

FIFTH DAY**MORNING SESSION**

Senate Chamber, Olympia, Friday, January 13, 2012

The Senate was called to order at 10:00 a.m. by President Owen. The Secretary called the roll and announced to the President that all Senators were present with the exception of Senators Baumgartner, Ericksen, Fain, Hill, Honeyford, Litzow, Morton, Prentice and Zarelli.

The Sergeant at Arms Color Guard consisting of Pages Nicholes Magill and Jacob Moushey, presented the Colors. Pastor Tim Heffer of Hidden Creek Community Church of Olympia 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

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

REPORTS OF STANDING COMMITTEES

January 12, 2012

SSB 5244 Prime Sponsor, Committee on Government Operations, Tribal Relations & Elections: Addressing law enforcement crime prevention efforts regarding security alarm systems and crime watch programs for residential and commercial locations. Reported by Committee on Government Operations, Tribal Relations & Elections

MAJORITY recommendation: That Second Substitute Senate Bill No. 5244 be substituted therefor, and the second substitute bill do pass. Signed by Senators Pridemore, Chair; Swecker; Benton; Chase; Nelson and Roach.

Passed to Committee on Rules for second reading.

January 12, 2012

SB 5355 Prime Sponsor, Senator Morton: Regarding notice requirements for special meetings of public agencies. Reported by Committee on Government Operations, Tribal Relations & Elections

MAJORITY recommendation: That Second Substitute Senate Bill No. 5355 be substituted therefor, and the second substitute bill do pass. Signed by Senators Pridemore, Chair; Swecker; Benton; Chase and Nelson.

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

Passed to Committee on Rules for second reading.

January 12, 2012

SB 5413 Prime Sponsor, Senator Kilmer: Allowing a majority of landowners to petition the county legislative authority to vacate and abandon the frontage of a county road. Reported by Committee on Government Operations, Tribal Relations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Pridemore, Chair; Swecker; Benton; Chase; Nelson and Roach.

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

SB 6165 by Senators Hargrove, Swecker, Ranker, Pridemore, Nelson, Rolfes and Shin

AN ACT Relating to creating flexible conservation futures taxing districts; and adding a new chapter to Title 36 RCW.

Referred to Committee on Ways & Means.

SB 6166 by Senators Tom, Keiser, Kohl-Welles, Kline, Hobbs and Nelson

AN ACT Relating to cigarette tax revenue for tobacco usage prevention and treatment programs; amending RCW 82.24.020 and 43.79.480; and providing an effective date.

Referred to Committee on Ways & Means.

SB 6167 by Senators Kohl-Welles, Padden, Roach and Chase

AN ACT Relating to criminal identification system information for entities providing emergency shelter, interim housing, or transitional housing; amending RCW 43.43.832; and reenacting and amending RCW 43.43.830.

Referred to Committee on Human Services & Corrections.

SB 6168 by Senators Ranker, Litzow, Hargrove, Hatfield and Shin

AN ACT Relating to setting a deadline for developing guidance for the siting of renewable energy facilities in the state's marine waters; and amending RCW 43.21F.062.

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

SB 6169 by Senators Ranker, Litzow, Hargrove and Chase

AN ACT Relating to the ocean policy advisory council; amending RCW 43.143.020; adding new sections to chapter 43.143 RCW; and creating a new section.

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

SB 6170 by Senators Ranker, Hargrove, King, Hatfield, Harper, Shin and Conway

AN ACT Relating to the working waterfront redevelopment jobs act; amending RCW 77.55.021, 90.58.147, and 90.58.355; reenacting and amending RCW 43.21B.110 and 43.21B.110; adding a new section to chapter 77.55 RCW; adding a new section to chapter 79.105 RCW; creating new sections; providing an effective date; and providing an expiration date.

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

SB 6171 by Senators Haugen, King and Shin

AN ACT Relating to the weight limitation for certain vessels exempt from the pilotage act; and amending RCW 88.16.070.

Referred to Committee on Transportation.

SB 6172 by Senators Benton, Hobbs, Prentice, Keiser, Fain and Chase

AN ACT Relating to franchise investment protection; and amending RCW 19.100.010, 19.100.020, 19.100.030, 19.100.040, 19.100.070, 19.100.080, 19.100.090, 19.100.184, 19.100.130, and 19.100.248.

