

**EIGHTY SECOND DAY**

**MORNING SESSION**

Senate Chamber, Olympia, Friday, April 5, 2013

The Senate was called to order at 9:00 a.m. by President Owen. No roll call was taken.

**MOTION**

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

**MOTION**

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

**REPORTS OF STANDING COMMITTEES**

April 4, 2013

SB 5034 Prime Sponsor, Senator Hill: Making 2013-2015 operating appropriations. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5034 be substituted therefor, and the substitute bill do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Baumgartner, Vice Chair; Bailey; Becker; Braun; Dammeier; Fraser; Hargrove, Ranking Member; Hatfield; Hewitt; Nelson, Assistant Ranking Member; Parlette; Rivers; Schoesler and Tom.

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

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Keiser; Murray; Padden and Ranker.

Passed to Committee on Rules for second reading.

April 4, 2013

SB 5883 Prime Sponsor, Senator Baumgartner: Providing for more equitable funding of public higher education. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5883 be substituted therefor, and the substitute bill do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Baumgartner, Vice Chair; Bailey; Braun; Dammeier; Hewitt; Padden; Parlette; Rivers; Schoesler and Tom.

MINORITY recommendation: Do not pass. Signed by Senators Conway; Fraser; Hargrove, Ranking Member; Hasegawa; Hatfield; Kohl-Welles; Murray; Nelson, Assistant Ranking Member.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Becker; Keiser and Ranker.

Passed to Committee on Rules for second reading.

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SB 5891 Prime Sponsor, Senator Hill: Concerning state technology expenditures. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5891 be substituted therefor, and the substitute bill do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Baumgartner, Vice Chair; Bailey; Becker; Braun; Dammeier; Hargrove, Ranking Member; Hewitt; Padden; Parlette; Rivers; Schoesler and Tom.

MINORITY recommendation: Do not pass. Signed by Senators Conway; Fraser; Hasegawa; Hatfield; Kohl-Welles; Murray; Nelson, Assistant Ranking Member.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Keiser and Ranker.

Passed to Committee on Rules for second reading.

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SB 5895 Prime Sponsor, Senator Hill: Funding education. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5895 be substituted therefor, and the substitute bill do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Baumgartner, Vice Chair; Bailey; Becker; Braun; Dammeier; Hargrove, Ranking Member; Hewitt; Padden; Parlette; Rivers; Schoesler and Tom.

MINORITY recommendation: Do not pass. Signed by Senators Conway; Fraser; Hasegawa; Hatfield; Kohl-Welles; Murray; Nelson, Assistant Ranking Member and Ranker.

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

Passed to Committee on Rules for second reading.

**MOTION**

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

**MOTION**

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

**INTRODUCTION AND FIRST READING**

SB 5901 by Senators Litzow and Tom

AN ACT Relating to education; amending RCW 28A.150.520, 28A.300.118, 28A.300.150, 28A.405.106, 28A.655.061, 39.35D.040, 28A.400.200, 28A.150.260, 28A.160.192, 28A.655.180, 28A.655.180, 28A.600.015, 28A.600.020, 28A.600.410, 28A.300.046, 28A.300.042, and 28A.300.507; adding new sections to chapter 28A.655 RCW;

adding a new section to chapter 28A.150 RCW; adding a new section to chapter 28A.400 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.600 RCW; creating new sections; repealing RCW 28A.400.201, 28A.220.050, 28A.220.080, 28A.230.150, and 28A.320.185; making appropriations; providing effective dates; providing expiration dates; and declaring an emergency.

Referred to Committee on Ways & Means.

#### MOTION

On motion of Senator Fain, the measure listed on the Introduction and First Reading report was referred to the committee as designated.

#### MOTION

At 9:01 a.m., on motion of Senator Fain, the Senate was declared to be at ease subject to the call of the President.

The Senate was called to order at 10:08 a.m. by the President Pro Tempore.

The Secretary called the roll and announced to the President that all Senators were present with the exception of Senators Carrell and McAuliffe.

The Sergeant at Arms Color Guard consisting of Pages McKenna Lautenbach and Thomas Skinner Badart, presented the Colors. Most Rev. Joseph J. Tyson, Bishop, Diocese of Yakima of the Roman Catholic Church, offered the prayer.

The President assumed the chair.

#### INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced His Excellency Claudio Bisogniero, Ambassador of the Republic of Italy to the United States; Consul General of Italy in San Francisco, the Honorable Mauro Battocchi; and Honorary Consul of Italy in Seattle, the Honorable Franco Tesorieri who were present at the rostrum. With the permission of the Senate, business was suspended to allow Ambassador Bisogniero to address the Senate.

#### REMARKS BY AMBASSADOR CLAUDIO BISOGNIERO

Ambassador Claudio Bisogniero: "Thank you so much Mr. Lt. Governor General. It's a great pleasure and a great honor for me to be here today in this great building. It happens to be the first time that an Italian Ambassador visits state of Washington since 1978 and that is really too long. I think that we have great opportunities to work together. I think here about the trade and investment area. There's some great companies in this state and high tech areas. We in Italy have a major industrial bases and we want to do more. We want to work together to find ways in which companies in this state, Italian companies can develop more business and more investments in important areas. Aerospace is one that comes to my mind but also IT and also for instance bio tech and clean energy. These are all areas of which we have a huge potential and that's what it's all about at the end of the day, stimulating the economy and job creation which is something very important I guess for my country but also for this great state. Another issue I'd like to mention very briefly is that we have designated 2013 as 'the Year of the Italian Culture in the United

States' so we are organizing many events throughout the nation, many American cities with American museums, universities, opera houses and so on and so forth. We want, through this great initiative, 2013 the Year of the Italian Culture in the United States to showcase the great Italian artistic and culture tradition that we're all familiar with, painting, sculptures and opera and music but also at the same time to showcase the Italy of today and the Italy of tomorrow, Italy's creativity and innovations so we will do events in science, design and technology. So, once again, I believe we have some great potential and I think that we can, through trade and investment, through culture, build some much stronger relationship between this great state of Washington and the Republic of Italy. Thank you very much for your attention. It's a pleasure to be here."

