators McAuliffe, Litzow, Eide, Fain, Kastama, Hewitt, Tom, Chase, Kohl-Welles, Frockt and Conway

AN ACT Relating to grant opportunities for high school aerospace assembler, skill center manufacturing, and high school project lead the way STEM career courses; adding new sections to chapter 28A.700 RCW; and creating a new section.

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

SB 5976 by Senators Tom, Litzow, Kilmer, Fain, Conway, Hewitt, Chase, Kohl-Welles and Frockt

AN ACT Relating to the coordination and evaluation of workforce training for aerospace and materials manufacturing; adding a new section to chapter 28B.50 RCW; adding a new section to chapter 28C.18 RCW; and creating a new section.

Referred to Committee on Ways & Means.

SB 5977 by Senators Ranker, Litzow, Eide, Shin, Haugen, Rolfes, Swecker, Fain, Frockt, Hobbs, Schoesler, Fraser, Kilmer, Kohl-Welles, Chase, Hatfield, Nelson, Harper, Regala,

Hargrove, Tom, Pridemore, Keiser, Conway, Kline, McAuliffe, Sheldon, Parlette, Hewitt, Honeyford, Roach, Carrell and Pflug

AN ACT Relating to making the discover pass transferable between two vehicles; amending RCW 79A.80.020 and 79A.80.040; creating a new section; and declaring an emergency.

Referred to Committee on Energy, Natural Resources & Marine Waters.

SB 5978 by Senators Pflug, Keiser, Frockt, Conway and Kohl-Welles

AN ACT Relating to medicaid fraud; amending RCW 74.09.210 and 74.09.230; reenacting and amending RCW 9A.04.080 and 43.43.830; adding new sections to chapter 74.09 RCW; adding a new chapter to Title 74 RCW; creating a new section; prescribing penalties; and declaring an emergency.

Referred to Committee on Health & Long-Term Care.

SB 5979 by Senators Honeyford, Morton, Delvin, Becker and Schoesler

AN ACT Relating to ensuring that the trust beneficiaries receive their proportionate distribution of moneys received from the sale of discover passes; and amending RCW 79A.80.090.

Referred to Committee on Energy, Natural Resources & Marine Waters.

SB 5980 by Senators Honeyford, Morton and Delvin

AN ACT Relating to recognizing environmental redispach as an eligible renewable resource; and amending RCW 19.285.030.

Referred to Committee on Energy, Natural Resources & Marine Waters.

SB 5981 by Senators Schoesler, Hatfield and Honeyford

AN ACT Relating to seed dealer license fees; and amending RCW 15.49.380.

Referred to Committee on Agriculture, Water & Rural Economic Development.

SB 5982 by Senators Kastama, Shin, Hobbs, Harper, Eide, Kilmer, Conway, Sheldon, Haugen, Kohl-Welles, Frockt, Keiser, Fain, Tom, Chase and McAuliffe

AN ACT Relating to the joint center for aerospace technology innovation; and adding a new chapter to Title 28B RCW.

Referred to Committee on Economic Development, Trade & Innovation.

SB 5983 by Senators Hobbs, Shin, Sheldon, Haugen, McAuliffe and Hatfield

AN ACT Relating to extending the expiration date for the business and occupation tax credit for qualified aerospace product development; amending RCW 82.04.4461; and providing an expiration date.

Referred to Committee on Ways & Means.

#### INTRODUCTION AND FIRST READING OF HOUSE BILLS

EHB 2145 by Representatives Armstrong, Condotta and Hunter

AN ACT Relating to a limited plan of finance upon a default of indebtedness issued by distressed public facilities districts; amending RCW 82.14.390, 82.14.050, and 43.79A.040;

adding new sections to chapter 35.57 RCW; adding new sections to chapter 82.14 RCW; creating new sections; and declaring an emergency.

Referred to Committee on Ways & Means.