Referred to Committee on Business & Financial Services.

SB 6173 by Senators Hobbs, Benton, Prentice, Keiser and Fain

AN ACT Relating to making technical corrections, modernizing statutes, and streamlining enforcement authorities of nondepository institutions regulated by the department of financial institutions; amending RCW 31.04.027, 31.04.065, 31.04.093, 31.04.145, 31.04.224, 31.45.010, 31.45.070, 31.45.105, 31.45.110, 19.146.200, and 19.144.020; reenacting and amending RCW 31.04.025; adding a new section to chapter 31.45 RCW; adding a new section to chapter 19.146 RCW; adding new sections to chapter 18.44 RCW; and adding new sections to chapter 19.230 RCW.

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 6174 by Senators Conway, Pflug, Keiser, Pridemore, Roach and Chase

AN ACT Relating to expanding the types of medications that a public or private school employee may administer to include topical medication, eye drops, and ear drops; and amending RCW 28A.210.260 and 28A.210.270.

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

SB 6175 by Senators Pridemore, Swecker, Prentice, Shin, Sheldon, Kline and Chase

AN ACT Relating to establishing a government-to-government relationship between state government and federally recognized Indian tribes; and adding a new chapter to Title 43 RCW.

Referred to Committee on State Government & Tribal Affairs.

SB 6176 by Senators Kilmer, Hobbs, Rolfes, Shin and Zarelli

AN ACT Relating to improving the business climate in this state by simplifying state and local tax and licensing systems; amending RCW 35.102.020, 35.102.030, 35.102.040, 35.102.050, 35.102.120, 35.102.140, 35.102.160, 35.102.130, 82.14A.020, 82.04.462, 15.13.250, 15.13.250, 15.13.280, 15.13.290, 15.49.011, 15.49.380, 15.49.390, 15.54.275, 15.58.180, 15.58.235, 18.44.031, 18.64.044, 19.02.010, 19.02.030, 19.02.035, 19.02.070, 19.02.075, 19.02.080, 19.02.085, 19.02.090, 19.02.100, 19.02.110, 19.02.115, 19.02.210, 19.02.310, 19.02.800, 19.02.890, 19.80.010, 19.80.075, 19.94.2582, 35.21.392, 35.21.392, 35A.21.340, 36.110.130, 43.22.035, 46.72A.020, 50.12.290, 59.30.050, 59.30.090, 69.25.050, 69.25.060, 70.290.030, 76.48.121, 82.24.510, 82.24.520, 82.26.150, 90.76.010, 90.76.020, 82.04.060, 82.04.230, 82.04.240, 82.04.255, 82.04.260, 82.04.280, 82.04.285, 82.04.290, 35.102.150, 48.14.080, 82.04.051, 82.04.257, 82.04.261, 82.04.270, 82.04.29001, 82.04.29002, 82.04.293, 82.04.297, 82.04.298, 82.04.334, 82.04.360, 82.04.440, 82.04.4451, 82.04.44525, 82.04.4463, 82.04.4483, 82.04.460, 82.04.540, 82.04.620, 82.08.806, 82.16.100, 82.32.045, 82.32.533, 82.45.195, 35.102.070, 35.102.080, 35.102.090, and 35.102.145; reenacting and amending RCW 15.58.030, 18.64.011, 19.02.020, 19.94.015, 69.25.020, 82.04.250, 82.32.790, 82.32.080, 34.05.328, and 43.84.092; adding new sections to chapter 35.102 RCW; adding a new section to chapter 19.02 RCW; adding a new section to chapter 19.80 RCW; adding a new section to chapter 70.290 RCW; adding new sections to chapter 82.04 RCW; adding a new section to chapter 82.16 RCW; adding a new chapter to Title 35 RCW; creating new sections; repealing RCW 19.02.220, 19.02.810, 19.80.065, 43.24.160, 82.04.2404, 82.04.272, 82.04.2905, 82.04.2906, 82.04.2907, 82.04.2908, 82.04.2909, and 82.04.294; repealing 2010 c 114 s 104; repealing 2003 c 149 s 3; repealing 2010 c 106 s 206; repealing 2009 c 461 s 3; repealing 2006 c 300 s 7; repealing 2003 c 149 s 4; prescribing penalties; providing effective dates; providing a contingent effective date; and providing an expiration date.

