

**THIRD DAY**

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MORNING SESSION

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Senate Chamber, Olympia, Wednesday, January 14, 2015

The Senate was called to order at 10:00 o'clock a.m. by President Owen. The Secretary called the roll and announced to the President that all Senators were present with the exceptions of Senator Darneille and Ericksen.

REMARKS BY THE PRESIDENT

President Owen: "I understand that we have members of the House that are going to join us today. You're welcome to come and take your seats and then we can get going."

The Sergeant at Arms Color Guard consisting of Pages Christina Pennella and Stephen Vegan, presented the Colors. Reverend Jim Erlandson, Community of Christ Church of Olympia offered the prayer.

MOTION

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

MOTION

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

INTRODUCTION AND FIRST READING

SB 5087 by Senators Rolfes, Ranker, McCoy, Billig, Cleveland, Jayapal, Darneille, Conway, Chase, Hasegawa, Liias, Hargrove, Pedersen, Keiser, Fraser, Kohl-Welles, Habib, Nelson, Frockt and McAuliffe

AN ACT Relating to oil transportation safety; amending RCW 88.46.180, 90.56.005, 90.56.010, 90.56.200, 90.56.210, 90.56.500, 90.56.510, 88.40.011, 88.40.025, 88.40.030, 88.40.040, 88.16.170, 88.16.190, 82.23B.010, 82.23B.020, 82.23B.030, 82.23B.040, 81.24.010, 81.53.010, and 81.53.240; reenacting and amending RCW 88.46.010, 88.40.020, and 38.52.040; adding new sections to chapter 90.56 RCW; adding a new section to chapter 81.44 RCW; adding a new section to chapter 81.53 RCW; and providing an effective date.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5088 by Senators Pearson, Hargrove, Honeyford, Parlette, Keiser, Liias, Hobbs, Hatfield, Kohl-Welles, Frockt, Dammeier, Rolfes, Hewitt, Dansel, Fraser, Chase and Conway

AN ACT Relating to geological hazards assessment; and amending RCW 43.92.025 and 58.24.060.

Referred to Committee on Natural Resources & Parks.

SB 5089 by Senators Brown, Hewitt and Sheldon

AN ACT Relating to revising definitions in the energy independence act to promote the use of clean energy in the future; and amending RCW 19.285.030.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5090 by Senators Brown, Hewitt and Sheldon

AN ACT Relating to providing an additional alternative compliance option in the energy independence act to promote the use of clean energy in the future; and amending RCW 19.285.030 and 19.285.050.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5091 by Senators Brown, Hewitt and Sheldon

AN ACT Relating to including nuclear energy in the definition of a "qualified alternative energy resource" for the purposes of RCW 19.29A.090; and amending RCW 19.29A.090.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5092 by Senators Brown, Hewitt and Sheldon

AN ACT Relating to including nuclear energy in the principles that guide development and implementation of the state's energy strategy; and amending RCW 43.21F.088.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5093 by Senators Brown, Hewitt, Mullet and Sheldon

AN ACT Relating to creating the nuclear energy education program; and adding a new chapter to Title 80 RCW.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5094 by Senators Brown, Hewitt, Sheldon and Hatfield

AN ACT Relating to allowing incremental electricity produced as a result of efficiency improvements to hydroelectric generation projects whose energy output is marketed by the Bonneville power administration to qualify as an eligible renewable resource under the energy independence act; and amending RCW 19.285.030 and 19.285.040.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5095 by Senators Honeyford and Keiser

AN ACT Relating to state general obligation bonds and related accounts; amending RCW 43.99Y.010 and 43.99Y.020; adding a new chapter to Title 43 RCW; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5096 by Senators Honeyford and Keiser

AN ACT Relating to the capital budget; making appropriations and authorizing expenditures for capital improvements; amending RCW 43.160.080, 70.148.020, and 27.34.330; amending 2013 2nd sp.s. c 19 ss 1073, 1074, 1077, 1078, 1091, 1093, 1099, 1108, 1104, 1105, 2024, 2028, 3067, 3058, 3101, 3190, 3212, 5007, 5020, 5015, 5025, 5055,

5108, 5110, and 7043 (uncodified); amending 2013 3rd sp.s. c 1 s 3 (uncodified); reenacting and amending RCW 70.105D.070; adding new sections to 2013 2nd sp.s. c 19 (uncodified); creating a new section; repealing 2013 2nd sp.s. c 19 ss 7004 and 7013 (uncodified); and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5097 by Senators Honeyford, Keiser and Hatfield

AN ACT Relating to the capital budget; amending RCW 27.34.330, 28B.20.725, 28B.15.310, 28B.15.210, 28B.30.750, 28B.35.370, 28B.50.360, and 43.155.050; reenacting and amending RCW 70.105D.070; creating new sections; making appropriations; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5098 by Senators Billig, Litzow, Jayapal and McAuliffe

AN ACT Relating to increased efficiency in child care reporting; and amending RCW 43.215.135 and 43.215.1352.