#### 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 rules were suspended, and the following measures listed on the sheet entitled '2011 Bill Disposition List' were re-referred as designated:

#### 2011 BILL DISPOSITION LIST

#### Measures moved from their Current Bill Status to the Standing Committee as follows:

Bill	Bill Title	Sponsor	Current Bill Status	Move To Status
SSB 5343	Anaerobic digester emissions	Haugen	S Rules 3	S Ag/Water/RurEcD
ESB 5575	Biomass energy facilities	Hatfield	S Rules 3	S Ag/Water/RurEcD
SB 5631	Department of agriculture	Swecker	S Rules 3	S Ag/Water/RurEcD
SB 5319	Manufacturing ext. program	Kastama	S Rules X	S EDev/Trd/Innov
SB 5320	Infrastructure projects	Chase	S Rules X	S EDev/Trd/Innov
SB 5321	Department of commerce	Chase	S Rules X	S EDev/Trd/Innov
SB 5401	Facilities/sales and use tax	Chase	S Rules X	S EDev/Trd/Innov
SSB 5142	Alternative learning progs	Stevens	S Rules 3	S EL/K-12
SB 5191	Education system flexibility	Hobbs	S Rules X	S EL/K-12
E2SSB 5669	Natural resources agencies	Ranker	S Rules 3	S Energy/NatRes/M
SSB 5264	Mazama pocket gophers	Swecker	S Rules 3	S Energy/NatRes/M
SSB 5356	Hunting cougars using dogs	Morton	S Rules 3	S Energy/NatRes/M
SB 5438	Dept of fish & wildlife land	Morton	S Rules X	S Energy/NatRes/M
SB 5478	Renewable fuel content	Holmquist Newbry	S Rules X	S Environment
SB 5779	Food service products	Chase	S Rules X	S Environment
SB 5815	Local boards of health	Fraser	S Rules X	S Environment
SB 5824	Electronic waste	Pridemore	S Rules X	S Environment
SB 5261	Manuf housing community mgrs	Hobbs	S Rules X	S FI/Hous/Ins
SB 5363	B&O tax deduction	Hobbs	S Rules X	S FI/Hous/Ins
ESB 5377	Homeowners' associations	Morton	S Rules 3	S FI/Hous/Ins
SB 5387	Self-insurance/st. risk mgr	Hobbs	S Rules X	S FI/Hous/Ins
ESSB 5433	Manu/mobile home communities	Fraser	S Rules 3	S FI/Hous/Ins
SB 5446	Manuf. housing communities	Shin	S Rules X	S FI/Hous/Ins
SB 5448	Manu/mobile home definitions	Schoesler	S Rules X	S FI/Hous/Ins
SB 5497	Manu/mobile home removal	Sheldon	S Rules 3	S FI/Hous/Ins
SB 5607	Payment of impact fees	Hobbs	S Rules X	S FI/Hous/Ins
ESB 5730	Usage-based auto insurance	Rockefeller	S Rules 3	S FI/Hous/Ins
ESSB 5798	Homeowners' associations	Fraser	S Rules 3	S FI/Hous/Ins
SB 5015	Ballot tabulation	White	S Rules X	S GovtOp & Elect