Referred to Committee on Ways & Means.

SB 6177 by Senators McAuliffe, Ranker, Shin and Eide

AN ACT Relating to evaluating certificated employees; amending RCW 28A.405.100, 28A.405.120, and 28A.405.130; adding a new section to chapter 28A.405 RCW; and adding a new section to chapter 28A.410 RCW.

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

SB 6178 by Senators Keiser, Conway, Shin, Frockt, Kline, Pflug and Chase

AN ACT Relating to furthering state implementation of the health benefit exchange and related provisions of the

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affordable care act; amending RCW 48.42.010, 48.42.020, 43.71.030, 43.71.060, 48.41.060, 48.41.110, and 48.41.170; reenacting and amending RCW 48.43.005; adding new sections to chapter 48.43 RCW; adding a new section to chapter 43.71 RCW; adding new sections to chapter 48.41 RCW; repealing RCW 48.43.018, 48.41.020, 48.41.100, and 48.41.200; prescribing penalties; providing an effective date; and declaring an emergency.

AN ACT Relating to bid requirements for schools purchasing Washington grown foods and other goods; and amending RCW 28A.335.190.

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

Referred to Committee on Health & Long-Term Care.

SB 6179 by Senators Kastama, Carrell, Regala and Kilmer

SB 6184 by Senators Morton, Baumgartner, Hill, Fain, Litzow, Swecker and Padden

AN ACT Relating to voluntary donations to support state parks; and amending RCW 46.16A.090.

AN ACT Relating to the possession and manufacture of equipment for public safety and military personnel; amending RCW 9.41.250; adding a new section to chapter 9.41 RCW; and prescribing penalties.

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

Referred to Committee on Judiciary.

SB 6185 by Senators Hobbs, Keiser, Pridemore, Nelson, Chase, Kline, Frockt, Ranker, Harper, Tom, Conway, Kohl-Welles and Murray

SB 6180 by Senators Swecker, Nelson and Sheldon

AN ACT Relating to reducing costs and inefficiencies in elections; amending RCW 29A.04.235, 29A.04.240, 29A.08.030, 29A.08.110, 29A.08.125, 29A.08.610, 29A.08.620, 29A.12.130, 29A.32.070, 29A.32.210, 29A.32.241, 29A.32.280, 29A.52.220, 29A.60.165, 29A.64.061, 29A.72.010, 29A.72.025, 29A.72.070, and 29A.76.030; adding a new section to chapter 29A.08 RCW; recodifying RCW 29A.04.240; repealing RCW 29A.32.031, 29A.32.032, 29A.32.036, 29A.32.080, and 29A.52.011; and declaring an emergency.

AN ACT Relating to preserving health insurance coverage for the voluntary termination of a pregnancy by requiring health plans issued on or after June 7, 2012, that provide coverage for maternity care or services to provide a covered person with substantially equivalent coverage to permit the voluntary termination of a pregnancy, by prohibiting a health plan from limiting in any way a woman's access to services related to the voluntary termination of a pregnancy other than terms and conditions generally applicable to the health plan's coverage of maternity care or services including applicable cost sharing, by not limiting in any way a woman's constitutionally or statutorily protected right to voluntarily terminate a pregnancy, by clarifying that health plans are not required to cover abortions that would be unlawful under RCW 9.02.120, and by providing an exemption for a multistate plan that does not cover the voluntary termination of pregnancies under federal law; and adding a new section to chapter 48.43 RCW.

Referred to Committee on Government Operations, Tribal Relations & Elections.

Referred to Committee on Health & Long-Term Care.

SB 6181 by Senators Keiser, Benton and Hobbs

AN ACT Relating to insurers and insurance products; amending RCW 4.28.080, 48.05.440, 48.06.040, 48.17.010, 48.38.010, 48.38.020, 48.38.050, 48.43.310, 48.85.010, 48.85.020, 48.125.050, 48.17.380, 43.70.235, 48.20.435, 48.43.018, 48.44.215, 48.46.325, 48.43.530, 48.43.535, 48.46.030, 48.46.040, 48.41.110, and 48.43.510; reenacting and amending RCW 48.43.005 and 48.46.020; and repealing RCW 48.19.450.