#### MOTION

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

#### THIRD READING CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

#### MOTION

Senator Shin moved that Diana Clay, Gubernatorial Appointment No. 9011, be confirmed as a member of the Board of Trustees, Edmonds Community College District No. 23.

#### APPOINTMENT OF DIANA CLAY

The President declared the question before the Senate to be the confirmation of Diana Clay, Gubernatorial Appointment No. 9011, as a member of the Board of Trustees, Edmonds Community College District No. 23.

The Secretary called the roll on the confirmation of Diana Clay, Gubernatorial Appointment No. 9011, as a member of the Board of Trustees, Edmonds Community College District No. 23 and the appointment was confirmed by the following vote: Yeas, 46; Nays, 0; Absent, 3; Excused, 0.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Cleveland, Conway, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Ranker, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Absent: Senators Carrell, Dammeier and McAuliffe

Diana Clay, Gubernatorial Appointment No. 9011, 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 Rivers, Senator Carrell was excused.

#### PERSONAL PRIVILEGE

Senator Kline: "Mr. President and members, we are now in the Gubernatorial Appointee phase of our session, this time of day and this time of season when you gather round and we're kind of waiting to get things to get started we do our gubernatorial appointments. Just so that they might go a little quicker, I wonder, Mr. President, if I could invite the members to a guber haiku

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contest in order to shorten this process? And if I may read Mr. President? I have written the first entry: ‘This appointee, long career, knows her stuff, works well, leads by example, confirm please.’ Thank you Mr. President.”

THIRD READING  
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Hewitt moved that Darcey Fugman, Gubernatorial Appointment No. 9017, be confirmed as a member of the Board of Trustees, Walla Walla Community College District No. 20.

Senator Hewitt spoke in favor of the motion.

MOTION

On motion of Senator Billig, Senator McAuliffe was excused.

MOTION

On motion of Senator Hobbs, Senator Hargrove was excused.

APPOINTMENT OF DARCEY FUGMAN

The President declared the question before the Senate to be the confirmation of Darcey Fugman, Gubernatorial Appointment No. 9017, as a member of the Board of Trustees, Walla Walla Community College District No. 20.

The Secretary called the roll on the confirmation of Darcey Fugman, Gubernatorial Appointment No. 9017, as a member of the Board of Trustees, Walla Walla Community College District No. 20 and the appointment was confirmed by the following vote: Yeas, 45; Nays, 0; Absent, 1; Excused, 3.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Cleveland, Conway, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Ranker, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Absent: Senator Dammeier

Excused: Senators Carrell, Hargrove and McAuliffe

Darcey Fugman, Gubernatorial Appointment No. 9017, having received the constitutional majority was declared confirmed as a member of the Board of Trustees, Walla Walla Community College District No. 20.

THIRD READING  
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Ericksen moved that James Groves, Gubernatorial Appointment No. 9020, be confirmed as a member of the Board of Trustees, Bellingham Technical College District No. 25.

Senator Ericksen spoke in favor of the motion.

APPOINTMENT OF JAMES GROVES

The President declared the question before the Senate to be the confirmation of James Groves, Gubernatorial Appointment No. 9020, as a member of the Board of Trustees, Bellingham Technical College District No. 25.

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The Secretary called the roll on the confirmation of James Groves, Gubernatorial Appointment No. 9020, as a member of the Board of Trustees, Bellingham Technical College District No. 25 and the appointment was confirmed by the following vote: Yeas, 47; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Ranker, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senators Carrell and Hargrove

James Groves, Gubernatorial Appointment No. 9020, having received the constitutional majority was declared confirmed as a member of the Board of Trustees, Bellingham Technical College District No. 25.

MOTION

At 10:37 a.m., on motion of Senator Fain, the Senate was declared to be at ease subject to the call of the President.

The Senate was called to order at 11:53 a.m. by President Owen.

THIRD READING  
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Schlicher moved that Judith Hartmann, Gubernatorial Appointment No. 9021, be confirmed as a member of the Board of Trustees, South Puget Sound Community College District No. 24.

Senator Schlicher spoke in favor of the motion.

APPOINTMENT OF JUDITH HARMANN

The President declared the question before the Senate to be the confirmation of Judith Hartmann, Gubernatorial Appointment No. 9021, as a member of the Board of Trustees, South Puget Sound Community College District No. 24.

The Secretary called the roll on the confirmation of Judith Hartmann, Gubernatorial Appointment No. 9021, as a member of the Board of Trustees, South Puget Sound Community College District No. 24 and the appointment was confirmed by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Ranker, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senator Carrell

Judith Hartmann, Gubernatorial Appointment No. 9021, having received the constitutional majority was declared confirmed as a member of the Board of Trustees, South Puget Sound Community College District No. 24.

MOTION

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

#### SECOND READING

SENATE BILL NO. 5891, by Senators Hill and Hargrove

Concerning state technology expenditures.

#### MOTION

On motion of Senator Hill, Substitute Senate Bill No. 5891 was substituted for Senate Bill No. 5891 and the substitute bill was placed on the second reading and read the second time.