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2011 2ND SPECIAL SESSION

SB 5049	Sunshine committee	Kline	S Rules X	S GovtOp & Elect
SB 5064	Elected officials' salaries	Nelson	S Rules X	S GovtOp & Elect
ESSB 5077	Eminent domain/economic dev.	Pflug	S Rules 3	S GovtOp & Elect
SB 5165	Commissioner districts	Schoesler	S Rules X	S GovtOp & Elect
SB 5183	Native American heritage day	White	S Rules X	S GovtOp & Elect
SB 5190	Disposition of remains	Hobbs	S Rules X	S GovtOp & Elect
SSB 5244	Security alarms, crime watch	Fraser	S Rules 3	S GovtOp & Elect
SB 5265	Flood control zone districts	Swecker	S Rules 3	S GovtOp & Elect
SB 5292	Irrigation districts	Honeyford	S Rules X	S GovtOp & Elect
SB 5332	Indians/civil jurisdiction	Rockefeller	S Rules X	S GovtOp & Elect
SB 5355	Special agency meetings	Morton	S Rules X	S GovtOp & Elect
SB 5413	Frontage of a county road	Kilmer	S Rules X	S GovtOp & Elect
SSB 5417	Legislator printed materials	Becker	S Rules 3	S GovtOp & Elect
SSB 5553	Public agency web site info	Roach	S Rules 3	S GovtOp & Elect
SB 5586	Hobby vehicle restoration	Carrell	S Rules X	S GovtOp & Elect
SB 5197	Home care aides/nursing task	Keiser	S Rules X	S Hea/L-T Care
SB 5620	Dental anesthesia assistants	Becker	S Rules X	S Hea/L-T Care
SB 5324	Employment training	Shin	S Rules X	S HighEd&WorkDev
SB 5516	Higher ed equipment/payments	Tom	S Rules 3	S HighEd&WorkDev
SB 5517	Higher ed institutions	Tom	S Rules X	S HighEd&WorkDev
SSB 5519	Public contracting authority	Tom	S Rules 3	S HighEd&WorkDev
SB 5521	State university technology	Tom	S Rules 3	S HighEd&WorkDev
SB 5113	State hospitals/discharges	Hargrove	S Rules X	S HumServ/Corr
SSB 5114	Competency procedures	Hargrove	S Rules 3	S HumServ/Corr
ESSB 5605	Governmental liability	Hargrove	S Rules 3	S HumServ/Corr
SB 5634	Firearm possession	Hargrove	S Rules X	S HumServ/Corr
SB 5706	Juvenile restorative justice	Harper	S Rules X	S HumServ/Corr
ESSB 5740	Predatory guardianships	Kastama	S Rules 3	S HumServ/Corr
SB 5082	Electronic notices	Pflug	S Rules X	S Judiciary
SSB 5069	Farm labor contractor acct	Prentice	S Rules 3	S Lab/Comm/CP
SB 5259	Small wineries/tax & reports	Kline	S Rules 2	S Lab/Comm/CP
SB 5341	Notice to injured workers	Keiser	S Rules X	S Lab/Comm/CP
SB 5412	Whistleblowers/conveyance	Keiser	S Rules X	S Lab/Comm/CP
SB 5599	Contractor misclassification	Kohl-Welles	S Rules X	S Lab/Comm/CP
SB 5650	Craft distilleries' spirits	Harper	S Rules X	S Lab/Comm/CP
SB 5663	Concurrent jurisdiction	Harper	S Rules X	S Lab/Comm/CP
SB 5746	Prevailing wage affidavits	Kline	S Rules X	S Lab/Comm/CP
SSB 5128	Statewide trans. planning	Haugen	S Rules 3	S Transportation
SB 5188	Traffic control signals	Becker	S Rules X	S Transportation
SSB 5250	Design-build procedure	Haugen	S Rules 3	S Transportation
2ESSB 5251	Electric vehicle license fee	Haugen	S Rules 3	S Transportation
ESSB 5366	Off-road vehicles	Delvin	S Rules 3	S Transportation
SB 5406	State ferry system managemnt	Haugen	S Rules 2	S Transportation
SB 5771	Nontoll trans. projects	White	S Rules X	S Transportation
ESSB 5542	Cigar lounges/tobacconists	Delvin	S Rules 3	S Ways & Means
SSB 5534	Newspapers B&O taxation	Murray	S Rules 3	S Ways & Means

SSB 5576	UW & WSU construction	Kilmer	S Rules 3	S Ways & Means
SSB 5587	Property tax deferral prog.	Schoesler	S Rules 3	S Ways & Means
ESSB 5844	Local govt infrastructure	Kilmer	S Rules 3	S Ways & Means
SJM 8009	Main street fairness act	Regala	S Rules 3	S Ways & Means

**Measures moved from their current status to S Rules 2:**

<b>Bill</b>	<b>Bill Title</b>	<b>Sponsor</b>	<b>Current Bill Status</b>	<b>Move To Status</b>
SB 5079	Consumer protection act	Conway	S Rules X	S Rules 2
SB 5627	Service member civil relief	Hobbs	S Rules X	S Rules 2
SB 5649	Humane treatment of dogs	Harper	S Rules X	S Rules 2
SB 5752	Correction of defamation	Kline	S Rules X	S Rules 2
SGA 9057	Edmund I. Kiley		S Rules 2G	S Rules 2