SB 6186 by Senator Swecker

AN ACT Relating to limitations on the taxing authority of counties for emergency medical services; and amending RCW 84.52.069.

Referred to Committee on Financial Institutions, Housing & Insurance.

Referred to Committee on Government Operations, Tribal Relations & Elections.

SB 6182 by Senators Morton, Hargrove, Padden, Pflug, Delvin, Ericksen and Roach

SB 6187 by Senators Pflug, Harper and Frockt

AN ACT Relating to clarifying the circumstances when a confession, admission, or other statement of a criminal defendant may support a conviction; and amending RCW 10.58.035.

AN ACT Relating to claims against the state and governmental entities arising out of tortious conduct; and amending RCW 4.92.100 and 4.96.020.

Referred to Committee on Judiciary.

Referred to Committee on Judiciary.

SB 6183 by Senators Morton, Schoesler, Ericksen and Roach

SB 6188 by Senators Ranker, Morton, Chase, Swecker, Shin and Kline

AN ACT Relating to clarifying procedures for appealing the adoption of a local shoreline master program by ensuring consistency with existing procedural provisions of the growth management act, chapter 36.70A RCW, the administrative

procedure act, chapter 34.05 RCW, and the state environmental policy act, chapter 43.21C RCW; and amending RCW 90.58.190.

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

SB 6189 by Senator Ericksen

AN ACT Relating to the taxation of amusement and recreation services involving amateur sports; amending RCW 82.04.050; adding a new section to chapter 82.04 RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; and providing an effective date.

Referred to Committee on Ways & Means.

SB 6190 by Senator Ericksen

AN ACT Relating to urban growth areas; and amending RCW 36.70A.110.

Referred to Committee on Government Operations, Tribal Relations & Elections.

SB 6191 by Senator Ericksen

AN ACT Relating to sales and use taxes related to state transportation projects; amending RCW 47.46.060; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; and declaring an emergency.

Referred to Committee on Transportation.

SB 6192 by Senator Ericksen

AN ACT Relating to defining terms under the growth management act; and reenacting and amending RCW 36.70A.030.

Referred to Committee on Government Operations, Tribal Relations & Elections.

SB 6193 by Senator Ericksen

AN ACT Relating to using population projections for growth management purposes; and amending RCW 36.70A.110.

Referred to Committee on Government Operations, Tribal Relations & Elections.

SB 6194 by Senators Prentice, Swecker and Shin

AN ACT Relating to the administration of medical expense plans for state government retirees; and reenacting and amending RCW 41.04.340.

Referred to Committee on Government Operations, Tribal Relations & Elections.

SB 6195 by Senators Hatfield, Swecker, King, Regala, Ranker, Fraser, Honeyford and Shin

AN ACT Relating to replacing encumbered state forest lands for the benefit of multiple participating counties; amending

RCW 79.02.010, 79.64.100, 79.64.110, and 79.22.060; reenacting and amending RCW 43.30.385; adding new sections to chapter 79.22 RCW; and creating a new section.

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

SB 6196 by Senators Harper and Ericksen

AN ACT Relating to identifying wineries, breweries, and microbreweries on private labels; and reenacting and amending RCW 66.28.310.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 6197 by Senators Conway, Parlette, Keiser and Becker

AN ACT Relating to including pharmacists in the legend drug act; and reenacting and amending RCW 69.41.030.

Referred to Committee on Health & Long-Term Care.

SB 6198 by Senators Pridemore, Swecker and Conway

AN ACT Relating to centralizing the authority and responsibility for the development, process, and oversight of state procurement of goods and services; amending RCW 43.19.005, 43.19.725, and 43.19.727; adding a new chapter to Title 39 RCW; recodifying RCW 43.19.1932, 43.19.530, 43.19.534, 43.19.535, 43.19.536, 43.19.538, 43.19.539, 43.19.700, 43.19.702, 43.19.704, 43.19.797, and 39.29.052; repealing RCW 43.19.180, 43.19.185, 43.19.190, 43.19.1901, 43.19.1905, 43.19.19052, 43.19.1906, 43.19.1908, 43.19.1911, 43.19.1913, 43.19.1914, 43.19.1915, 43.19.1937, 43.19.1939, and 43.19.200; and providing an effective date.