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

SB 5099 by Senators Darneille, O'Ban, Conway, Dammeier, Roach, Miloscia and Becker

AN ACT Relating to restricting conditional releases of sexually violent predators outside their county of origin; and amending RCW 71.09.096.

Referred to Committee on Human Services, Mental Health & Housing .

SB 5100 by Senators Hobbs and King

AN ACT Relating to processing certain motor vehicle-related violations applicable to rental cars; and amending RCW 46.20.270 and 46.63.073.

Referred to Committee on Transportation.

SB 5101 by Senators Padden and O'Ban

AN ACT Relating to mental status evaluations; and amending RCW 9.94B.080.

Referred to Committee on Law & Justice.

SB 5102 by Senators Padden and Hargrove

AN ACT Relating to providing urban governmental services for schools in rural areas; and amending RCW 36.70A.110.

Referred to Committee on Government Operations & State Security.

SB 5103 by Senators Becker, Padden, Pearson and O'Ban

AN ACT Relating to hearings involving the office of the insurance commissioner; reenacting and amending RCW 48.04.010; and adding a new section to chapter 48.04 RCW.

Referred to Committee on Law & Justice.

SB 5104 by Senator Padden

AN ACT Relating to possession or use of alcohol and controlled substances in sentencing provisions; amending RCW 9.94A.505 and 9.94A.607; and reenacting and amending RCW 9.94A.703.

Referred to Committee on Law & Justice.

SB 5105 by Senators Padden, Frockt, O'Ban, Fain, Fraser, Pearson, Roach and Darneille

AN ACT Relating to making a fourth driving under the influence offense a felony; amending RCW 46.61.502, 46.61.504, and 46.61.5055; and prescribing penalties.

Referred to Committee on Law & Justice.

SB 5106 by Senators O'Ban, Padden, Fain and Roach

AN ACT Relating to creating a civil action for webcam unauthorized remote access; adding a new section to chapter 4.24 RCW; and creating a new section.

Referred to Committee on Law & Justice.

SB 5107 by Senators Padden, Pedersen, Roach, O'Ban, Darneille and Benton

AN ACT Relating to authorizing, funding, and encouraging the establishment of therapeutic courts; amending RCW 82.14.460, 9.94A.517, 9.94A.517, and 70.96A.350; adding a new chapter to Title 2 RCW; creating a new section; repealing RCW 2.28.170, 2.28.175, 2.28.180, 2.28.190, 13.40.700, 13.40.710, 26.12.250, 2.28.165, and 2.28.166; providing an effective date; and providing an expiration date.

Referred to Committee on Law & Justice.

SB 5108 by Senators Padden, Billig, Miloscia, Hasegawa and Chase

AN ACT Relating to the order of candidate names on ballots; amending RCW 29A.52.220; and adding a new section to chapter 29A.36 RCW.

Referred to Committee on Government Operations & State Security.

SB 5109 by Senator Brown

AN ACT Relating to infrastructure financing for local governments; and amending RCW 39.104.020 and 39.104.100.

Referred to Committee on Trade & Economic Development.

SB 5110 by Senator Brown

AN ACT Relating to school siting; and adding a new section to chapter 36.70A RCW.

Referred to Committee on Government Operations & State Security.

SB 5111 by Senator Brown

AN ACT Relating to projects of statewide significance for economic development and transportation; amending RCW 43.157.005, 43.157.020, and 43.157.030; and reenacting and amending RCW 43.157.010.

Referred to Committee on Trade & Economic Development.

SB 5112 by Senators Brown, Parlette and Benton

AN ACT Relating to a pilot program that provides incentives for investments in Washington state job creation and economic development; and adding a new chapter to Title 82 RCW.

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

Referred to Committee on Trade & Economic Development.