**Measures moved from their current status to S Rules X:**

<b>Bill</b>	<b>Bill Title</b>	<b>Sponsor</b>	<b>Current Bill Status</b>	<b>Move To Status</b>
SSB 5022	Court actions/RCW 42.56.550	Kilmer	SRules 3	S Rules X
SSB 5029	Beer and wine tasting	Kohl-Welles	SRules 3	S Rules X
SB 5030	Civil judgments for assault	Hewitt	SRules 3	S Rules X
SB 5032	Water pollution committees	Pridemore	SRules 3	S Rules X
ESSB5039	Tobacco cessation treatment	Murray	SRules 3	S Rules X
SB 5046	Assault/court-related empl.	Kohl-Welles	SRules 3	S Rules X
SB 5075	Mortgage lending fraud/acct.	Fain	SRules 3	S Rules X
SB 5080	Water pollution/sewage	Sheldon	SRules 3	S Rules X
SB 5092	Long-term care oversight	Keiser	SRules 2	S Rules X
SB 5126	Govt officials' compensation	Kilmer	SRules 2	S Rules X
SB 5140	Criminal alien offenders	Hargrove	SRules 2G	S Rules X
SB 5143	Annexation/fire prot. dists	McAuliffe	SRules 3	S Rules X
SB 5148	Public health care/waiver	Keiser	SRules 2	S Rules X
SSB 5154	Vehicle prowling	Harper	SRules 3	S Rules X
SB 5161	Public corrections entities	Fain	SRules 3	S Rules X
ESB 5169	Forest land compensating tax	Rockefeller	SRules 3	S Rules X
SB 5176	Trans budget 2009-11/2011-13	Haugen	SRules 2	S Rules X
SSB 5185	Motorcycle rules/parades	Delvin	SRules 3	S Rules X
SSB 5201	Fish and wildlife department	Hargrove	SRules 3	S Rules X
SSB 5202	Sexually violent predators	Regala	SRules 3	S Rules X
ESB 5205	High capacity transp. plans	Kilmer	SRules 3	S Rules X
SSB 5222	Public port districts/levies	Kastama	SRules 3	S Rules X
ESSB 5230	Puget Sound corps	Ranker	SRules 3	S Rules X
SB 5236	Persistent offenders	Kline	SRules 2	S Rules X
SB 5260	Combination of vehicles	King	SRules 3	S Rules X
SSB 5298	Emergency messaging/state	White	SRules 3	S Rules X
SB 5327	Electronic benefit cards	Carrell	SRules 2	S Rules X
SB 5362	PUD's low-income customers	Chase	SRules 3	S Rules X
SB 5403	Innovation partnership zones	Chase	SRules 3	S Rules X
SB 5405	Ferry system efficiency	Haugen	SRules 2	S Rules X
SSB 5432	Solid fuel burning devices	Regala	SRules 3	S Rules X