Referred to Committee on Government Operations, Tribal Relations & Elections.

SB 6199 by Senators Roach and Kline

AN ACT Relating to modifying the penalty for false swearing by a beneficiary; amending RCW 61.24.030, 9.38.020, and 9A.72.040; and prescribing penalties.

Referred to Committee on Judiciary.

SB 6200 by Senator Nelson

AN ACT Relating to reconvening a stock water working group; creating a new section; and providing an expiration date.

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

SB 6201 by Senator Nelson

AN ACT Relating to the business and occupation taxation of newspapers and local interest web sites; amending RCW 82.04.214 and 82.04.260; and providing an effective date.

Referred to Committee on Ways & Means.

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SB 6202 by Senators Tom, Litzow, Baumgartner, Kastama, Hobbs, Fain, Ericksen, Hill, Becker, Delvin, King, Hatfield, Hewitt, Sheldon, Swecker and Pflug

AN ACT Relating to establishing alternative forms of governance for certain public schools; amending RCW 28A.150.010 and 28A.310.140; reenacting and amending RCW 41.05.011; adding a new section to chapter 41.32 RCW; adding a new section to chapter 41.35 RCW; adding a new section to chapter 41.40 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 28A.315 RCW; adding a new section to chapter 28A.323 RCW; adding a new section to chapter 28A.343 RCW; adding new chapters to Title 28A RCW; and creating a new section.

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

SB 6203 by Senators Tom, Litzow, Hobbs, Kastama, Shin, Baumgartner, Fain, Hill, King, Parlette, Delvin, Hatfield, Hewitt, Sheldon, Murray, Swecker, Frockt and Pflug

AN ACT Relating to implementing and using the results of educator evaluation systems; amending RCW 28A.405.100, 28A.405.140, and 28A.405.220; adding a new section to chapter 28A.405 RCW; creating a new section; and providing an effective date.

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

MOTION

On motion of Senator Eide, all measures listed on the Introduction and First Reading report were referred to the committees as designated with the exception of Senate Bill No. 6191 which was referred to the Committee on Ways & Means.

MOTION

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

MOTION

Senator Eide moved adoption of the following resolution:

SENATE RESOLUTION
8666

By Senators Eide and Schoesler

WHEREAS, The Senate adopted permanent rules for the 2011-2013 biennium under Engrossed Senate Resolution 8604 as amended by Senate Resolution 8611 and Senate Resolution 8662; and

WHEREAS, The notice requirements set forth in Senate Rule 35 have been satisfied; and

WHEREAS, The Senate desires to make changes to committee rules concerning minority reports and to rules pertaining to introduction of bills;

NOW, THEREFORE, BE IT RESOLVED, That Rules 45 and 56 are amended as follows:

"Rule 45. 1. At least five days notice shall be given of all public hearings held by any committee other than the rules

committee. Such notice shall contain the date, time and place of such hearing together with the title and number of each bill, or identification of the subject matter, to be considered at such hearing. By a majority vote of the committee members present at any committee meeting such notice may be dispensed with. The reason for such action shall be set forth in a written statement preserved in the records of the meeting.

2. No committee may hold a public hearing during a regular or extraordinary session on a proposal identified as a draft unless the draft has been made available to the public at least twenty-four hours prior to the hearing. This rule does not apply during the five days prior to any cutoff established by concurrent resolution nor does it apply to any measure exempted from the resolution.

3. During its consideration of or vote on any bill, resolution or memorial, the deliberations of any committee or subcommittee of the senate shall be open to the public. In case of any disturbance or disorderly conduct at any such deliberations, the chair shall order the sergeant at arms to suppress the same and may order the meeting closed to any person or persons creating such disturbance.

4. No committee shall amend a measure, adopt a substitute bill, or vote upon any measure or appointment absent a quorum. A committee may conduct a hearing absent a quorum. A majority of any committee shall constitute a quorum and committees shall be considered to have a quorum present unless the question is raised. Any question as to quorum not raised at the time of the committee action is deemed waived.

5. Bills reported to the senate from a standing committee must have a majority report, which shall be prepared upon a printed standing committee report form; shall be adopted at a regularly or specially called meeting during a legislative session and shall be signed by a majority of the committee; and shall carry only one of the following recommendations:

- a. Do pass;
- b. Do pass as amended;
- c. That a substitute bill be substituted therefor, and the substitute bill do pass; or
- d. Without recommendation.