SB 5113 by Senator Brown

AN ACT Relating to requiring the department of commerce to coordinate and advance the siting and manufacturing of small modular reactors in the state to meet future energy supply, environmental, and energy security needs; and amending RCW 43.21F.025 and 43.21F.045.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5114 by Senator Brown

AN ACT Relating to providing incentives for production of modular reactors; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; creating a new section; and providing an effective date.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5115 by Senator Brown

AN ACT Relating to studying the siting of small modular reactors in Washington; and creating a new section.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5116 by Senators Cleveland, Nelson, Keiser and Chase

AN ACT Relating to directing the office of financial management to take action when the legislature fails to fully fund a bistate megaproject; adding a new section to chapter 47.28 RCW; and creating a new section.

Referred to Committee on Transportation.

SB 5117 by Senators Cleveland, Nelson, Lias, Frockt, Fraser and Chase

AN ACT Relating to development of a bistate transportation project; adding a new section to chapter 47.28 RCW; and creating a new section.

Referred to Committee on Transportation.

SB 5118 by Senators Cleveland, Hobbs, Frockt, Nelson, Lias, Pedersen, Keiser, Chase, Rolfes, Fraser, Conway and Mullet

AN ACT Relating to requiring a bistate work group for certain transportation projects; adding a new section to chapter 47.28 RCW; and creating a new section.

Referred to Committee on Transportation.

SB 5119 by Senators Angel and Mullet

AN ACT Relating to nonprofit risk pools; amending RCW 48.01.050, 48.62.031, and 48.62.141; reenacting and amending RCW 48.62.021; adding a new chapter to Title 48 RCW; and repealing RCW 48.62.036.

Referred to Committee on Financial Institutions & Insurance.

SB 5120 by Senator Parlette

AN ACT Relating to school district dissolutions; amending RCW 28A.315.225; and providing an effective date.

SB 5121 by Senators Kohl-Welles, Rivers, Bailey, Pedersen, Lias, McAuliffe, Frockt, Chase, Keiser and Hatfield

AN ACT Relating to establishing a marijuana research license; amending RCW 28B.20.502 and 43.350.030; adding a new section to chapter 69.50 RCW; and adding a new section to chapter 42.56 RCW.

Referred to Committee on Health Care.

SB 5122 by Senators Kohl-Welles, Frockt, Lias, Bailey and McAuliffe

AN ACT Relating to precollege placement measures; amending RCW 28B.77.020; and adding a new section to chapter 28B.10 RCW.

Referred to Committee on Higher Education.

SB 5123 by Senators Frockt, Kohl-Welles, Mullet, Pedersen, Jayapal, Darneille, McCoy, Conway and Keiser

AN ACT Relating to tenant screening; amending RCW 59.18.257; reenacting and amending RCW 59.18.030; creating a new section; and providing an effective date.

Referred to Committee on Financial Institutions & Insurance.

SB 5124 by Senators Warnick, Honeyford, Dansel, Fain, Keiser, Roach, Mullet and Darneille

AN ACT Relating to prohibiting the sale of vapor products to minors; and amending RCW 26.28.080.

Referred to Committee on Law & Justice.

SB 5125 by Senators Padden, Darneille, Roach and Hatfield

AN ACT Relating to district court civil jurisdiction; and amending RCW 3.66.020.

Referred to Committee on Law & Justice.

SB 5126 by Senators Padden, Darneille, Roach and Hatfield

AN ACT Relating to the issuance of subpoenas in proceedings involving the employment security department; and amending RCW 50.13.070.

Referred to Committee on Commerce & Labor.

SB 5127 by Senators Angel, Roach and O'Ban

AN ACT Relating to providing that veterans with total disability ratings and their surviving spouses and domestic partners are eligible to qualify for a property tax exemption without meeting certain income requirements; and amending RCW 84.36.381.

Referred to Committee on Government Operations & State Security.

SB 5128 by Senators Lias, Frockt, Hobbs, Pedersen, Habib, Kohl-Welles, Darneille, Keiser, Nelson, Rolfes, McAuliffe, Fraser, McCoy, Chase, Billig, Conway, Cleveland, Jayapal, Hasegawa and Ranker

AN ACT Relating to dedicated funding sources for high capacity transportation service; amending RCW 81.104.140, 81.104.160, 84.52.043, 84.52.043, 84.52.010, 84.52.010, and 84.04.120; reenacting and amending RCW 81.104.170;

adding a new section to chapter 81.104 RCW; adding a new section to chapter 84.52 RCW; providing an effective date; and providing an expiration date.

Referred to Committee on Transportation.

**SB 5129** by Senators Pearson and Honeyford

AN ACT Relating to overriding considerations of the public interest in management of the waters of the state; amending RCW 90.54.020; and creating a new section.