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SSB 5439	Oil spills	Ranker	SRules 3	S Rules X
ESSB 5449	Stolen info technology	Brown	SRules 3	S Rules X
2SSB 5458	Medicaid fraud	Keiser	SRules 2	S Rules X
SB 5465	Safety net assessment	Keiser	SRules 2G	S Rules X
SB 5484	Health sciences authorities	Shin	SRules 3	S Rules X
SSB 5493	Cities w/ambulance utilities	Delvin	SRules 3	S Rules X
SB 5494	Plan 3 retirement systems	Brown	SRules 3	S Rules X
SB 5523	State printing	Tom	SRules 2	S Rules X
SSB 5545	Sexual exploitation/children	Delvin	SRules 3	S Rules X
SSB 5556	Social card games	Prentice	SRules 3	S Rules X
ESB 5566	Workers' compensation	Kohl-Welles	SRules 3	S Rules X
SB 5571	Anaerobic digestion	Rockefeller	SRules 2	S Rules X
ESB 5647	Columbia R. basin mgmt prog	Fraser	SRules 3	S Rules X
SSB 5671	Hospital & emer personnel	Ericksen	SRules 3	S Rules X
SB 5674	Aerospace student loans	Eide	SRules 3	S Rules X
SSB 5676	Projects of statewide signif	Kastama	SRules 3	S Rules X
SSB 5695	Local government bonds	Fraser	SRules 3	S Rules X
SSB 5785	Alaskan way/Seattle seawall	Murray	SRules 3	S Rules X
SB 5790	Crime-related boards	Hargrove	SRules 2	S Rules X
SSB 5796	Public transportation systms	Haugen	SRules 3	S Rules X
SB 5819	Guardian duties	Litzow	SRules 3	S Rules X
SB 5852	TRS and PERS plan 1	Hewitt	SRules 3	S Rules X
ESB 5873	Server equipment businesses	Prentice	SRules 3	S Rules X
SB 5875	Offender supervision	Hargrove	SRules 2	S Rules X
SB 5882	Local govt employee pensions	Schoesler	SRules 2G	S Rules X
SB 5911	Master license service prog.	Murray	SRules 2	S Rules X
SB 5920	PERS and TRS plan 1	Murray	SRules 2	S Rules X
ESSB 5924	Running start program	Zarelli	SRules 3	S Rules X
SB 5929	State medical progs/children	Keiser	SRules 2	S Rules X
SSB 5935	Adoption support payments	Hargrove	SRules 3	S Rules X
ESSB 5960	Medicaid fraud	Keiser	SRules 3	S Rules X
SJM 8011	Dam runoff, Snake & Columbia	Swecker	SRules 3	S Rules X
SJR 8202	Public officials' salaries	Zarelli	SRules 2	S Rules X
SSJR 8215	Debt reduction act of 2011	Kilmer	SRules 3	S Rules X

At 10:05 a.m., on motion of Senator Eide, the Senate adjourned until 12:00 noon, Thursday, December 8, 2011.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

Unless otherwise noted above: All measures in the possession of the Committee on Agriculture and Rural Economic Development at the conclusion of the 2011 First Special Legislative Session were referred to the Committee on Agriculture, Water and Rural Economic Development.

All measures in the possession of the Committee on Energy, Water and Environment at the conclusion of the 2011 First Special Legislative Session were referred to the Committee on Environment.

All measures in the possession of the Committee on Natural Resources and Marine Waters at the conclusion of the 2011 First Special Legislative Session were referred to the Committee on Energy, Natural Resources and Marine Waters.

MOTION





2145		5190	
Introduction & 1 <sup>st</sup> Reading .....	2	Other Action .....	3
5015		5191	
Other Action .....	2	Other Action .....	2
5022-S		5197	
Other Action .....	4	Other Action .....	3
5029-S		5201-S	
Other Action .....	4	Other Action .....	4
5030		5202-S	
Other Action .....	4	Other Action .....	4
5032		5205	
Other Action .....	4	Other Action .....	4
5039-S		5222-S	
Other Action .....	4	Other Action .....	4
5046		5230-S	
Other Action .....	4	Other Action .....	4
5049		5236	
Other Action .....	3	Other Action .....	4
5064		5244-S	
Other Action .....	3	Other Action .....	3
5069-S		5250-S	
Other Action .....	3	Other Action .....	3
5075		5251-S	
Other Action .....	4	Other Action .....	3
5077-S		5259	
Other Action .....	3	Other Action .....	3
5079		5260	
Other Action .....	4	Other Action .....	4
5080		5261	
Other Action .....	4	Other Action .....	2
5082		5264-S	
Other Action .....	3	Other Action .....	2
5092		5265	
Other Action .....	4	Other Action .....	3
5113		5292	
Other Action .....	3	Other Action .....	3
5114-S		5298-S	
Other Action .....	3	Other Action .....	4
5126		5319	
Other Action .....	4	Other Action .....	2
5128-S		5320	
Other Action .....	3	Other Action .....	2
5140		5321	
Other Action .....	4	Other Action .....	2
5142-S		5324	
Other Action .....	2	Other Action .....	3
5143		5327	
Other Action .....	4	Other Action .....	4
5148		5332	
Other Action .....	4	Other Action .....	3
5154-S		5341	
Other Action .....	4	Other Action .....	3
5161		5343-S	
Other Action .....	4	Other Action .....	2
5165		5355	
Other Action .....	3	Other Action .....	3
5169		5356-S	
Other Action .....	4	Other Action .....	2
5176		5362	
Other Action .....	4	Other Action .....	4
5183		5363	
Other Action .....	3	Other Action .....	2
5185-S		5366-S	
Other Action .....	4	Other Action .....	3
5188		5377	
Other Action .....	3	Other Action .....	2