#### MOTION

Senator Hasegawa moved that the following amendment by Senators Hasegawa and Conway be adopted:

On page 1, beginning on line 6, strike all of sections 1 and 2.

On page 1, line 2 of the title, strike "41.06.142, 43.41A.075,"

Senators Hasegawa, Fraser and Conway spoke in favor of adoption of the amendment.

Senators Hill and Hargrove spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Hasegawa and Conway on page 1, line 6 to Substitute Senate Bill No. 5891.

The motion by Senator Hasegawa failed and the amendment was not adopted by voice vote.

#### MOTION

On motion of Senator Hill, the rules were suspended, Substitute Senate Bill No. 5891 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Hill spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5891.

#### ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5891 and the bill passed the Senate by the following vote: Yeas, 25; Nays, 23; Absent, 0; Excused, 1.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Braun, Brown, Dammeier, Ericksen, Fain, Hargrove, Hewitt, Hill, Holmquist Newbry, Honeyford, King, Litzow, Padden, Parlette, Pearson, Rivers, Roach, Schoesler, Sheldon, Smith and Tom

Voting nay: Senators Billig, Chase, Cleveland, Conway, Darneille, Eide, Fraser, Frockt, Harper, Hasegawa, Hatfield, Hobbs, Keiser, Kline, Kohl-Welles, McAuliffe, Mullet, Murray, Nelson, Ranker, Rolfes, Schlicher and Shin

Excused: Senator Carrell

SUBSTITUTE SENATE BILL NO. 5891, 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 12:10 p.m., on motion of Senator Fain, the Senate was declared to be at ease subject to the call of the President.

#### AFTERNOON SESSION

The Senate was called to order at 2:27 p.m. by President Owen.

#### MOTION

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

#### THIRD READING

#### CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

#### MOTION

Senator Honeyford moved that Maia Bellon, Gubernatorial Appointment No. 9202, be confirmed as Director of the Department of Ecology.

Senators Honeyford, Ranker and Brown spoke in favor of passage of the motion.

#### APPOINTMENT OF MAIA BELLON

The President declared the question before the Senate to be the confirmation of Maia Bellon, Gubernatorial Appointment No. 9202, as Director of the Department of Ecology.

The Secretary called the roll on the confirmation of Maia Bellon, Gubernatorial Appointment No. 9202, as Director of the Department of Ecology and the appointment was confirmed by the following vote: Yeas, 47; Nays, 0; Absent, 1; Excused, 1.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Ranker, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Smith and Tom

Absent: Senator Shin

Excused: Senator Carrell

Maia Bellon, Gubernatorial Appointment No. 9202, having received the constitutional majority was declared confirmed as Director of the Department of Ecology.

#### MOTION

At 2:35 p.m., on motion of Senator Fain, the Senate was declared to be at ease subject to the call of the President.

The Senate was called to order at 3:53 p.m. by President Owen.

#### MOTION

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

#### SECOND READING

SENATE BILL NO. 5034, by Senators Hill and Hargrove

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Making 2013-2015 operating appropriations. Revised for 1st Substitute: Making omnibus operating appropriations.

MOTION

On motion of Senator Hill, Substitute Senate Bill No. 5034 was substituted for Senate Bill No. 5034 and the substitute bill was placed on the second reading and read the second time.

MOTION

Senator Kline moved that the following amendment by Senator Kline and others be adopted:

On page 8, line 6, strike "\$40,601,000", and insert "\$46,251,000"

On page 8, line 7, strike "\$40,330,000", and insert "\$45,980,000"

On page 9, after line 35, insert the following:

"(9) \$11,300,000 of the judicial information systems account--state appropriation is provided solely for the superior courts case management system project."

Adjust the total appropriation accordingly.

Senators Kline and Fraser spoke in favor of adoption of the amendment.

Senator Hill spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Kline and others on page 8, line 6 to Substitute Senate Bill No. 5034.

The motion by Senator Kline failed and the amendment was not adopted by voice vote.

MOTION

Senator Hasegawa moved that the following amendment by Senator Hasegawa be adopted:

On page 10, line 17, increase the State General Fund appropriation for FY 2014 by \$21,000

On page 10, line 18, increase the State General Fund appropriation for FY 2015 by \$21,000

Adjust the total appropriation accordingly.

Senators Hasegawa and Frockt spoke in favor of adoption of the amendment.

Senator Hill spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Hasegawa on page 10, line 7 to Substitute Senate Bill No. 5034.

The motion by Senator Hasegawa failed and the amendment was not adopted by voice vote.

MOTION

Senator Conway moved that the following amendment by Senators Conway, Darneille and Ranker be adopted:

On page 15, line 6, increase the General Fund--State Appropriation by \$892,000

On page 15, line 7, increase the General Fund--State Appropriation by \$894,000

Adjust the total appropriation accordingly.

Senators Conway, Ranker and Darneille spoke in favor of adoption of the amendment.

Senator Hill spoke against adoption of the amendment.

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The President declared the question before the Senate to be the adoption of the amendment by Senators Conway, Darneille and Ranker on page 15, line 6 to Substitute Senate Bill No. 5034.

The motion by Senator Conway failed and the amendment was not adopted by voice vote.

MOTION

Senator Darneille moved that the following amendment by Senators Darneille, Chase and Schlicher be adopted.

On page 15, line 6, strike "\$34,909,000", and insert "\$50,527,000"

On page 15, line 7, strike "\$34,435,000", and insert "\$51,054,000"

On page 15, line 15, strike "\$29,029,000", and insert "\$25,441,000"

On page 15, line 17, strike "\$13,701,000", and insert "\$11,912,000"

On page 15, line 32, strike "\$419,351,000", and insert "\$445,211,000"

On page 169, line 11, strike "\$5,000,000", and insert "\$7,500,000."