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

**SB 5130** by Senators Pearson and Benton

AN ACT Relating to marijuana producers and processors; amending RCW 69.50.331; creating new sections; and declaring an emergency.

Referred to Committee on Commerce & Labor.

**SB 5131** by Senators Pearson and Honeyford

AN ACT Relating to the Skagit instream flow rule; adding a new section to chapter 90.54 RCW; and creating a new section.

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

**SB 5132** by Senators Kohl-Welles, Frockt, Hasegawa, Keiser, Chase, Rolfes, Nelson, Conway, Lias, Jayapal, Cleveland, Darneille, McCoy, Ranker, Billig, Pedersen and Benton

AN ACT Relating to requiring the submission of a waiver to the federal government to create the Washington health security trust; adding a new chapter to Title 43 RCW; creating new sections; repealing RCW 82.04.260 and 48.14.0201; providing contingent effective dates; and providing an expiration date.

Referred to Committee on Health Care.

**SB 5133** by Senators Bailey, Baumgartner, Kohl-Welles and Frockt

AN ACT Relating to a study of higher education cost drivers; creating new sections; and providing an expiration date.

Referred to Committee on Higher Education.

**SB 5134** by Senators Bailey, Pearson, Ericksen and Honeyford

AN ACT Relating to base flows and minimum instream flows; and amending RCW 90.22.030 and 90.54.020.

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

**SB 5135** by Senators Bailey, Pearson, Ericksen and Honeyford

AN ACT Relating to ensuring that certain existing water uses are not subject to interruption; adding a new section to chapter 90.44 RCW; and creating a new section.

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

**SB 5136** by Senators Bailey, Pearson, Ericksen, Honeyford and Benton

AN ACT Relating to repealing an instream flow rule and adopting a new instream flow rule; and creating a new section.

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

**SB 5137** by Senators Hatfield, Pearson, Hobbs, Chase, Conway, Roach, McAuliffe, O'Ban and Mullet

AN ACT Relating to providing a complimentary discover pass to veterans with a one hundred percent service-connected disability; and amending RCW 79A.80.020.

Referred to Committee on Natural Resources & Parks.

**SB 5138** by Senators Roach, Lias and Keiser

AN ACT Relating to notice and review processes for annexations, deannexations, incorporations, disincorporations, consolidations, and boundary line adjustments under Titles 35 and 35A RCW; amending RCW 35.02.030, 35.02.037, 35.02.070, 35.02.100, 35.02.130, 35.07.020, 35.07.040, 35.07.230, 35A.15.010, 35A.15.040, 35.10.265, 35.10.400, 35.10.410, 35.10.420, 35.13.010, 35.13.020, 35.13.100, 35.13.130, 35.13.150, 35.13.180, 35.13.182, 35.13.1822, 35.13.185, 35.13.190, 35.13.238, 35.13.260, 35.13.300, 35.13.420, 35.13.440, 35.13.480, 35.13.490, 35.16.010, 35.16.040, 35A.14.010, 35A.14.020, 35A.14.090, 35A.14.130, 35A.14.140, 35A.14.295, 35A.14.297, 35A.14.300, 35A.14.310, 35A.14.430, 35A.14.440, 35A.14.460, 35A.14.470, 35A.14.480, 35A.14.490, 35A.14.700, 35A.16.010, and 35A.16.040; and adding a new section to chapter 43.41 RCW.

Referred to Committee on Government Operations & State Security.

**SB 5139** by Senators Roach, Lias, Conway, Benton, McCoy, Dandel and Ericksen

AN ACT Relating to building code standards for certain buildings four or more stories high; and amending RCW 19.27.060.

Referred to Committee on Government Operations & State Security.

**SB 5140** by Senators Billig, Miloscia, Lias, Rolfes, Cleveland, Darneille, Habib, Keiser, Conway, Jayapal, Chase, Mullet, Pedersen and Hasegawa

AN ACT Relating to motor voter preregistration for sixteen and seventeen year olds; amending RCW 46.20.155, 29A.08.710, and 42.56.250; creating new sections; and providing a contingent effective date.

Referred to Committee on Government Operations & State Security.

**SB 5141** by Senators Becker, Frockt, Dammeier, Bailey, Rivers, Brown and Parlette

AN ACT Relating to the alternative process for awarding contracts for university medical buildings and facilities; amending RCW 28B.20.744; and repealing RCW 43.131.413 and 43.131.414.