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5387	Other Action .....	2	Other Action .....	5
5401	Other Action .....	2	5571	Other Action .....
5403	Other Action .....	4	5575	Other Action .....
5405	Other Action .....	4	5576-S	Other Action .....
5406	Other Action .....	3	5586	Other Action .....
5412	Other Action .....	3	5587-S	Other Action .....
5413	Other Action .....	3	5599	Other Action .....
5417-S	Other Action .....	3	5605-S	Other Action .....
5432-S	Other Action .....	4	5607	Other Action .....
5433-S	Other Action .....	2	5620	Other Action .....
5438	Other Action .....	2	5627	Other Action .....
5439-S	Other Action .....	5	5631	Other Action .....
5446	Other Action .....	2	5634	Other Action .....
5448	Other Action .....	2	5647	Other Action .....
5449-S	Other Action .....	5	5649	Other Action .....
5458-S2	Other Action .....	5	5650	Other Action .....
5465	Other Action .....	5	5663	Other Action .....
5478	Other Action .....	2	5669-S2	Other Action .....
5484	Other Action .....	5	5671-S	Other Action .....
5493-S	Other Action .....	5	5674	Other Action .....
5494	Other Action .....	5	5676-S	Other Action .....
5497	Other Action .....	2	5695-S	Other Action .....
5516	Other Action .....	3	5706	Other Action .....
5517	Other Action .....	3	5730	Other Action .....
5519-S	Other Action .....	3	5740-S	Other Action .....
5521	Other Action .....	3	5746	Other Action .....
5523	Other Action .....	5	5752	Other Action .....
5534-S	Other Action .....	3	5771	Other Action .....
5542-S	Other Action .....	3	5779	Other Action .....
5545-S	Other Action .....	5	5785-S	Other Action .....
5553-S	Other Action .....	3	5790	Other Action .....
5556-S	Other Action .....	5	5796-S	Other Action .....
5566	Other Action .....	5	5798-S	Other Action .....

5815	Other Action.....2	5974	Introduction & 1 <sup>st</sup> Reading..... 1
5819	Other Action.....5	5975	Introduction & 1 <sup>st</sup> Reading..... 1
5823	Other Action.....2	5976	Introduction & 1 <sup>st</sup> Reading..... 1
5844-S	Other Action.....4	5977	Introduction & 1 <sup>st</sup> Reading..... 1
5852	Other Action.....5	5978	Introduction & 1 <sup>st</sup> Reading..... 1
5873	Other Action.....5	5979	Introduction & 1 <sup>st</sup> Reading..... 1
5875	Other Action.....5	5980	Introduction & 1 <sup>st</sup> Reading..... 1
5882	Other Action.....5	5981	Introduction & 1 <sup>st</sup> Reading..... 1
5911	Other Action.....5	5982	Introduction & 1 <sup>st</sup> Reading..... 1
5920	Other Action.....5	5983	Introduction & 1 <sup>st</sup> Reading..... 2
5924-S	Other Action.....5	8009	Other Action ..... 4
5929	Other Action.....5	8011	Other Action ..... 5
5935-S	Other Action.....5	8202	Other Action ..... 5
5960-S	Other Action.....5	8215-S	Other Action ..... 5
5973	Introduction & 1 <sup>st</sup> Reading ..... 1	9057	Other Action ..... 4