In addition to one of the above-listed recommendations, a report may also recommend that a bill be referred to another committee.

6. A majority report of a committee must carry the signatures of a majority of the members of the committee. In the event a committee has a quorum pursuant to subsection 4 of this rule, a majority of the members present may act on a measure, subject to obtaining the signatures of a majority of the members of the committee on the majority report.

7. Any measure, appointment, substitute bill, or amendment still within a committee's possession before it has been reported out to the full senate may be reconsidered to correct an error, change language, or otherwise accurately reflect the will of the committee in its majority and minority reports to the full senate. Any such reconsideration may be made at any time, by any member of the committee, provided that the committee has not yet reported the measure, appointment, substitute bill, or amendment out to the full senate. Any such reconsideration made after a vote has been taken or signatures obtained will require a new vote and signature sheet. Any measure which does not receive a majority vote of the members present may be reconsidered at that meeting and may again be considered upon motion of any committee member if one day's notice of said motion is provided to all committee members. For purposes of this rule, a committee is deemed to have reported a measure, appointment, substitute bill, or amendment out when it has delivered its majority and minority reports to the senate workroom. After such delivery, the committee no longer has possession of the measure, appointment, substitute bill, or amendment and no further committee action, including reconsideration, may be taken.

8. Any member of the committee not concurring in the majority report may sign a minority report containing a recommendation of "do not pass" or "without recommendation," which shall be signed by those members of the committee subscribing thereto, and submitted with the majority report. Unless the signatory of a minority report expressly indicates a "do not pass" recommendation, the member's vote shall be deemed to be "without recommendation." In every case where a majority report form is circulated for signature, a minority report form shall also be circulated.

9. When a committee reports a substitute for an original bill with the recommendation that the substitute bill do pass, it shall be in order to read the substitute bill the first time and have the same ordered printed.

A motion for the substitution of the substitute bill for the original bill shall not be in order until the committee on rules places the original bill on the second reading calendar.

10. No vote in any committee shall be taken by secret ballot nor shall any committee have a policy of secrecy as to any vote on action taken in such committee.

11. All reports of standing committees must be on the secretary's desk one hour prior to convening of the session in order to be read at said session. During any special session of the legislature, this rule may be suspended by a majority vote."

"Rule 56. All bills, joint resolutions and joint memorials introduced shall be endorsed with a statement of the title and the name of the member introducing the same. Any member desiring to introduce a bill, joint resolution or joint memorial shall file the same with the secretary of the senate by noon of the day before the convening of the session at which said bill, joint resolution or joint memorial is to be introduced.

~~((After the expiration of deadlines for bill introductions provided for by resolution, no bill shall be introduced, except as the legislature shall direct))~~ To be considered during a regular session, a bill must be introduced at least ten days before final adjournment of the legislature, unless the legislature directs otherwise by a vote of two-thirds of all the members elected to each house, said vote to be taken by yeas and nays and entered upon the journal ~~(, or unless the same be at a special session)~~. The time limitation for introduction of bills shall not apply to substitute bills reported by standing committees for bills pending before such committees and general appropriation and revenue bills. (See also Art. 2, Sec. 36, State Constitution.)"

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8666.

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

MOTION

Senator Frockt moved adoption of the following resolution:

SENATE RESOLUTION 8665

By Senators Frockt, Kohl-Welles, Schoesler, Holmquist Newbry, Fraser, Harper, Benton, Pridemore, Kline, Kastama, McAuliffe, Parlette, Sheldon, Brown, Tom, Rolfes, Conway, Delvin, Nelson, Hobbs, Hatfield, Padden, Hewitt, Hargrove, Eide, Shin, Regala, Haugen, Kilmer, Pflug, and Ranker

WHEREAS, Scott White was a devoted husband, father, legislator, public servant, and a proud son of the State of Washington until his untimely death on October 21, 2011, at the age of 41; and

WHEREAS, Scott White's tragic death shocked and saddened all who had the privilege to know and work with him; and

WHEREAS, Scott White's career was marked by a love of family and community and a passion for public service; and