Referred to Committee on Ways & Means.

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SB 5142 by Senators Becker, Bailey, Rivers, Brown and Keiser  
AN ACT Relating to modifying health benefit exchange provisions related to the aggregation or delegating the aggregation of funds that comprise the premium for a health plan; amending RCW 43.71.030; and creating a new section.

Referred to Committee on Health Care.

SB 5143 by Senators Becker, Bailey, Dammeier, Rivers, Frockt, Brown and Parlette

AN ACT Relating to providing information regarding childhood immunizations to expecting parents; and adding a new section to chapter 43.70 RCW.

Referred to Committee on Health Care.

SB 5144 by Senators Dammeier, Becker, Bailey, Rivers, Brown, Parlette and O'Ban

AN ACT Relating to making the Bree collaborative more accessible to the public and promoting transparency; and amending RCW 70.250.050.

Referred to Committee on Health Care.

SB 5145 by Senators Dammeier, Frockt, Becker, Bailey, Rivers and Brown

AN ACT Relating to the membership of the health technology clinical committee; and amending RCW 70.14.090.

Referred to Committee on Health Care.

SB 5146 by Senators Bailey and Rivers

AN ACT Relating to improving the quality of medicaid purchasing, delivery, and transparency; amending RCW 74.09.010; and adding a new section to chapter 74.09 RCW.

Referred to Committee on Health Care.

SB 5147 by Senators Becker, Bailey, Brown and Rivers

AN ACT Relating to establishing a medicaid baseline health assessment and monitoring the medicaid population's health; and adding a new section to chapter 74.09 RCW.

Referred to Committee on Health Care.

SB 5148 by Senators Parlette, Dammeier, Chase, Conway, McAuliffe and O'Ban

AN ACT Relating to allowing members who retire early under alternate early retirement provisions as set forth in RCW 41.32.765(3) and 41.32.875(3) to work as substitute teachers and continue receiving retirement benefits at the same time; and amending RCW 41.32.765 and 41.32.875.

Referred to Committee on Ways & Means.

SB 5149 by Senators Keiser, Frockt, Conway, Bailey and Parlette

AN ACT Relating to certificate of need appeals process; and amending RCW 70.38.115.

Referred to Committee on Health Care.

SB 5150 by Senators Keiser, Becker, Frockt, Parlette, Conway, Jayapal, Cleveland, Bailey and Chase

AN ACT Relating to provider notification of carrier network changes; and adding a new section to chapter 48.39 RCW.

Referred to Committee on Health Care.

SB 5151 by Senators Keiser, Frockt, Conway, Jayapal, Bailey, Cleveland, Parlette, Chase, McAuliffe and Hasegawa

AN ACT Relating to continuing education related to cultural competency for health care professionals; amending RCW 43.70.615; and adding a new section to chapter 43.70 RCW.

Referred to Committee on Health Care.

SB 5152 by Senators Parlette, Keiser and Becker

AN ACT Relating to implementing a value-based system for nursing home rates; adding a new section to chapter 74.46 RCW; repealing RCW 74.46.431, 74.46.435, 74.46.506, 74.46.508, 74.46.511, 74.46.515, and 74.46.521; and providing an effective date.

Referred to Committee on Health Care.

SB 5153 by Senators Billig, Roach, Sheldon, Fain, Lias, Mullet, Fraser, Dansel, McCoy, Rolfes, Cleveland, Darneille, Habib, Padden, Nelson, Benton, Chase, Keiser, Jayapal, Hasegawa and Frockt

AN ACT Relating to increasing transparency of campaign contributions; amending RCW 42.17A.125, 42.17A.205, 42.17A.235, 42.17A.240, and 42.17A.250; reenacting and amending RCW 42.17A.005; and creating a new section.

Referred to Committee on Government Operations & State Security.

SJM 8000 by Senator Brown

Requesting the permanent siting and development of a federal nuclear waste repository.

Referred to Committee on Energy, Environment & Telecommunications.