Senators Darneille, Frockt and Schlicher spoke in favor of adoption of the amendment.

Senator Hill spoke against adoption of the amendment.

Senator Frockt demanded a roll call.

The President declared that one-sixth of the members supported the demand and the demand was sustained.

The President declared the question before the Senate to be the adoption of the amendment by Senators Darneille, Chase and Schlicher on page 15, line 6 to Substitute Senate Bill No. 5034.

ROLL CALL

The Secretary called the roll on the adoption of the amendment by Senators Darneille, Chase and Schlicher and the amendment was not adopted by the following vote: Yeas, 23; Nays, 24; Absent, 1; Excused, 1.

Voting yea: Senators Billig, Chase, Cleveland, Conway, Darneille, Eide, Fraser, Frockt, Harper, Hasegawa, Hatfield, Hobbs, Keiser, Kline, Kohl-Welles, McAuliffe, Mullet, Murray, Nelson, Ranker, Rolfes, Schlicher and Shin

Voting nay: Senators Bailey, Baumgartner, Becker, Benton, Braun, Brown, Dammeier, Ericksen, Fain, Hargrove, Hewitt, Hill, Holmquist Newbry, Honeyford, King, Litzow, Padden, Parlette, Pearson, Rivers, Schoesler, Sheldon, Smith and Tom

Absent: Senator Roach

Excused: Senator Carrell

MOTION

Senator Chase moved that the following amendment by Senators Chase and McAuliffe be adopted:

On page 17, after line 11 insert the following:

"(10) \$1,000,000 of the general fund--state appropriation for fiscal year 2014 and \$1,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the operation of the Washington state economic development commission. A minimum of one-half of these funds each year shall be used for economic development programs and system evaluation."

Senators Chase and Hill spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Chase and McAuliffe on page 17, line 11 to Substitute Senate Bill No. 5034.

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

#### MOTION FOR IMMEDIATE RECONSIDERATION

Having voted on the prevailing side, Senator Fain moved to immediately reconsider the vote by which the amendment by Senators Chase and McAuliffe on page 17, line 11 to Substitute Senate Bill No. 5034 was adopted.

Senator Hill spoke against adoption of the amendment.

#### PARLIAMENTARY INQUIRY

Senator Frockt: "Is the rule about voting on the prevailing side applicable in order to ask for a reconsideration in order on an oral vote?"

#### REPLY BY THE PRESIDENT

President Owen: "Yes, it is."

The President declared the question before the Senate to be the adoption of the amendment on reconsideration by Senators Chase and McAuliffe on page 17, line 11 to Substitute Senate Bill No. 5034.

The motion by Senator Fain carried and the amendment was not adopted by voice vote on reconsideration.

#### MOTION

Senator Chase moved that the following amendment by Senator Chase be adopted:

On page 17, after line 11, insert the following:

"(10)(a) When the state tourism office was closed in 2011, the Washington tourism alliance was formed to provide a privately funded and managed statewide tourism marketing program. While the tourism alliance has kept the basics of a statewide tourism marketing in place, it is necessary to find a long-term reliable funding mechanism and source so that Washington state can continue to compete with its neighboring states for valuable tourist dollars. It is the intent of the legislature to establish a working group comprised of public and private sector stakeholders in order to identify possible long-term funding solutions which incorporate private-public partnerships.

(b)(i) A tourism stakeholder task force comprised of representatives from the department of revenue, the department of commerce, the Washington public ports association, the Washington tourism alliance, the Washington lodging association, the Washington restaurant association, and other private sector and nonprofit organizations interested in tourism must convene to identify effective operational structures and long-term funding sources for the implementation of a statewide tourism marketing program.

(ii) The tourism stakeholder task force must convene no less than three separate meetings over the interim. Issues for discussion must include, but are not limited to: The appropriate funding level for a statewide tourism marketing program, identification of long-term funding sources and mechanisms for collecting funds from those sources, identification of the proper governance structure including the relationship between the public and private sectors, and measurements needed to identify the outcomes from the use of tourism marketing funds. Specific recommendations on these

issues are due to the legislature by December 1, 2013.

(iii) Legislative staff to the applicable committees must assist the tourism stakeholder task force in planning and facilitating all task force meetings.

(c) This subsection expires December 1, 2013."

On page 1, line 18 of the title, after "appropriations;" insert "providing an expiration date;"

#### WITHDRAWAL OF AMENDMENT

On motion of Senator Chase, the amendment by Senator Chase on page 17, line 11 to Substitute Senate Bill No. 5034 was withdrawn.

#### MOTION

Senator Rivers moved that the following amendment by Senator Rivers be adopted:

On page 20, line 33, after "limitations:" insert the following:

"(1)"

On page 21, after line 3, insert the following:

"(2)(a) The liquor control board must work with the department of health and the department of revenue to develop recommendations for the legislature regarding the interaction of medical marijuana regulations and the provisions of Initiative Measure No. 502. At a minimum, the recommendations must include provisions addressing the following:

(i) Age limits;

(ii) Authorizing requirements for medical marijuana;

(iii) Regulations regarding health care professionals;

(iv) Collective gardens;

(v) Possession amounts;

(vi) Location requirements;

(vii) Requirements for medical marijuana producing, processing, and retail licensing; and

(viii) Taxation of medical marijuana in relation to recreational marijuana.

(b) The board must submit its recommendations to the appropriate committees of the legislature by January 1, 2014."

Senators Rivers, Conway and Kohl-Welles spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Rivers on page 20, line 23 to Substitute Senate Bill No. 5034.