WHEREAS, Scott White was educated in the Olympia, Washington public school system, beginning a relationship with the school system that paved the way for his becoming one of Washington's leading advocates in the field of public education; and

WHEREAS, Scott White's career of public service began shortly after graduation from Western Washington University and the completion of postgraduate work at the University of Washington; and

WHEREAS, Scott White's love of public service led him to serve as an analyst and senior manager with King County, Washington and the State of Washington; and

WHEREAS, The call to service led Scott White to run for and win election to the Washington State House of Representatives in the 46th Legislative District in 2008; and

WHEREAS, Scott White served with distinction in the Washington State House until being appointed to the Washington State Senate in the 46th Legislative District in 2010; and

WHEREAS, Scott White served with distinction in the Washington State Senate as the Majority Whip, Vice Chair of the Senate Committee on Transportation, member of the Senate Committee on Higher Education & Workforce Development, and member of the Senate Rules Committee until his death; and

WHEREAS, Scott White repeatedly and dutifully argued for the best interests of his constituents in the 46th Legislative District, the City of Seattle, King County, and the people of Washington State; and

WHEREAS, Scott White's advocacy for Washington's public schools in general and Seattle Public Schools in particular are deserving of recognition and memorialization within the Seattle School District to ensure that his legacy lives on; and

WHEREAS, Scott White's passion for public service was in evidence outside of the Senate chambers as he served on the Board of Trustees for Humanities Washington and on the Public Policy Committee for the United Way of King County; and

WHEREAS, Scott White's love of family, love of state, and love of service should serve as a model for all and a monument to a lifetime of selfless work to better the lives of the people of the 46th Legislative District, the City of Seattle, King County, and the people of Washington State;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate honor the lifetime and accomplishments of our former colleague, Senator Scott White, and pledge to dedicate ourselves and our work in the 2012 Legislative session to his memory.

Senators Frockt, Hewitt, Brown, King, Eide, Shin, Kohl-Welles, Hobbs and Haugen spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8665.

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

INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced Mrs. Allison White and Clair and Barrett White who was seated at the rostrum.

PERSONAL PRIVILEGE

Senator Brown: "Thank you Mr. President and members of the Senate. I wanted to explain, we will be in session on Monday on Martin Luther King Day.as we always are but I wanted to let

FIFTH DAY, JANUARY 13, 2012

you know that for the first time in two decades of being in elected office I will not be with you. I'm going to take the opportunity to observe this day with my community in Spokane. On that day I'll join with them, you and others to reflect on the life and legacy of Reverend Martin Luther King, Jr. Spokane, one year ago, went through a very difficult time and we remain united in condemning the attempted attack on our community during our display of unity and peace in the march last year. With thousands of people attending the parade last year's thwarted bomb attack sent a strong message that violence has no place in our community or in any community. While it's hard for many of us to understand the motivation of someone who attempts to carry out this kind of attack, we can all celebrate the vigilance and swift response in which members of our community took actions to keep us safe. My sincere thanks and appreciation goes out to our local state and Federal law Enforcement the Eastern Washington Office of the U. S. Attorney and of course the three individuals whose vigilance, who were temporarily working for the public facilities district, and whose vigilance on the route noticed the suspicious back pack and took action. We can all recall Dr. King's words some forty-nine years ago when he stood at our Nations' Capitol and said, 'we cannot walk alone and as we walk we must make the pledge that we shall always march ahead. We cannot turn back.' This year more than most we consider those words and his unwavering commitment in the face of tyranny oppression as synonymous with peace and equality. If you would care to visit

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my office I have art work by Spokane artist Ben Joyce and it is entitled 'Sixteen thousand five hundred and eighty two days to a Symphony of brotherhood; which commemorates the number of days from that amazing speech of Dr. King to the swearing in of our first African-American President. So on Monday, I will be contemplating far we've come and on the one year anniversary of this attempted bombing in Spokane how fare we still have to go. Thank you Mr. President. I encourage my fellow Senators and every citizen to envision the kind of world which Dr. King yearned for, one of equality and justice where our differences are settled through dialogue and debate and not with violence. Thank you.'

MOTION

At 10:46 p.m., on motion of Senator Eide, the Senate adjourned until 12:00 noon, Monday, January 16, 2012.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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