MOTION

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

MOTION

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

MOTION

Senator Parlette moved adoption of the following resolution:

SENATE RESOLUTION

8602

By Senators Parlette, Fraser, Bailey, Warnick, Honeyford, Hargrove, Angel, Braun, Litzow, Rivers, King, Cleveland, Darneille, Conway, Habib, Sheldon, Hill, Brown, Becker, O'Ban, McAuliffe, Chase, Hatfield, McCoy, Rolfes, Nelson, Mullet, Frockt, Jayapal, Keiser, Lias, Pedersen, Billig, Hobbs, Schoesler, Hasegawa, Pearson, and Dammeier

WHEREAS, Daniel J. Evans, whose great-grandfather settled in Port Gamble, Kitsap County, in 1859, summited his first peak at the age of 12, and that climb of Silver Peak near Snoqualmie Pass made an indelible impression on the young Boy Scout from Seattle; and

WHEREAS, Dan Evans earned the rank of Eagle Scout and graduated from Roosevelt High School in 1943 before serving in the United States Navy from that year to 1946, achieving the rank of ensign, then earned bachelor's and master's degrees in civil engineering from the University of Washington; and

WHEREAS, Dan Evans returned to the Navy as a lieutenant when the Korean War began in 1951, eventually serving as an admiral's aide at the peace negotiations at Panmunjom, where the cease-fire between the Democratic People's Republic of Korea and the Republic of Korea was signed in 1953; and

WHEREAS, On November 6, 1956, voters in the 43rd Legislative District elected the then 31 year old Dan Evans to represent them in the Washington State House of Representatives; and

WHEREAS, Representative Evans, whose maternal grandfather represented Spokane in the Washington State Senate in 1893, was named the outstanding freshman legislator of 1957, and went on to be reelected three more times to the House of Representatives; and

WHEREAS, Representative Evans became House Minority Leader after four years as a legislator, and participated in the creation of a coalition of members of both parties that installed new leadership in the House of Representatives during the 1963 legislative session; and

WHEREAS, On November 3, 1964, the people of Washington elected Representative Evans to be the 16th governor of Washington; making him the youngest governor in state history, at age 39, and making his wife, Nancy Bell Evans, a native of Spokane, the youngest first lady at age 31; and

WHEREAS, During his unprecedented three consecutive terms as the state's chief executive, Governor Dan Evans founded the first state-level ecology department in the United States, providing a blueprint for President Nixon's Environmental Protection Agency; and cofounded the Washington Wildlife and Recreation Coalition; and

WHEREAS, Governor Evans directed the creation of councils advancing the status of women and addressing issues relating to Native Americans and Asian-Americans, energy policy, thermal power plant siting, mental health services, and the prevention of drug abuse; and

WHEREAS, It was Governor Evans who directed the creation of the office of community development, and the council on higher education, and championed the creation of the state's community college system; and

WHEREAS, Governor Evans signed legislation making special education mandatory in Washington, and promoted the employment of people with disabilities, encouraging the removal of barriers to mobility; and

WHEREAS, Governor Evans became President Evans after his third term as governor, when in 1977 he became president of The Evergreen State College in Olympia; and

WHEREAS, President Evans became United States Senator Evans in 1983 when he was appointed and then elected senator; and

WHEREAS, Senator Evans' accomplishments included the 1984 Washington Wilderness Act, which established 19 new wilderness areas, the Washington Park Wilderness Act of 1988, which created wilderness areas within Mount Rainier and Olympic and North Cascades National Parks, and extended protection to a favorite alpine lake in the Olympic Mountains called Lake of the Angels; and

WHEREAS, After leaving public office in 1988, he remained active in our state's public and private sectors, including 12 years as a regent for his alma mater, the University of Washington; and

WHEREAS, His contributions to the people of Washington continue to this day, through his service as a long-time member of the advisory board for the William D. Ruckelshaus Center; and

WHEREAS, First Lady Nancy Bell Evans also distinguished herself through her major public service contributions, including serving on the Board of Trustees of her alma mater Whitman College, and her leadership in achieving a major restoration of the Governor's Mansion and creation of the Governor's Mansion Foundation, which continues to care for and add to the historical resources of the Mansion; and

WHEREAS, Dan Evans has been recognized by the University of Washington, which named its School of Public Affairs for him, where the Governor and Nancy serve on the advisory board; and

WHEREAS, Dan Evans has been recognized by The Evergreen State College, which named its library for him; and

WHEREAS, A man once referred to as "Old Gluefoot" for his ability to avoid mingling in a roomful of people is described today as "a master at uniting the uncommon"; and

WHEREAS, As governor, Dan Evans earned the nickname "Straight Arrow" for his honesty, and was later recognized by the University of Michigan as one of the Ten Outstanding Governors in the 20<sup>th</sup> Century; and

WHEREAS, Dan Evans, who once said he "would rather cross the aisle than cross the people," is one of the most popular and respected public servants in Washington history;

NOW, THEREFORE, BE IT RESOLVED, That in commemoration of the 50<sup>th</sup> anniversary of Dan Evans' inaugural installation as Governor, the Washington State Senate congratulate Senator and Governor Dan Evans for his service to the people of Washington and to the United States of America; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted by the Secretary of the Senate to the Honorable Daniel J. Evans, in recognition and appreciation of his commitment to the people of Washington and the great state in which they live.