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

#### MOTION

Senator Rolfes moved that the following amendment by Senator Rolfes and others be adopted:

On page 21, line 19, strike "\$1,763,000", and insert "\$7,184,000"

On page 21, line 20, strike "\$1,699,000", and insert "\$7,120,000"

On page 21, line 22, strike "\$58,510,000", and insert "\$47,688,000"

Adjust the total appropriation accordingly.

On page 96, line 28, strike " Enhanced 911 Account--State Appropriation . . . . . \$3,480,000"

Adjust the total appropriation accordingly.

On page 197, beginning with line 13, strike the entire section 956, ending on page 198, line 13.

Re-number the remaining sections consecutively and correct any internal references accordingly.

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Senator Rolfes spoke in favor of adoption of the amendment.  
 Senator Hill spoke against adoption of the amendment.

Senator Dammeier spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Rolfes and others on page 21, line 19 to Substitute Senate Bill No. 5034.

The President declared the question before the Senate to be the adoption of the amendment by Senator Dammeier and others on page 24, after line 15 to Substitute Senate Bill No. 5034.

The motion by Senator Rolfes failed and the amendment was not adopted by voice vote.

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

MOTION

MOTION

Senator Hill moved that the following amendment by Senator Hill and others be adopted:

Senator Billig moved that the following amendment by Senators Billig, Harper and Nelson be adopted:

On page 21, line 29, strike "\$249,413,000", and insert "\$272,355,000"

On page 29, line 6, increase the General Fund--State Appropriation by \$1,301,000

On page 21, line 33, after "appropriation and", strike "\$13,640,000", and insert "\$53,253,000"

On page 29, line 7, increase the General Fund--State Appropriation by \$1,582,000

On page 65, line 3, after "as" strike the remainder of the sentence and insert "partial payment."

Adjust the total appropriation accordingly.

On page 98, line 14, after "maximum of", strike "\$14,082,000", and insert "\$14,112,000"

On page 32, after line 14, insert the following:

On page 98, line 15, after "year 2014 and", strike "\$14,000,000", and insert "14,060,000"

"(11) \$1,301,000 of the general fund--state appropriation for fiscal year 2014 and \$1,582,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for increases to child care subsidy rates pursuant to Senate Bill No. 5899 (working connections child care). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse."

On page 149, line 11, strike "\$479,255,000", and insert "\$479,555,000"

On page 51, line 21, increase the General Fund--State Appropriation by \$13,265,000

On page 169, line 25, strike "2014", and insert "2015"

On page 169, line 33, strike "2015", and insert "2014"

On page 169, line 36, strike "2015", and insert "2014"

On page 170, line 1, strike "2015", and insert "2014"

On page 170, line 4, strike "2015", and insert "2014"

On page 170, line 7, strike "2015", and insert "2014"

On page 170 line 11, strike "year 2015 and \$1,600,000 for fiscal year 2015", and insert "year 2014 and \$1,600,000 for fiscal year 2015"

On page 51, line 22, increase the General Fund--State Appropriation by \$17,553,000

Adjust the total appropriation accordingly.

On page 53, after line 31, insert the following:

"(12) \$13,265,000 of the general fund--state appropriation for fiscal year 2014 and \$17,553,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for increases to the working connection child care rates pursuant to Senate Bill No. 5899 (working connections child care). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse."

On page 393, line 28, strike "\$291,000", and insert "\$697,000"

Senators Hill and Hargrove spoke in favor of adoption of the amendment.

Senators Billig and Harper spoke in favor of adoption of the amendment.

Senator Hill spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Hill and others on page 21, line 29 to Substitute Senate Bill No. 5034.

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

The President declared the question before the Senate to be the adoption of the amendment by Senators Billig, Harper and Nelson on page 29, line 6 to Substitute Senate Bill No. 5034.

The motion by Senator Billig failed and the amendment was not adopted by voice vote.

MOTION

MOTION

Senator Dammeier moved that the following amendment by Senator Dammeier and others be adopted:

Senator Mullet moved that the following amendment by Senators Mullet and Darneille be adopted:

On page 24, after line 15 insert the following:

"(5) The building code council account appropriation is provided solely for the operation of the state building code council as required by statute and modified by the standards established by executive order 10-06. The council shall not consider any proposed code amendment or take any other action not authorized by statute or in compliance with the standards established in executive order 10-06. No member of the council may receive compensation, per diem, or reimbursement for activities other than physical attendance at those meetings of the state building code council or the council's designated committees, at which the opportunity for public comment is provided generally and on all agenda items upon which the council proposes to take action. The building code council shall comply with Ch. 19.85 RCW known as the regulatory fairness act, by including with all proposed substantial code amendments an analysis addressing cost effectiveness, net benefits, payback periods, and life-cycle costs."

On page 42, line 11, increase the general fund-state appropriation for fiscal year 2014 by \$97,000.

On page 42, line 12, increase the general fund-state appropriation for fiscal year 2015 by \$88,000.

On page 42, line 13, increase the general fund-federal appropriation by \$100,000.

Adjust totals accordingly.

Senators Mullet and Hill spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Mullet and Darneille on page 42, line 11 to Substitute Senate Bill No. 5034.

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

#### MOTION

Senator Keiser moved that the following amendment by Senator Keiser and others be adopted:

On page 45, line 13, increase the general fund--state appropriation for fiscal year 2014 by \$5,330,000

On page 45, line 14, increase the general fund--state appropriation for fiscal year 2015 by \$5,330,000

On page 45, line 15, increase the general fund--federal appropriation by \$10,660,000

On page 45, line 20, correct the total.