Senators Parlette and Fraser spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8602.

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

#### INTRODUCTION OF SPECIAL GUEST

The President welcomed and introduced Mrs. Nancy (Bell) Evans former First Lady of Washington who was seated at the rostrum.

#### INTRODUCTION OF SPECIAL GUEST

The President welcomed and introduced former U. S. Senator Slade Gorton, who was seated at the rostrum.

#### INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced Miss Isobelle Evans and Miss Eloise Evans, granddaughters of Governor and Mrs. Evans; former Secretaries of State Sam Reed and Ralph Munro; Mr. Phillip Jones, Commissioner, Washington Utilities and Transportation Commission, who served on the staff of then-U. S. Senator Dan Evans; Dr. Sandra Archibald, Dean,

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Daniel J. Evans School of Public Affairs, University of Washington; Mr. J. Paul Blake, Director of Communications and External Relations, Evans School, UW; and Erika Neely, Director of Strategic Initiatives, Evans School, UW; and faculty and staff of the Evans School who were present in the gallery.

With the permission of the Senate, business was suspended to allow former State Representative, Governor and U.S. Senator Daniel Jackson Evans to address the assembled members of the House and Senate.

#### REMARKS BY THE PRESIDENT

President Owen: "It is now a great privilege and honor for the President, who was in high school when he first heard Dan Evans speak, to again listen to him share some words with us today. It's a privilege for me to introduce to you Governor Dan Evans."

#### REMARKS BY GOVERNOR DANIEL JACKSON EVANS

The Honorable Daniel J. Evans: "You know, it's a rare privilege to come before the Senate. I didn't do it very often – and was not invited very often to do that. Governors stay on the second floor and legislators, normally, the third. It's a delight to be here. Well, it's a delight to be anywhere. I deeply appreciate Linda, you and Karen's fine remarks and the resolution which had more 'Whereases' than any resolution I've ever run across. Usually the object of all of this affection is laid out prone in front of you in a memorial service but I'm delighted to be here to listen to it all and hope my granddaughters even believe a little of it.

You know things don't change very much in fifty years. This Capitol and this Chamber and the House Chamber, in which I served in, are very much the same with the exception of the electronics. They were replaced in those days by spittoons which were arrayed at the sides of most of the desks in the House and the Senate. That's probably something for the better.

Things don't change much in another respect. To go back into a little history, you know, as you gather today you're under a court order from the State Supreme Court to amply fund common schools. Fifty years ago we were under a federal court order. That time to redistrict to one person, one vote. And we were wildly off of that goal at the time. At noon on January 11<sup>th</sup> the Legislature took office and the new session began. In the 1964 election it was a Democratic landslide and both houses were controlled substantially by Democrats. I was not to be sworn in until Wednesday and Governor Rosellini was still Governor.

Well, the Senate, led by its redistricting mastermind, Senator Bob Grieve, immediately began work on a highly-partisan redistricting bill. They created a Senate juggernaut and, on the first day, passed a redistricting bill over to the House. It only needed fifty votes to pass the House and Democrats had sixty members in the House.

We were desperately looking for eleven House Democratic votes. By now the corridors were clogged with lobbyists, each attempting to gain advantage from the survival warfare that was raging in the House chambers. We did everything we could to delay action and by noon we knew we had created enough uncertainty that we had a chance to survive until noon Wednesday but it was a remote possibility.

That afternoon Slade came to me, along with Jim Dolliver, my Chief-of-Staff, and said, 'We're going to have a tough time holding that bill off until Wednesday noon but we found something interesting. The constitution originally said the Governor would be sworn in on the second Monday of January

but a law passed sometime afterwards changed that to the second Wednesday in January. We could hold a swearing-in ceremony in the Visitors' Gallery of the House chambers at 12:01 Wednesday morning, if necessary.' I immediately contacted the Chief Justice of the Supreme Court. Richard Ott had been a Republican legislator beforehand. He enthusiastically joined the conspiracy and on Tuesday afternoon telephoned me and whispered, 'I've just left the Supreme Court and I've got the Seal of the State of Washington with me.'