Senator Keiser spoke in favor of adoption of the amendment. Senator Hill spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Keiser and others on page 45, line 13 to Substitute Senate Bill No. 5034.

The motion by Senator Keiser failed and the amendment was not adopted by voice vote.

#### MOTION

Senator Darneille moved that the following amendment by Senator Darneille and others be adopted.

On page 51, line 21, increase the General Fund--State Appropriation by \$28,698,000

On page 51, line 22, increase the General Fund--State Appropriation by \$36,804,000

Adjust the total appropriation accordingly.

On page 52, after line 29, strike all material down through line 33, and insert

"(6) (a) \$21,876,000 of the general fund--state appropriation for fiscal year 2014 and \$27,004,000 of the general fund--state appropriation for fiscal year 2015, in addition to supplemental security income recoveries, are provided solely for the assistance programs in RCW 76.62.030."

Senators Darneille, Murray, Rolfes and Frockt spoke in favor of adoption of the amendment.

Senators Hill and Hargrove spoke against adoption of the amendment.

Senator Frockt demanded a roll call.

The President declared that one-sixth of the members supported the demand and the demand was sustained.

The President declared the question before the Senate to be the adoption of the amendment by Senator Darneille and others on page 51, line 21 to Substitute Senate Bill No. 5034.

#### MOTION

On motion of Senator Benton, Senator Roach was excused.

#### ROLL CALL

The Secretary called the roll on the adoption of the amendment by Senator Darneille and the amendment was not adopted by the following vote: Yeas, 23; Nays, 24; Absent, 0; Excused, 2.

Voting yea: Senators Billig, Chase, Cleveland, Conway, Darneille, Eide, Fraser, Frockt, Harper, Hasegawa, Hatfield, Hobbs, Keiser, Kline, Kohl-Welles, McAuliffe, Mullet, Murray, Nelson, Ranker, Rolfes, Schlicher and Shin

Voting nay: Senators Bailey, Baumgartner, Becker, Benton, Braun, Brown, Dammeier, Ericksen, Fain, Hargrove, Hewitt, Hill, Holmquist Newbry, Honeyford, King, Litzow, Padden, Parlette, Pearson, Rivers, Schoesler, Sheldon, Smith and Tom  
Excused: Senators Carrell and Roach

#### MOTION

Senator Darneille moved that the following amendment by Senators Darneille and others be adopted:

On page 51, line 21, increase the General Fund--State Appropriation by \$1,354,000

On page 51, line 22, increase the General Fund--State Appropriation by \$1,354,000

Adjust the total appropriation accordingly.

Senators Darneille, Ranker, McAuliffe and Schlicher spoke in favor of adoption of the amendment.

Senator Hill spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Darneille and others on page 51, line 21 to Substitute Senate Bill No. 5034.

The motion by Senator Darneille failed and the amendment was not adopted by a rising vote.

#### MOTION

Senator Hasegawa moved that the following amendment by Senator Hasegawa be adopted:

On page 56, line 7, increase the general fund-state appropriation for fiscal year 2014 by \$125,000.

On page 56, line 8, increase the general fund-state appropriation for fiscal year 2015 by \$125,000.

Adjust totals accordingly.

On page 56, line 16, after "(1)", strike "\$250,000" and insert "\$325,000".

On page 56, line 17, after "and", strike "\$250,000" and insert "\$325,000".

Senator Hasegawa spoke in favor of adoption of the amendment.

Senator Hill spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Hasegawa on page 56, line 7 to Substitute Senate Bill No. 5034.

The motion by Senator Hasegawa failed and the amendment was not adopted by voice vote.

#### MOTION

Senator Keiser moved that the following amendment by Senators Keiser and Frockt be adopted:

On page 57, line 8, increase the General Fund--State Appropriation for Fiscal Year 2014 by \$1,762,000

On page 57, line 9, increase the General Fund--State Appropriation for Fiscal Year 2015 by \$2,389,000

On page 57, line 10, increase the General Fund--Federal Appropriation by \$6,204,000

On page 57, line 11, increase the General Fund--Private/Local Appropriation by \$80,000

Adjust total appropriations accordingly

On page 63, after line 34, strike all of subsection 24

On page 207, after line 29, strike all of section 964

Senators Keiser and Becker spoke in favor of adoption of the amendment.



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On motion of Senator Keiser, the amendment by Senators Keiser and Frockt on page 57, line 8 to Substitute Senate Bill No. 5034 was withdrawn.

Senators Keiser and Becker spoke in favor of adoption of the amendment.

MOTION

Senator Hargrove moved that the following amendment by Senators Hargrove and Hill be adopted:

On page 57, line 10, increase the General Fund--Federal Appropriation by \$97,986,000

On page 57, line 15, increase the Hospital Safety Net Assessment Account--State Appropriation by \$94,886,000

Adjust total appropriations accordingly

Senators Hargrove and Hill spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Hargrove and Hill on page 57, line 10 to Substitute Senate Bill No. 5034.

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

MOTION

Senator Holmquist Newbry moved that the following amendment by Senators Holmquist Newbry and Ranker be adopted:

On page 67, line 3, strike "\$16,251,000", and insert "\$16,355,000"

On page 67, line 4, strike "\$16,842,000", and insert "\$16,946,000"

Adjust the total appropriation accordingly.

On page 68, line 9, after "(4)" strike all material through the end of line 13, and insert the following:

"\$208,000 of the general fund--state appropriation is provided solely to implement Substitute Senate Bill No. 5123 (farm internships). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse."

Senators Holmquist Newbry and Ranker spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Holmquist Newbry and Ranker on page 67, line 3 to Substitute Senate Bill No. 5034.

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

MOTION

Senator Keiser moved that the following amendment by Senators Keiser and Becker be adopted:

On page 69, line 4, increase the General Fund--State Appropriation for Fiscal Year 2014 by \$50,000

On page 69, line 5, increase the General Fund--State Appropriation for Fiscal Year 2015 by \$50,000

Adjust the total appropriations accordingly

On page 72, after line 10, insert the following:

(10) \$50,000 of the general fund state appropriation for fiscal year 2014 and \$50,000 of the general fund state appropriation for fiscal year 2015 are provided solely for the department to begin a hepatitis c screening program for individuals who were born between 1946 and 1956.

The President declared the question before the Senate to be the adoption of the amendment by Senators Keiser and Becker on page 65, line 4 to Substitute Senate Bill No. 5034.

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

MOTION

Senator Benton moved that the following amendment by Senators Benton and Honeyford be adopted:

On page 69, after line 31, insert the following:

"Tobacco Prevention and Control Account--State Appropriation.....\$3,668,425"

Adjust the total appropriation accordingly.

On page 72, after line 10, insert the following:

"(10) \$3,668,000 of the tobacco prevention and control account--state appropriation is provided solely for the tobacco quit line operated by the department of health. Appropriations in this section assume revenue resulting from Senate Bill No. 5070 or House Bill No. 1750 (cigar lounges/tobacconists). If neither of these bills is enacted by June 30, 2013, the amount provided in this subsection shall lapse."

Senators Benton, Ericksen, Rolfes, Padden and Baumgartner spoke in favor of adoption of the amendment.

Senators Keiser, Hill, Tom and Murray spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Benton and Honeyford on page 69, after line 31 to Substitute Senate Bill No. 5034.

The motion by Senator Benton failed and the amendment was not adopted by voice vote.

MOTION

Senator Ranker moved that the following amendment by Senator Ranker be adopted:

On page 82, line 10, increase the General Fund--State Appropriation for fiscal year 2014 by \$325,000

On page 82, line 11, increase the General Fund--State Appropriation for fiscal year 2015 by \$325,000

On page 85, after line 18, insert

"(10) The department must maintain the current Bellingham office lease."

Re-number sections accordingly

Senators Ranker and Honeyford spoke in favor of adoption of the amendment.

Senator Ericksen spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Ranker on page 82, line 10 to Substitute Senate Bill No. 5034.

The motion by Senator Ranker failed and the amendment was not adopted by voice vote.

MOTION

Senator Hargrove moved that the following amendment by Senators Rolfes and Schoesler be adopted:

On page 87, beginning on line 2, after "easement." strike all material through "and" on line 3 and insert "Prior to January 1, 2014."

Senators Hargrove and Schoesler spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Rolfes and Schoesler on page 87, line to Substitute Senate Bill No. 5034.

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

#### MOTION

Senator McAuliffe moved that the following amendment by Senator McAuliffe and others be adopted:

On page 98, line 5, increase general fund--state appropriation for fiscal year 2014 by \$2,541,000.

On page 98, line 6, increase general fund--state appropriation for fiscal year 2015 by \$2,541,000. Adjust the total appropriation accordingly.

On page 101, after line 36, after "broadly available.", insert:

"(iii) \$2,541,000 of the general fund--state appropriation for fiscal year 2014 and \$2,541,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a corps of nurses located at educational service districts, as determined by the superintendent of public instruction, to be dispatched to the most needy schools to provide direct care to students, health education, and training for school staff."

Senator McAuliffe spoke in favor of adoption of the amendment.

Senator Hill spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator McAuliffe and others on page 98, line 5 to Substitute Senate Bill No. 5034.

The motion by Senator McAuliffe failed and the amendment was not adopted by voice vote.

#### MOTION

Senator Chase moved that the following amendment by Senators Chase and McAuliffe be adopted:

On page 98, line 23, after "shall" strike "recognize" and insert ":(A) Recognize"

On page 98, line 26, after "award" insert " and

(B) Consistent with SB 5818, work with school districts and the state board of education to:

(I) Improve access to and quality of career and technical education, which prepares students for lifelong learning and employment;

(II) Ensure that every student receives comprehensive career guidance that leads to a personalized program of study that will guide course selection and other high school activities;

(III) Require career and technical education teachers and school administrators to be prepared and supported in their roles; and

(IV) Assure that career and technical education is a results-driven education system so as to demonstrate a positive return on investment"

Senators Chase and Smith spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Chase and McAuliffe on page 98, line 23 to Substitute Senate Bill No. 5034.

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

#### MOTION

Senator McAuliffe moved that the following amendment by Senator Frockt and others be adopted.

On page 103, line 2, increase the general fund-state appropriation for fiscal year 2014 by \$75,517,000.

On page 103, line 3, increase the general fund-state appropriation for fiscal year 2015 by \$120,274,000. Adjust the total appropriation accordingly.

On page 104, line 27, strike "Grades K-2", and insert "Grades K-1"

On page 104, line 27, strike "24.10", and insert "20.00"

On page 104, line 28, strike "Grade 3", and insert "Grades 2-3"

On page 109, after line 25, insert:

"(11) ADDITIONAL HOURS OF INSTRUCTION

Funding in this section is sufficient to fund the increase in instructional hours required under RCW 28A.150.220(2)(a). Funding in this section provides additional hours of instruction for students enrolled in grades seven through twelve, based on the general education average class sizes specified in subsection (2) of this section. In calculating the allocations, the superintendent shall assume an additional 0.5556 hours per week in the 2013-14 school year, and an additional 1.1111 hours per week in the 2014-15 school year."

Renumber remaining subsections accordingly.