Upstairs the battle raged in the House. A late Monday session was followed by a long debate on Tuesday. It was interrupted by frequent party caucuses and as night came on Tuesday, inexorably, the Democratic majority came closer to their fifty vote goal. It crept up to forty-eight. We thought we might have a chance to last until midnight.

I called Nancy and said, 'If you want to see my inauguration, you better come to Olympia right now.' She had to find a babysitter at nine o'clock in the evening for two young boys but she, my parents and her mother started for Olympia and our House Republican leaders prepared what was ultimately known as 'the best speech never given.' Tom Copeland, our Republican legislator, was to give a speech at 12:01 and end it by saying, 'Before you make a final determination on my suggestion to adjourn. I wish to advise you that here inside this Capitol at this very moment, a Judge (sic) of the Supreme Court is prepared to administer the oath of office to Governor-elect Daniel J. Evans and he will there upon assume the office provided by law. The new Governor would prefer to be sworn in at a Joint Session as is usually done. The decision is yours to make. Let's show the people that we know how to be statesmen.'

Well, word began to leak out that something was brewing and finally at eleven p.m. the House adjourned unable to complete the gerrymander the Senate so confidently began.

The inauguration was held as scheduled at noon on Wednesday. Footnote number one: It took forty-seven days and two vetoes before we passed a satisfactory redistricting bill and during that time one of the senators got up on the floor of the Senate after my second veto and said, 'We got another Italian Governor: 'Danny Veto.' I didn't appreciate that much but... Footnote number two: The next election the Republicans gained sixteen seats in the House of Representatives, took control and kept it for the next six years. So it was a good redistricting bill. May you have an easier time this year and less interruption by the Court.

You know, let me leave you with just three, not admonitions, but things I believed over the years and hope that maybe a little bit of each one of them will find its way into your deliberations. I said forty years ago:

'There are no Republican schools and there are no Democratic highways. There are no liberal salmon and there are no conservative parks.

Second, I'm not ashamed of the word 'conservative' nor afraid of the word 'liberal.'

Third, I would rather cross the political aisle than cross the people.'

I still believe in these principles.

And, frankly, with all of the opportunities and offices that I've held and the things that I've done, I still think the greatest single experience was the day I stood in seat number 98 in the House of Representatives and took the oath of office as a young legislator. It changed my life and it's been a real ball ever since and it ain't over yet."

#### REMARKS BY THE PRESIDENT

President Owen: “Governor, before you leave, I would like to draw attention to, the members’, of a great publication that I ran into on my way to Arizona to visit my family a week ago. Alaska Airlines and they featured Dan Evan on the front page as well as a tremendous article inside. [Dan Evans, Distinguished Leadership, *Alaska Airlines Magazine*, January 2015, Vol. 39, No. 1] I’d be greatly honored if you would sign this for me. Thank you very much for all your service to the people of the great State of Washington – and to the nation for that matter – for everything you’ve done. It’s been a great privilege knowing you and having you serving this state and I wish you well, along with the rest of the family. Thank you very, very much for being here. Governor Evans. Thank you.”

Senator Fain announced a brief reception hosted by Senator Schoesler in the Majority Leader’s office to allow senators the opportunity to visit with Governor Evans.

#### PERSONAL PRIVILEGE

Senator Kohl-Welles: “Actually, I have two points. The first one is, as many of you know that another great leader in our state of Washington has been recognized and will receive a tribute here but former University of Washington President William Gerberding died late December, I believe it was December 27. A memorial service is being held tonight at the Evans School at the University of Washington. Some of us are planning to have a

tribute for him during the session. Secondly: You may know that Sunday, January 11, was the celebration, in effect, National Human Trafficking Day and on December 31<sup>st</sup> President Obama proclaimed that the month of January is National Slavery and Human Trafficking Prevention Month. Now, you all know we have worked a lot on this issue, it’s very important and we were the first state in the country to enact a state trafficking law introduced by former Representative Velma Veloria. We’ve had thirty-six laws enacted since then and we are leading the efforts in the county and we will continue to do so this session. Thank you.”

Senator Fraser announced a meeting of the Senate Democratic Caucus at 11 o’clock.

Senator Parlette announced a meeting of the Senate Majority Coalition Caucus at 11 o’clock.

#### MOTION

At 10:43 a.m., on motion of Senator Fain, the Senate adjourned until 12:00 o’clock noon, Thursday, January 15, 2015.

BRAD OWEN, President of the Senate

HUNTER G. GOODMAN, Secretary of the Senate







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