On page 127, line 3, increase the general fund--state appropriation for fiscal year 2014 by \$25,169,000.

On page 127, line 4, increase the general fund--state appropriation for fiscal year 2015 by \$5,046,000. Adjust the total appropriation accordingly.

On page 131, after line 4, insert:

"(14) \$25,169,000 of the general fund--state appropriation for fiscal year 2014 and \$5,046,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for training all Washington state public school teachers in the statewide evaluation system for principals and teachers."

On page 170, after line 11, insert:

"Budget Stabilization Account: for transfer to the state general fund, \$100,686,000 for fiscal year 2014 and \$125,320,000 for fiscal year 2015 . . . . . \$226,006,000"

Senators McAuliffe, Frockt, Rolfes, Murray and Billig spoke in favor of adoption of the amendment.

Senator Hill spoke against adoption of the amendment.

Senator Frockt demanded a roll call.

The President declared that one-sixth of the members supported the demand and the demand was sustained.

The President declared the question before the Senate to be the adoption of the amendment by Senator Frockt and others on page 103, line 2 to Substitute Senate Bill No. 5034.

#### ROLL CALL

The Secretary called the roll on the adoption of the amendment by Senator Frockt and the amendment was not adopted by the following vote: Yeas, 23; Nays, 25; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Chase, Cleveland, Conway, Darneille, Eide, Fraser, Frockt, Harper, Hasegawa, Hatfield, Hobbs, Keiser, Kline, Kohl-Welles, McAuliffe, Mullet, Murray, Nelson, Ranker, Rolfes, Schlicher and Shin

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Voting nay: Senators Bailey, Baumgartner, Becker, Benton, Braun, Brown, Dammeier, Ericksen, Fain, Hargrove, Hewitt, Hill, Holmquist Newbry, Honeyford, King, Litzow, Padden, Parlette, Pearson, Rivers, Roach, Schoesler, Sheldon, Smith and Tom

Excused: Senator Carrell

MOTION

Senator Chase moved that the following amendment by Senators Chase, Conway and Frockt be adopted:

On page 146, line 26, increase the general fund--state appropriation by \$20,000,000

On page 146, line 32, increase the total appropriation accordingly

On page 148, after line 25, increase the following:

"(8) \$20,000,000 of the general--fund state appropriation for fiscal year 2014 is provided solely for the Washington student achievement council to distribute among the public four-year institutions and the state board for community and technical college for enrollments in science, technology, engineering, and math (STEM) and apprenticeship programs based on proposal submitted by the public four-year institutions and the state board for community and technical colleges. In distributing these funds, the Washington student achievement council shall prioritize the funding for those proposals that maximize the number of STEM graduates produced in Washington state within four years."

Senators Chase, Conway, Frockt and Kohl-Welles spoke in favor of adoption of the amendment.

Senator Schoesler spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Chase, Conway and Frockt on page 146, line 26 to Substitute Senate Bill No. 5034.

The motion by Senator Chase failed and the amendment was not adopted by voice vote.

MOTION

Senator Kohl-Welles moved that the following amendment by Senator Kohl-Welles and others be adopted:

On page 165, line 32, after "act . . . . ." strike "\$24,744,000" and insert "\$49,488,000"

On page 166, line 9, after "APPROPRIATION . . . . ." strike "\$461,259,000" and insert "\$486,003,000"

On page 230, beginning on line 3, strike all of section 983 Renummer the remaining sections consecutively.

On page 1, line 7 of the title, after "79.64.040," strike "82.08.160,"

Senator Kohl-Welles and Schlicher spoke in favor of adoption of the amendment.

Senator Sheldon spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Kohl-Welles and others on page 165, line 32 to Substitute Senate Bill No. 5034.

The motion by Senator Kohl-Welles failed and the amendment was not adopted by voice vote.

MOTION

Senator Kohl-Welles moved that the following amendment by Senator Kohl-Welles and others be adopted:

On page 169, strike lines 17 through 19.

Senators Kohl-Welles, Keiser, Murray, Ranker and Schlicher spoke in favor of adoption of the amendment.

Senator Hill spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Kohl-Welles and others on page 169, line 17 to Substitute Senate Bill No. 5034.

The motion by Senator Kohl-Welles failed and the amendment was not adopted by voice vote.

MOTION

On motion of Senator Hill, the rules were suspended, Engrossed Substitute Senate Bill No. 5034 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Hill, Hargrove, Baumgartner, Nelson, Murray, Schoesler, Sheldon, Hobbs, Ericksen, Hatfield and Parlette spoke in favor of passage of the bill.

Senator Frockt and Rolfes spoke on final passage of the bill.

Senator Hasegawa spoke against passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5034.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5034 and the bill passed the Senate by the following vote: Yeas, 30; Nays, 18; Absent, 0; Excused, 1.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Braun, Brown, Dammeier, Eide, Ericksen, Fain, Fraser, Hargrove, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, King, Litzow, Mullet, Nelson, Parlette, Pearson, Rivers, Roach, Schoesler, Sheldon, Smith and Tom

Voting nay: Senators Billig, Chase, Cleveland, Conway, Darneille, Frockt, Harper, Hasegawa, Keiser, Kline, Kohl-Welles, McAuliffe, Murray, Padden, Ranker, Rolfes, Schlicher and Shin

Excused: Senator Carrell

ENGROSSED SUBSTITUTE SENATE BILL NO. 5034, 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 7:59 p.m., on motion of Senator Fain, the Senate adjourned until 12:00 noon, Monday, April 8, 2013.

BRAD OWEN, President of the Senate

HUNTER GOODMAN, Secretary of the Senate



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